



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/24/1548

Re: Property at 2 Boghead Cabin, Boghead, Kintree, Aberdeen, AB51 0XD (“the Property”)

Parties:

Craigmar Properties, Bucksburn, Aberdeen, AB21 9TL (“the Applicant”)

Mr John Mitchell, 2 Boghead Cabin, Boghead, Kintree, Aberdeen, AB51 0XD (“the Respondent”)

Tribunal Members:

Andrew Upton (Legal Member)

Decision (in absence of the Respondent)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the Respondent is liable to make payment to the Applicants in the sum of TWO THOUSAND NINE HUNDRED AND FIFTY-TWO POUNDS AND FIFTY PENCE (£2,952.50) STERLING

Statement of Reasons

1. This Application called for its Case Management Discussion by teleconference call on 28 June 2024. The Applicant was represented by Mr Marshall. The Respondent was not present or represented.
2. In this Application, the Applicant seeks payment of the sum of £2,952.50, which it says is due to it as rent arrears stemming from a Private Residential Tenancy between the Parties.
3. In terms of Rule 17(4) Rules of Procedure, the Tribunal may do anything at a Case Management Discussion that it may do at a Hearing, including make a Decision. In terms of Rule 2, the Tribunal must have regard to the overriding

objective to deal with proceedings justly when making a Decision; including the need to avoid unnecessary delay.

4. The Respondent has received service of a copy of the Application, together with notice of the CMD. He has chosen not to lodge written representations disputing the contents of the Application, nor to appear at the CMD to contest the assertions made by the Applicants. In the circumstances, the Tribunal is satisfied that the Respondent does not dispute that he is liable to make payment to the Applicants in the sum claimed for the reasons asserted.
5. Accordingly, the Tribunal is satisfied that the Respondent is under contractual obligation to make payment to the Applicants in the sum of £2,952.50. The Tribunal will grant an order for payment in those terms.

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.

A Upton

Legal Member/Chair

28 June 2024

Date