



**Decision of the First-tier Tribunal for Scotland (in absence of Respondents)**

**Case reference number FTS/HPC/PR/17/0459**

**Parties**

**Name: Jennifer Ludwig, represented by Alan Cameron, solicitor (Applicant)**

**Name: Andrea & Craig Atkins (Respondents)**

**Re: Flat 2/2, 15 Gateside Street, Hamilton, South Lanarkshire ML3 7HT (“the property”)**

At Hamilton on the 18<sup>th</sup> of January 2018, Mrs Lesley Ward, Tribunal Legal Member chaired the case management discussion in connection with the above noted application made in terms of regulation 9 of the tenancy deposit schemes (Scotland) Regulations 2011 (“the regulations”) on behalf of Ms Jennifer Ludwig (Applicant). The Applicant was represented by Mr Alan Cameron, solicitor. The Respondents did not attend the discussion and were not represented. The Tribunal is satisfied that the Andrea and Craig Atkins (Respondents) had received service of the application and the Tribunal had sight of certificate of intimation by Joseph Ridley, process server on the 21<sup>st</sup> of December 2017. The Tribunal, being satisfied that the Respondents, as landlords of the property, did not comply with any duty in Regulation 3 of the regulations makes an order for the Respondents to pay the tenant, Ms Jennifer Ludwig (the Applicant), the sum of £800.

A party may request the First-tier Tribunal Housing and Property Chamber to provide written reasons for this decision within 14 days of the date of issue of this decision.

**An Applicant and Respondent 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.**

L Ward

Mrs Lesley Anne Ward

Chairperson

Date 18 January 2018