



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 26 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.

Case reference FTS/HPC/RP/21/2386

Parties

Mr David Simpson (Applicant)

Mr Christian Pedersen, Mrs Lynette Pedersen (Respondent)

157 Carmyle Avenue, Glasgow, G32 8ED (House)

Tribunal Member: Jacqui Taylor (Legal Member)

The Tribunal rejects the application by the Applicant dated 25th September 2021 being an application under section 22(1) of the Housing (Scotland) Act 2006 requesting the Tribunal to determine if the property complies with the Repairing Standard.

The Tribunal sent an email to the Tenant dated 4th October 2021 requesting further information to enable the Tribunal to proceed with the application and requesting that the necessary information be provided by 18th October 2021. The Tribunal sent the Tenant a reminder email dated 19th October 2021 and requested that the information be provided by 26th October 2021. The email dated 19th October 2021 also explained that if the Tribunal do not receive the information requested by 26th October 2021 the President will have no option but to reject the application. No response was received to the said emails and the required documents were not provided.

Accordingly the Tribunal have good reason to believe that it would not be appropriate to accept the application and reject the application in terms of rule 8 (1)(c) of the Tribunal Rules.

In terms of Section 46 of the Tribunal (Scotland) Act 2014, a party aggrieved by the decision of the Tribunal may appeal to the Upper Tribunal for Scotland on a point of law only. Before an appeal can be made to the Upper Tribunal, the party must first seek permission to appeal from the First-tier Tribunal. That party must seek permission to appeal within 30 days of the date the decision was sent to them.

J Taylor

.....Legal Member
Date: 3rd November 2021