



**Decision with Statement of Reasons under Rule 17 of the First-tier for Scotland Housing and Property Chamber Rules of Procedure 2017.**

**Chamber Ref: FTS/HPC/CV/22/3691**

**Re: Property at 23 PILRIG HEIGHTS, EDINBURGH, EH6 5AB (“the Property”)**

**Parties:**

**PROPERTY CONNECTION EDINBURGH LTD, 29 SCIENNES ROAD, EDINBURGH, EH9 1NX per Swift Letting Ltd, 29 York Place, Edinburgh EH1 3HP (“the Applicants”)**

**MR ZBIGNIEW KAZIMIERCZUK 5 Trafalgar Street, Edinburgh, EH6 4DH (“the Respondent”)**

**Tribunal Member:**

**David Preston (Legal Member)**

**Decision (in absence of the Respondent)**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined to make an Order for Payment by the respondent to the applicant of the sum of FOURTEEN THOUSAND SEVEN HUNDRED AND SIXTY POUNDS (£14760).**

**Summary of Discussion**

1. A Case Management Discussion (CMD) was held on 7 March 2023 at which the tribunal was advised that the respondent had consulted Trust Deed Scotland to assist him with his indebtedness. The CMD was adjourned until today to allow negotiations and discussions to take place between the applicants and Trust Deed Scotland.
2. The CMD was convened at 10:00am as scheduled at which Ms Cant of Swift Letting Ltd appeared to represent the applicants. There was no appearance by or on behalf of the respondent.

3. Ms Cant advised that she had been in contact with Trust Deed Scotland and a payment plan had been agreed in terms of which the first payment was due to be made tomorrow.
4. In view of the fact that the respondent had admitted that he was liable for the full amount of the arrears of rent sought and that he neither appeared nor was represented at the continued CMD to make any further representations the tribunal decided that the applicants were entitled to an Order for payment of the full amount of the arrears sought in the sum of £14760.

### **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.**

9 May 2023