



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/22/4233

Re: Property at 11 East Queensway, Penicuik, EH26 0HD (“the Property”)

Parties:

Ms Claire Baird, 47 Lawrie Drive, Penicuik, EH26 0HQ (“the Applicant”)

Mr John Jackson, 6 Roderick Place, West Linton, EH46 7ES (“the Respondent”)

Tribunal Members:

Andrew Upton (Legal Member), Sandra Brydon (Ordinary Member) and Robert Buchan (Ordinary Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”), having considered the joint application of the parties, determined that the Hearing assigned for 23 July 2024 should be discharged, the Respondent assoilzied from the claim in the Application, and no expenses found due to or by either party.

Statement of Reasons

1. This Application seeks a payment order. It was due to call for a Hearing on 23 July 2024.
2. By emails dated 18 July 2024, the parties intimated that they had reached extra-judicial settlement, and invited the Tribunal to: (i) discharge the Hearing fixed for 23 July 2024; (ii) grant an order assoilzing the Respondent from the claim in the Application; and (iii) to find no expenses due to or by either party.
3. In the circumstances, the Tribunal granted that joint 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 Upton

22 July 2024

Legal Member/Chair

Date