



Decision 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/23/3299

Re: Property at 125 Dochart Terrace, Dundee, DD2 4ET (“the Property”)

Parties:

Tayside Properties Ltd, 11 Elliot Road, Dundee, DD2 1SY (“the Applicants”)

Mr Paul Boag, 171 Dochart Terrace, Dundee, DD2 4EU (“the Respondent”)

Tribunal Members:

George Clark (Legal Member)

Decision

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 Applicants of the sum of £2,061.94. The Tribunal also made a Time to Pay Direction.

Background

By application, dated 19 September 2023, the Applicants sought an Order for Payment in respect of sums that they were claiming from the Respondent following the termination of a tenancy agreement between the Parties. The sum sought was £2,061.94.

On 13 January 2024, the Respondent requested a Time to Pay Direction. He admitted that the sum sought was due by him and stated that it would be paid in full by 20 February 2024, the date scheduled for a Case Management Discussion.

On 2 February 2024, the Applicants confirmed that they were happy to proceed with a Time to Pay Direction. Accordingly, the Tribunal postponed the scheduled Case Management Discussion and advised the Parties that it would make a Time to Pay Direction as part of an Order for Payment.

Reasons for Decision

The Respondent has admitted the debt and has asked for a Time to Pay Direction, which the Applicant is happy to accept.

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.

Since an appeal is only able to be made on a point of law, a party who intends to appeal the tribunal's decision may wish to request a Statement of Reasons for the decision to enable them to identify the point of law on which they wish to appeal. A party may make a request of the First-tier Tribunal for Scotland (Housing and Property Chamber) to provide written reasons for their decision within 14 days of the date of issue of this decision.

Where a Statement of Reasons is provided by the tribunal after such a request, the 30 day period for receipt of an application for permission to appeal begins on the date the Statement of Reasons is sent to them.

G. Clark

Legal Member/Chair

20 February 2024
Date