



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 16 of the Housing (Scotland)
Act 2014**

Chamber Ref: FTS/HPC/CV/19/2207

Re: Property at 3 Bosewell Drive, Blantyre, G72 0BJ (“the Property”)

Parties:

Mr Steven Magill, 30 Marlborough Heights, Belfast, BT6 9QR (“the Applicant”)

Miss Natasha Connor, 3 Bosewell Drive, Blantyre, G72 0BJ (“the Respondent”)

Tribunal Members:

George Clark (Legal Member)

Decision (in absence of the Respondent)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the application should be granted without a Hearing and made an Order for Payment by the Respondent to the Applicant of the sum of £1,800.

Background

By application, received by the Tribunal on 5 August 2019, the Applicant sought an Order for Payment by the Respondent to the Applicant in respect of arrears of rent for the Property, the sum sought being £1,350.

The application was accompanied by copies of a Private Residential Tenancy Agreement between the Parties, commencing on 23 November 2018 at a rent of £450 per month and a Rent Statement showing arrears as at 5 August 2019 of £1,800.

By e-mail dated 9 September 2019, the Applicant asked to increase the amount sought to £1,800.

On 7 August 2019, the Tribunal advised the Parties of the date, time and venue for a Case Management Discussion and the Respondent was invited to make written representations by 27 August 2019. The Respondent did not make any written representations to the Tribunal.

Case Management Discussion

A Case Management Discussion was held at Glasgow Tribunals Centre, 20 York Street, Glasgow on the afternoon of 10 September 2019. The Applicant was represented by Wayne Burrows of Penny Lane Homes, Shawlands, Glasgow. The Respondent was not present or represented. The Applicant's representative confirmed that no payments had been made since the date of the application and asked the Tribunal to make the Order for Payment without a Hearing

Reasons for Decision

Rule 17 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 provides that the Tribunal may do anything at a Case Management Discussion which it may do at a Hearing, including making a decision. The Tribunal was satisfied that it had before it all the information and documentation it required and that it would determine the application without a Hearing.

The Tribunal was satisfied from the evidence before it that the sum sought was lawfully due by the Respondent to the Applicant and that it would grant the application and make an Order for Payment.

Decision

The Tribunal determined that the application should be granted without a Hearing and made an Order for Payment by the Respondent to the Applicant of the sum of £1,800.

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.

G.Clark

Legal Member/Chair

10 September 2019

Date