

Housing and Property Chamber
First-tier Tribunal for Scotland



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/19/2145

Re: Property at 17F Waulking Mill Road, Faifley, G81 5AJ (“the Property”)

Parties:

Ms Audrey Smith, 2A Kinnoul Lane, Glasgow, G12 9HF (“the Applicant”)

Miss Teresa McDermott, 23 Loganlea Crescent, Addiewell, West Calder, West Lothian, EH55 8HP (“the Respondent”)

Tribunal Members:

Alan Strain (Legal Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the Respondent pay the Applicant the sum of £382.79.

Background

This was an application under section 16 of the Act and Rule 70 of the Tribunal Procedure Rules.

The Applicant seeks payment of the cost of various repairs and damage to the Property during the Tenancy.

The Tribunal had regard to the following documents:

1. Application received 10 July 2019;
2. Supporting documents and receipts lodged by Applicant;
3. Inventory dated 4 August 2017;
4. Short Assured Tenancy dated 4 August 2017;
5. Photographs of Contents;
6. Tenant’s Written Submissions.



Case Management Discussion (CMD)

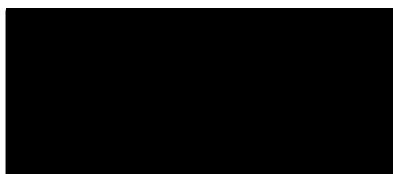
The case called for a CMD on 9 September 2019. Both parties were present and unrepresented. The Parties informed the Tribunal that they had reached agreement and wished the Tribunal to grant an order reflecting that agreement.

The Parties agreed that the Tribunal order the sum of £382.79 to be paid by the Respondent to the Applicant in monthly instalments of £50. Given that the Parties were in agreement the Tribunal determined that it was in accordance with the overriding objective to grant an order as sought by them.

The Tribunal accordingly order the Respondent to pay the Principal Sum of £382.79 to the Applicant by monthly instalments of £50.

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.



Legal Member/Chair

9 September 2019

Date