

Housing and Property Chamber

First-tier Tribunal for Scotland



Certificate of Compliance following upon a Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) in an application under Section 17(1) of the Property Factors (Scotland) Act 2011.

Chamber References: HPC/PF/21/2439, HPC/PF/21/2627,
HPC/PF/21/2513, HPC/PF/21/2438,
HPC/PF/21/2380 and HPC/PF/21/2368

Re: Properties at 40 Cranworth Street, Hillhead, Glasgow, G12 8AG ("the Properties")

Parties:

Ms Kirsty Scott (2439), Mrs India Fullarton (2627), Mrs Fiona Mann (2513), Ms Pasquale Cerullo (2438), Mrs Ping-Tai Wong (2380) and Mr Alan Ker (2368) ("the Applicants")

Lomond Property Factors Limited, The Gowk, Gartocharn, Dunbartonshire, G83 8ND ("the Respondent")

Tribunal Members:

Martin McAllister, solicitor, (Legal Member) and Robert Buchan, chartered surveyor, (Ordinary Member) ("the tribunal")

Certificate of Compliance with Property Factor Enforcement Order dated 13th December 2022

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

Terms of the Property Factor Enforcement Order (PFEO):

The Property Factor will make a payment of £500 to each Applicant by way of compensation for breaches of the Property Factors (Scotland) Act 2011 Code

of Conduct for Property Factors within twenty eight days of service of the property factor enforcement order.

Reasons for Decision

The Respondent stated on 30th January 2023 that it had paid the sums to the Applicants. Ms Kirsty Scott, representative of the Applicants confirmed on 2nd February 2023 that payment had been made to all Applicants.

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.

Martin J. McAllister
Legal Member

7th February 2023