

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/23/3793

Re: Property at 27 King Street, Newmilns, Kilmarnock, KA16 9DW ("the Property")

Parties:

Real Estate Wealth Development Limited, REWD Group HQ, Unit 4 Barons Court, Grangemouth, FK3 8BH ("the Applicant")

Mrs Irene Farrell, 8 Dykes Croft, Moscow, Galston, KA4 8PN ("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") refused the Application.

Background

[2] The Applicant seeks a Payment Order for rent arrears alleged to have been accrued by the Respondent under a tenancy between the parties.

The Case Management Discussion

[3] The Application called for a Case Management Discussion ("CMD") by conference call at 2 pm on 11 March 2024. Neither party was in attendance. The Applicant's agents

had previously withdrawn from acting but there seemed no reason as to why the Applicant was not present nor represented today.

Decision

[4] The Tribunal decided to refuse the Application.

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.

Andrew McLaughlin

Legal Member/Chair

11 March 2024
Date