

Housing and Property Chamber

First-tier Tribunal for Scotland



Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 26 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017

Certificate of Compliance with the Property Factor Enforcement Order ("PFEO") dated 12 June 2018 made in terms of the Property Factors (Scotland) Act 2011 ("the Act")

Chamber Ref: FTS/HPC/PF/17/0059

**Flat 3, 9 Church Hill, Paisley PA1 2TG
("The Property")**

The Parties:-

**Mr ROSS LAFFERTY, Flat 3, 9 Church Hill, Paisley PA1 2DG
("the Applicant")**

**SPEIRS GUMLEY PROPERTY MANAGEMENT, 194 Bath Street, Glasgow, G2 4LE
("the Respondent")**

Tribunal Members:

**Graham Harding (Legal Member)
Colin Campbell (Ordinary Member)
("the Tribunal")**

Decision

The Tribunal hereby determines that the Property Factor Enforcement Order has been complied with.

The decision of the Tribunal is unanimous

Reasons for Decision

The Tribunal issued a Property Factor Enforcement Order on 12 June 2018 as follows:

- (1) The Respondent must pay the Applicant £100.00 for the inconvenience he has suffered from its own funds and at no cost to the owners. The said sum to be paid within 28 days of the communication to the Respondent of the Property Factor Enforcement Order.
- (2) The Respondent must issue a credit note to the applicant in the sum of £34.56 within 28 days of the communication to the Respondent of the Property Factor Enforcement Order.

In terms of Section 23(1) of the 2011 Act the Tribunal is to determine whether the Respondent has complied with the PFEO.

On 28 June 2018 the Applicant advised the Tribunal that he had received payment by cheque of the sum awarded and his account had been credited with the amount due.

Accordingly the Tribunal considers the PFEO to have been complied with.

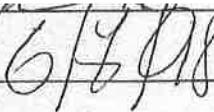
Appeals

A homeowner or property factor 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.

Graham Harding

Legal Member and Chair

Date

A handwritten signature in black ink, appearing to read "Graham Harding". It is written over two horizontal lines.

