



Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71 of the Private Housing (Tenancies) (Scotland) Act 2016

Chamber Ref: FTS/HPC/CV/23/2992

Re: Property at 12/8 Pilrig Heights, Edinburgh, EH6 5BB (“the Property”)

Parties:

Shastra Property & Development LTD, 4C New Mart Road, Edinburgh, EH14 1RL (“the Applicant”)

Nebojsa Kosanovic, Gabriel Dudas, 149 Parkhead Avenue, Edinburgh, EH11 4RW (“the Respondents”)

Tribunal Members:

Andrew Upton (Legal Member)

Decision (in absence of the Respondent)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the Respondent is liable to make payment to the Applicants in the sum of SEVEN THOUSAND AND SIXTY-THREE POUNDS AND TWENTY-NINE PENCE (£7,063.29) STERLING

Statement of Reasons

1. This Application called for its Case Management Discussion by teleconference call on 23 November 2023. The Applicants were represented by Mrs Young. The Respondents were not present or represented.
2. In this Application the Applicant seeks payment of the sum of £7,063.29, which they say is outstanding as rent arrears.
3. In terms of Rule 17(4) of the First-tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017, the Tribunal may do anything at a Case Management Discussion that it may do at a Hearing, including make a Decision. In terms of Rule 2, when making any decision, the Tribunal must

have regard to the overriding objective to deal with proceedings justly; including the need to avoid unnecessary delay.

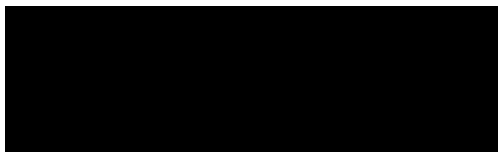
4. The Respondent has received service of this action but has chosen not to lodge written representations or appear at the Case Management Discussion. In the circumstances, the Tribunal is satisfied that the Applicant's claim is not disputed by the Respondent.
5. That being the case, the Tribunal granted an order for payment of £7,063.29.

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.

Since an appeal is only able to be made on a point of law, a party who intends to appeal the tribunal's decision may wish to request a Statement of Reasons for the decision to enable them to identify the point of law on which they wish to appeal. A party may make a request of the First-tier Tribunal for Scotland (Housing and Property Chamber) to provide written reasons for their decision within 14 days of the date of issue of this decision.

Where a Statement of Reasons is provided by the tribunal after such a request, the 30 day period for receipt of an application for permission to appeal begins on the date the Statement of Reasons is sent to them.



Legal Member/Chair

23/11/2023

Date