



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71 (1) of the Private Housing (Tenancies) (Scotland) Act 2016**

**Chamber Ref: FTS/HPC/CV/23/1987**

**Re: Property at 0/1, 4 Harrow Place, Newton Mearns, Glasgow, G15 7DP (“the Property”)**

**Parties:**

**Mr Naved Chowdhury, Miss Nahid Shafi Chowdhury, 2 Priorwood Way, Newton Mearns, Glasgow, G77 6ZY (“the Applicant”)**

**Mr Levi McGhee, Miss Courtney Tippett, UNKNOWN, UNKNOWN (“the Respondent”)**

**Tribunal Members:**

**Andrew McLaughlin (Legal Member)**

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

**[1] The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) granted the Application and made a Payment Order in the sum of £2,406.25.**

**Background**

[2] The Applicants seek a Payment Order in respect of rent arrears said to have been accrued by the Respondents under a tenancy agreement between the parties. The Application is accompanied by a copy of the relevant tenancy agreement and a rent statement. The Respondents whereabouts could not reasonably be ascertained, and permission had been given to have the Application served on them by means of advertisement on the Tribunal’s website. This had been competently effected.

## **The Case Management Discussion**

[3] The Application called for a Case Management Discussion (CMD) by conference call at 10 am on 13 December 2023. The Applicants were represented by Ms Callaghan of TC Young. There was no appearance by or on behalf of the Respondents. The Tribunal decided to proceed in the absence of the Respondents. Having heard from Ms Callaghan, the Tribunal made the following findings in fact.

### **Findings in Fact**

- I. *The parties entered into a tenancy agreement whereby the Applicants let the Property to the Respondents by virtue of a Private Residential Tenancy Agreement;*
- II. *The Respondent vacated the Property with rent arrears lawfully due to the Applicants in the sum of £2,406.25 but which remain unpaid.*

### **Reasons for Decision**

[4] Having made the above findings in fact, the Tribunal granted the Application and made a Payment Order in favour of the Applicants against the Respondents in the sum of £2,406.25 with interest running on that sum at the rate of 8 per cent per year from today's date until payment.

### **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.



**Legal Member/Chair**

**Date**

**13 December 2023**