



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/23/3516

Re: Property at 1 Mugiemooss Mews, Aberdeen, AB21 9FJ (“the Property”)

Parties:

Castlehill Solutions, 4 Carden Place, Aberdeen, AB10 1UT (“the Applicant”)

Mr Stephen Leslie, 1 Mugiemooss Mews, Aberdeen, AB21 9FJ (“the Respondent”)

Tribunal Members:

Lesley-Anne Mulholland (Legal Member) and Angus Lamont (Ordinary Member)

Decision (in absence of the Respondent)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) granted a Payment Order in the sum of £2,698.88 against the Respondent.

Summary of Discussion

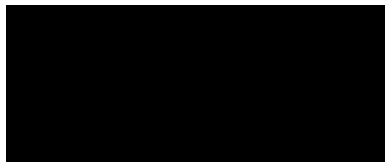
1. This is an application for a Payment Order.
2. The Applicant is a social landlord. The Respondent is the sole tenant. He entered into a Tenancy Agreement with the Applicant on 13 July 2018. The Tenancy Agreement specifies that £490 is due in respect of rent each calendar month payable in advance.
3. A Case Management Discussion took place at 10.00 am on 5 April 2024. The discussion preceded remotely by telephone conference. The Applicant was represented by Mrs Allison.
4. The Respondent has failed to engage with the application or make contact with the Housing and Property Chamber. We decided to continue the discussion in

the Respondent's absence after satisfying ourselves that all the relevant paperwork had been properly served on him and that he was notified of today's hearing. The Respondent had been notified that the Tribunal can make any decision at a Case Management Discussion that could be made at a hearing.

5. We were satisfied that the discussion was fair and that Mrs Allison was able to put her points across. No obvious issues arose with sound or connectivity.
6. Mrs Allison informed us that the Respondent made a payment of £1,500 at the end of March and another payment of £450 leaving a balance of £2,698.88. as of today's date.
5. She has spoken to the Respondent who offered to pay £100 every week towards the rent arrears. The Applicant has agreed not to move for an Order for Possession under reference EV/23/3515 provided he meets and maintains the agreement. She asked that the application for an Order for Possession (eviction) to be continued for 3 months to monitor adherence, to which we agreed.
6. Having considered all of the information individually and together, we decided to grant a Payment Order in the sum of £2,698.88 with a Time to Pay Order at the weekly rate of £100.

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

5 April 2024
Date