

# Housing and Property Chamber

## First-tier Tribunal for Scotland



### First-tier Tribunal for Scotland (Housing and Property Chamber)

**Property Factor Enforcement Order proposed to be made in respect of an application under  
Section 17 of the Property Factors (Scotland) Act 2011 ("the Act") and issued under the  
First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations  
2016**

Chamber Ref: FTS/HPC/PF/19/2593

Property: Flat 3/1, 8 Whitehall Street, Glasgow, G31 2LJ ("The Property")

#### The Parties:-

Mr Max Withington, residing at 5 Birch Grove View, Newton Mearns, Glasgow, G77 6NJ ("the Homeowner")

and

Apex Property Limited, having a place of business at 46 Eastside, Kirkintilloch, East Dunbartonshire, G66 1QH ("the Property Factor")

#### Tribunal Members

Mr James Bauld (Legal Member)

Mr Andrew McFarlane (Surveyor, Ordinary Member)

This document should be read in conjunction with the Tribunal's decision under section 17 of the Act on the same date.

The Tribunal proposes to make the following Property Factor Enforcement Order

- The Property Factor is ordered to make payment of SIX HUNDRED POUNDS (£600.00) to the Homeowner within 28 days of the date of this Decision.

#### Review of Tribunal's Decision

In terms of section 46 of the Tribunals (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.

**Failure to comply with a Property Factor Enforcement Order may have serious consequences and may constitute an offence.**

James Bauld, Chairperson

18/12/19

Date

Witness

JENNIFER GLASGOW

Full name

SECRETARY

Designation

7 West George Street,  
Glasgow,  
G2 1BA