



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 26 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.

Chamber Ref: FTS/HPC/PF/19/2628

Re: 02/ 26 Bank Street, Greenock, PA15 4PH ("the Property")

Parties:

Mr Thomas MacDonald, 02/ 26 Bank Street, Greenock, PA15 4PH ("the Applicant")

Cloch Housing Association, 19 Bogle Street, Greenock, PA15 1ER ("the Respondent")

Tribunal Member: Martin J. McAllister (Legal Member)

The Tribunal rejects the application by the applicant dated 24TH June 2019 being an application in terms of Section 17 (1) of the Property Factors (Scotland) Act 2011

The Tribunal wrote to the Applicant's representative on 24th October 2019 requesting further information to enable the application to be processed and asked that the requested information be provided by 21st November 2019. A reminder letter was sent by the Tribunal on 9th January 2020. On 18th February 2020, the Applicant's representative requested that an extension of time be allowed for a response. This was granted and the Applicant's representative was advised that a response was expected by 26th February 2020.

No response has been received from the Applicant and it is therefore not possible for the Tribunal to proceed to determine the application. Accordingly the Tribunal has good reason to believe that it would not be appropriate to accept the application and it determined that it be rejected in terms of rule 8 (1)(c) of the Tribunal Rules.

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.

Martin J. McAllister, Legal Member

30th June 2020