



Property Factor Enforcement Order (“PFEO”): Property Factors (Scotland) Act 2011 Section 19(3)

Chamber Ref: FTS/HPC/PF/24/1969

Parties

**Mrs Elizabeth Campbell (Applicant)
Hacking and Paterson Management Services (Respondent)**

Mr Frederick Campbell (Applicant’s Representative)

Flat 0/2, 43 Queensborough Gardens, Hyndland, Glasgow, G12 9QP (Property)

Tribunal Members:

Alan Strain (Legal Member) and Robert Buchan (Ordinary Member)

This document should be read in conjunction with the First-tier Tribunal’s Decision of 16 April 2025.

Having determined by Decision dated 16 April 2025 that the Property Factor had failed to comply with the Section 14 duty and its property factor’s duties in terms of the Act, and having determined to issue a Property Factor Enforcement Order (“PFEO”), the Tribunal gives Notice in accordance with Section 19(2)(a) of the Act that the Tribunal proposes the following PFEO and invites the Parties to make representations no later than 7 May 2025.

Proposed PFEO:

No later than 30 May 2025 the Property Factor must:

1. Refund the Applicant the charge for the survey in the sum of £52.50 and late payment fee;
2. Pay the Applicant the sum of £750 as compensation for inconvenience and stress related to the failure to comply with sections of the Code of Conduct as described in the written decision of the Tribunal dated 16 April 2025.
3. The payments should be made directly to the Applicant and not as a credit to account.

Right of Appeal



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.

16 April 2025

Legal Member

Date