

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/18/2298

Re: Property at 2/1 22 Cornalee Place, Glasgow, G53 7EN (“the Property”)

Parties:

Houston Home Lettings Ltd, c/o Houston Home Lettings, 68-74 Queen Elizabeth Avenue, Glasgow, G52 4NQ (“the Applicant”)

Miss Lynne Cameron, 2/1 22 Cornlee Place, Glasgow, G53 7EN (“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 the Respondent be ordered to pay the sum of TWO THOUSAND EIGHT HUNDRED AND SEVENTEEN POUNDS EIGHTY PENCE (£2,817.80) to the Applicant.

Background

This is an application under Rule 70 of the Procedure Rules for payment of rent arrears.

The Tribunal had regard to the following documents:

1. Application received 29 August 2018;
2. Tenancy Agreement dated 28 August 2016;
3. Statement of Rent Arrears at end of tenancy;
4. Certificate of Service by Sheriff Officers.

Case Management Discussion (CMD)

A.Strain

The case called for a CMD on 25 October. The Respondent did not appear nor was she represented.

The Applicant was represented by Ms Kathleen McGeown. Ms McGeown moved for an order in the sum of £2,817.80 which was the amount due at the date of the Application.

The Tribunal considered the documents and the Applicant's position. Service of the notification of the proceedings had been made on the Respondent by Sheriff Officers. The Tribunal had regard to the Certificate of Service before it. The Tribunal was satisfied that the Respondent had proper notice of the CMD and that the Tribunal could determine the case in her absence if satisfied and considered it appropriate to do so.

The Tribunal had due regard to the overriding objective and the interests of justice. It was satisfied that it had sufficient information to determine the matter and that it was appropriate to do so. The Tribunal accordingly granted an order for payment in the rent arrears found to be outstanding at the date of the application.

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

Legal Member/Chair

25 October 2018

Date