



**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/23/3117

**Re: Property at Ground Flat 03, 21 Craig Road, Glasgow, G44 3DW (“the
Property”)**

Parties:

**Edward OLoughlin (or O’Loughlin), 150 Netherlee Road, Glasgow, G44 3QA
 (“the Applicant”)**

**Nisha Shaheen, Ground Flat 03, 21 Craig Road, Glasgow, G44 3DW (“the
Respondent”)**

Tribunal Members:

George Clark (Legal Member)

Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) determined that the application should be decided without a Hearing
and made an Order for Payment by the Respondent to the Applicant of the sum
of £2,500.**

Background

By application, dated 28 March 2023, the Applicant sought an Order for Payment in respect of unpaid rent that had become lawfully due by the Respondent to the Applicant. The sum sought was £2,500.

The application was accompanied by copies of a Tenancy Agreement between the Parties, commencing on 1 January 2013 at a monthly rent of £350, and a Rent Statement showing arrears as at 1 August 2023 of £2,500. The Rent Statement showed that the arrears were historic and arose between April 2021 and January 2022, since when the monthly rent had been paid in full to the Applicant by the Department of Work and Pensions. No additional payments had been made in reduction of the arrears.

On 24 October 2023, the Tribunal advised the Parties of the date and time of a Case Management Discussion, and the Respondent was invited to make written representations by 14 November 2023. The Respondent did not make any written representations to the Tribunal.

Case Management Discussion

A Case Management Discussion was held by means of a telephone conference call on the afternoon of 5 December 2023. The Applicant was represented by Mrs Shabeilla Sadiq of TCH Law, Hamilton. The Respondent was not present or represented.

The Applicant's representative told the Tribunal that no payments towards the arrears had been received since the date of the application.

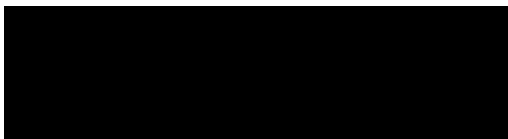
Reasons for Decision

Rule 17 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 provides that the Tribunal may do anything at a Case Management Discussion which it may do at a Hearing, including making a Decision. The Tribunal was satisfied that it had before it sufficient information and documentation to enable it to decide the application without a Hearing.

The Tribunal was satisfied that sum sought had become lawfully due by the Respondent to the Applicant.

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

5 December 2023
Date