

Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71(1) of the Private Housing (Tenancies) (Scotland) Act 2016

Chamber Ref: FTS/HPC/CV/19/0416

Re: Property at 83 Pilton Avenue, Edinburgh, EH5 2HR (“the Property”)

Parties:

Mrs Anouska Barry, 30/11 Brighthouse Park Cross, Edinburgh, EH5 2HR (“the Applicant”)

Miss Natasha Buckley, 83 Pilton Avenue, Edinburgh, EH5 2HR (“the Respondent”)

Tribunal Members:

Mark Thorley (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 £3100 (Three Thousand One Hundred Pounds) be made.

This is an application for payment in respect of rent arrears at 83 Pilton Avenue, Edinburgh EH5 2HR. A copy of the Tenancy Agreement together also with rent statement was lodged along with certain text messages between the parties.

At the hearing the applicant appeared on her own behalf. There was no appearance by or for the tenant.

Rent was due to be paid at the rate of £1,100 per month. The last payment made by the Respondent was in December 2018 of £200. At the time of the application £3,100 was due.

Findings in Fact

- 1. The tenancy was constituted by way of agreement entered into between the parties on 6 August 2018.**
- 2. Rental payments were due at the rate of £1,100 per month.**

3. That at the raising of the application the sum of £3100 was due.

4. That the respondent had received notice of the proceedings.

Decision

The Tribunal makes an order for payment by the Respondent to the Applicant of the sum of £3100 (Three Thousand One Hundred Pounds)

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.

M Thorley

Legal Member/Chair

5 Jul 2019

Date