

# **Housing and Property Chamber**

## **First-tier Tribunal for Scotland**

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**Notice of Property Factor Enforcement Order made under Section 19(3) of the Property Factors (Scotland) Act 2011 as amended (“the 2011 Act”) following upon a Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) (the tribunal) in an application under Section 17(1) of the 2011 Act.**

**Reference number: FTS/HPC/PF/23/3112**

**Re: 38 Davie Sneddon Way, Kilmarnock, KA1 1AD (“the Property”)**

**The Parties:**

**Miss Nicola Wilson, 38 Davie Sneddon Way, Kilmarnock, KA1 1AD (“the Applicant”)**

**Indigo Square Property Ltd, 42 Holmlea Road, Glasgow, G44 4AL (“the Respondent”)**

**Tribunal Members:**

**Martin J. McAllister, Solicitor, (Legal Member)**

**Elizabeth Dickson, (Ordinary Member)  
(the “tribunal”)**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the tribunal”) considered matters and makes a property factor enforcement order (“PFEO”) in the following terms:**

**The Tribunal requires the Respondent to pay the sum of ONE THOUSAND FIVE HUNDRED POUNDS (£1500) to the Homeowner within thirty days of the service on it of the PFEO in terms of Section 19 (3) of the 2011 Act.**

**This document should be read in conjunction with the tribunal’s Decision of the same date under Section 19(3) of the 2011 Act.**

**Failure to comply with a property factor enforcement order may have serious consequences and may constitute an offence.**

**In terms of section 46 of the Tribunals (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.**

Martin J. McAllister  
Legal Member  
5 February 2025