



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/20/1735

Re: Flat 10, 5 Arneil Place, Edinburgh, EH5 2GT ("the Property")

Parties:

Mr Philip Cragg, Flat 10, 5 Arneil Place, Edinburgh, EH5 2GT ("the Applicant")

Charles White Ltd, Citypoint, 65 Haymarket Terrace, Edinburgh, EH12 5HD ("the Respondent")

Tribunal Member: Martin J. McAllister (Legal Member)

The Tribunal rejects the application by the applicant dated 19th August 2020 being an application under section 17(1) of the Property Factors (Scotland) Act 2011.

The Tribunal requested further information from the Applicant on 25th November 2020, no response was received and a further request was made on 23rd December 2020. No information was received and a reminder was sent on 24th February 2021 requesting information to be provided by 10th March 2021 and this communication intimated that, if a response were not received, the President may decide to reject the application. The information requested has not been received.

The Applicant has not provided the information requested and has had sufficient opportunity to do so.

Accordingly the Tribunal has good reason to believe that it would not be appropriate to accept the application and rejects the application 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, 14th April 2021