

**Housing and Property Chamber**  
**First-tier Tribunal for Scotland**

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**Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber)  
under Section 71 of the Private Housing (Tenancies) (Scotland) Act 1971**

**Chamber Ref: FTS/HPC/CV/19/1507**

**Re: Property at 17 South Road, Inch, AB52 6XG (“the Property”)**

**Parties:**

**Mrs Sophie MacDonald, 17 South Road, Inch, AB52 6XG (“the Applicant”)**

**Mr Jordan Bruce, Ms Stevie Jane Macdonald, 19 Wardie Dell, Edinburgh, EH5  
1AE (“the Respondent”)**

**Tribunal Members:**

**John McHugh (Legal Member)**

**Decision (in absence of the Respondent)**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that an order for payment by the Respondent to the Applicant of the sum of £1948.25 should be made, such sum being payable in accordance with a time to pay direction, at the rate of £325 per month.**

**Background**

The Applicant is the Landlord and the Respondent the tenant in terms of a short assured tenancy agreement in respect of the Property dated 30 November 2011.

**The Case Management Discussion**

A Case Management Discussion was due to take place on 26 July 2019. That hearing will not now proceed as the Tribunal has resolved to deal with the matter based upon the parties' written representations.

## **Findings in Fact**

The Applicant is the Landlord and the Respondent the tenant in terms of a short assured tenancy agreement in respect of the Property dated 30 November 2011.

The Respondent commenced occupation on 30 November 2017.

Rent is payable at the rate of £675 per month.

The sum of £1948.25 is outstanding by the Respondent under the tenancy agreement.

On 18 June 2019 the Respondents applied for a Time to Pay Direction, admitting liability for the sum sought in the Application and offering payment at the rate of £325 per month.

On 22 June 2019 the Applicant intimated her agreement to the proposal for time to pay.

## **Reasons for Decision**

The debt is admitted and the time to pay proposal by the Respondent is acceptable to the Applicant.

The proposal appears to the Tribunal to be reasonable in all the circumstances.

## **Decision**

An order for payment by the Respondent to the Applicant of the sum of £1948.25 should be made, such sum being payable in accordance with a time to pay direction, at the rate of £325 per month.

## **Right of Appeal**

**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.**

**Since an appeal is only able to be made on a point of law, a party who intends to appeal the tribunal's decision may wish to request a Statement of Reasons for the decision to enable them to identify the point of law on which they wish to appeal. A party may make a request of the First-tier Tribunal for Scotland (Housing and Property Chamber) to provide written reasons for their decision within 14 days of the date of issue of this decision.**

**Where a Statement of Reasons is provided by the tribunal after such a request, the 30 day period for receipt of an application for permission to appeal begins on the date the Statement of Reasons is sent to them.**

John McHugh

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**John McHugh, Legal Member/Chair**

2 July 2019

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**Date**