

Housing and Property Chamber

First-tier Tribunal for Scotland



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/23/3240

Re: Flat 9, Newton Gardens, 50 Newton Street, Greenock, PA16 8SQ (“the Property”)

The Parties:

Mr Alastair Walker, 26 Duncan Green, Livingston, EH54 8PR, Trustee of the late Catherine McDonald Millan (“the Applicant” and the “Homeowner”)

**Morison Walker Property Management Ltd, 23 Patrick Street, Greenock, PA16 8NB
 (“the Respondent” and ‘the Property Factor’)**

Tribunal Members:

**Martin J. McAllister, Solicitor, (Legal Member)
Ahsan Khan, (Ordinary Member)
(the “tribunal”)**

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the tribunal”) determines that a property factor enforcement order (“PFEQ”) should be made.

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

The tribunal makes the following Property Factor Enforcement Order (“PFEQ”):

The Tribunal requires the Property Factor to pay the sum of Fifty pounds (£50) to the Homeowner within thirty days the date of service of this notice

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
31 January 2025