



**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/21/1803**

**Re: Property at 3 Albion Place, Edinburgh, EH7 5QR (“the Property”)**

**Parties:**

**Bipinkumar Jayantilal Shah, Sureshchandra Shah, Reena Nagda Shah, PO Box 38558-00623, Nairobi, Kenya, Kenya; 10 The Glen, Village Way, London, HA5 5AY; PO Box 38558-00623, Nairobi, Kenya, Kenya (“the Applicant”)**

**Mr Peter Leslie, 3 Albion Place, Edinburgh, EH7 5QR (“the Respondent”)**

**Tribunal Members:**

**Alison Kelly (Legal Member) and Janine Green (Ordinary 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 in the amount of £6930 should be made.**

**Background**

On 29<sup>th</sup> July 2021 the Applicant lodged an application under Rule 111 of the First Tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”), seeking an order for payment.

Lodged with the application were:-

1. The Tenancy Agreement showing a start date of 17<sup>th</sup> July 2020 and rent due of £630 per month;
2. Rent Statement;

The papers were served on the Respondent by Sheriff Officer on 22<sup>nd</sup> September 2021.

### **Case Management Discussion**

The Case Management Discussion (“CMD”) took place by teleconference. The Applicant was represented by Dayna Greeney and Donald Gray of DJ Alexander. There was no attendance by the Respondent or any representative on his behalf. The tribunal waited until 10.10 before starting.

The Tribunal explained the purposes of a CMD in terms of Rule 17 of the Rules.

Miss Greeney moved for an order for payment in the amount of £6930, being the rent due by the Respondent from 17<sup>th</sup> August 2020 to 16<sup>th</sup> July 2021.

### **Findings in Fact**

1. The parties entered into a Tenancy Agreement in respect of the property;
2. The Tenancy Agreement had a commencement date of 17<sup>th</sup> July 2020;
3. The rent was £630 per month;
4. The Respondent has paid no rent since July 2020;
5. The amount outstanding as 16<sup>th</sup> July 2021 was £6930.

### **Reasons for Decision**

The arrears outstanding as 16<sup>th</sup> July 2021 were £6930.

### **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.**

Alison Kelly

25/10/2021

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Legal Member/Chair

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Date

