



**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 (Act)**

**Chamber Ref: FTS/HPC/CV/18/2064**

**Re: Property at Flat 2/1, 2115 Dumbarton Road, Yoker, Glasgow, G14 0HU (“the  
Property”)**

**Parties:**

**Mr Giovanni Gobbi, 46 Rannoch Drive, Bearsden, Glasgow, G61 2LE (“the  
Applicant”)**

**Miss Emma Russell Pyke, Flat 2/1, 2115 Dumbarton Road, Yoker, Glasgow,  
G14 0HU (“the Respondent”)**

**Tribunal Members:**

**Alan Strain (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 in the sum of THREE THOUSAND FOUR HUNDRED POUNDS  
(£3,400.00) be granted.**

**Background**

This is an Application for payment in respect of rent arrears in terms of section 16 of  
the Act.

The Tribunal had the following documents before it:

1. Application received 10 August 2018;
2. Tenancy Agreement dated 1 September 2016;
3. Rent Statement as at the date of the Application.

**Case Management Discussion (CMD)**

A. Strain

The case called for a CMD on 26 October 2018. The Applicant was represented. The Respondent did not appear and was not represented.

The Tribunal considered the Sheriff Officer's Certificate of Service of the notification of proceedings on the Respondent dated 9 October 2018. The Tribunal was satisfied that the Respondent had notification and that the Tribunal could make a decision at the CMD if satisfied on the information before it and if the Tribunal considered it fair to do so.

The Applicant's solicitor informed the Tribunal that no rent had been paid for August, September and October. He was not in a position to amend so moved for an order in respect of the amount outstanding at the date of the application, namely £3,400.

The Tribunal considered the documentation, the submissions and the overriding objective. The Tribunal was satisfied that it had sufficient information to grant the order sought and that it was fair to do so.

The order was accordingly granted.

### **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.**

A. Strain

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**Legal Member/Chair**

26 October 2018  
**Date**