



Decision with Statement of Reasons 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/23/3574

Re: Property at 8 MENOCK ROAD, GLASGOW, G44 5UR (“the Property”)

Parties:

Miss Tracey Hanrahan, 60 BERRYHILL, STIRLING (“the Applicant”)

Mrs CAROLINE CHINEDU DE LA MORENA, Mrs ESTHER NZEYIMANA, 8 MENOCK ROAD, GLASGOW, G44 5UR (“the Respondents”)

Tribunal Members:

Nairn Young (Legal Member) and Tony Cain (Ordinary Member)

Decision (in absence of the Respondents)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that

- Background

This is an application for an order for payment of rent arrears alleged to be owed by the Respondents to the Applicant in terms of their private residential tenancy agreement at the Property. It called for a case management discussion (‘CMD’) at 10am on 10 January 2024, by teleconference. The Applicant was represented on the call by Mr Scott McGregor. The Respondents were not on the call in-person and were not represented.

Notice of the CMD was served, along with the application papers, on 15 November 2023, by sheriff officers. The Tribunal therefore was satisfied that the Respondents

were aware of the CMD and had chosen not to attend; and that it was therefore fair to proceed in their absence.

- Findings in Fact

There was no opposition entered to the application, so the following were the relevant facts set out in the application that the Tribunal took into account in reaching its decision:

1. The Applicant lets the Property to the Respondents in terms of a private residential tenancy with a start date of 18 November 2022.
2. In terms of that tenancy agreement, rent of £1,250 is due each month.
3. As of the date of the CMD, the Respondents were in arrears of rent of £7,580.

- Reasons for Decision

4. The Applicant had applied prior to the CMD to amend the sum sought to £7,580. That being the amount outstanding as at that date, the Tribunal allowed the amendment, and, thereafter, granted an order for payment of that sum.

- Decision

Order granted for payment by the Respondents to the Applicant of the sum of SEVEN THOUSAND, FIVE HUNDRED AND EIGHTY POUNDS STERLING (£7,580).

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.

Nairn Young

10 January 2024

Legal Member/Chair

Date