

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

Chamber Ref: FTS/HPC/CV/23/0925

Re: Property at 4 Cartbank Grove (2/2), Glasgow, G44 3JD (“the Property”)

Parties:

Nevis Properties Ltd, 6th Floor Gordon Chambers, 90 Mitchell Street, Glasgow, G1 3NQ (“the Applicant”)

Ms Linda McLellan, Mr David Mackenna, 4 Cartbank Grove (2/2), Glasgow, G44 3JD; 4 Cartbank Grove (2/2), Glasgow, G44 3JD (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member) and Ann Moore (Ordinary Member)

Decision

[1] The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) granted the Application and made a Payment Order in favour of the Applicant against the Respondents in the sum of £1,607.50 payable at the rate of £50.00 per month.

The Hearing

[2] The Application called for a Hearing by conference call at 10am on 14 November 2023. The Applicant was represented again by Ms McKendrick of Tay Lettings.

[3] The Second Respondent, Mr MacKenna was present along with his solicitor, Ms Holly Sloey of Govan Law Centre. Ms McLellan, now known as Mrs MacKenna, was not present and it was explained that she was feeling unwell.

[4] It was agreed that the Application would be settled by the Tribunal making a Payment Order in favour of the Applicant against the Respondents in the sum of £1,607.50 payable at the rate of £50.00 per month.

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. McLaughlin

Legal Member/Chair

14 November 2023

Date