



in terms of Rule 17 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”) in respect of an application under Section 71 of the Private Housing (Tenancies) (Scotland) Act 2016 (“the 2016 Act”) and Rule 111 of the Rules
Chamber Ref: FTS/HPC/CV/24/0570

Re: Property at 232 Castle Gait, Paisley, PA1 2DW (“the Property”)

Parties:

Mr Scott Gallagher, 40 Allander Road, Bearsden, Glasgow, G61 1LY (“the Applicant”) per his agents, Martin & Co Paisley, 21 Underwood Road, Paisley, Renfrewshire PA3 1TH (“the Applicant’s Agents”)

Miss Lauren Fadian, 232 Castle Gait, Paisley, PA1 2DW (“the Respondent”)

Tribunal Members:

Karen Moore (Legal Member) and Gerard Darroch (Ordinary Member)

Decision of the Tribunal.

The Order no longer being sought by the Applicant, the Tribunal dismissed the Application and made no Order.

Background

1. By application received on 6 March 2024, (“the Application”), the Applicant’s Agents applied to the Tribunal for an Order for payment of £1,935 in respect of rent due and owing by the Respondent to the Applicant.
2. The Application comprised the following:
 - i) copy rent statement showing payments made by the Respondent to the Applicant from 4 March 2020 to 5 February 2024 showing rent of £,1935.00 due to 5 February 2024;
 - ii) Copy Rent Increase Notices;
 - iii) Copy private residential tenancy agreement;

- iv) Record of Events being a note of interaction between the Applicant's Agents and the Respondent to 5 February 2024.
3. The Application was accepted by the Tribunal Chamber and a Case Management Discussion (the "CMD") was fixed for 4 July 2024 at 10.00 am by telephone.
4. Prior to the CMD, Applicant's Agents submitted an update rent statement showing rent of £710.00 due and owing to 24 June 2024 and an updated Record of Events being a note of further interaction between the Applicant's Agents and the Respondent since 5 February 2024.

CMD

5. The CMD took place on 4 July 2024 at 10.00 am by telephone. The Applicant was not present and was represented by Mrs. Turnbull of the Applicant's Agents. Miss Fadian, the Respondent, was present and was unrepresented.
6. Mrs. Turnbull advised that Tribunal that the Respondent had now made payment in full and that an Order was no longer sought.

Decision

7. As the Applicant was no longer seeking an Order for payment, the Tribunal dismissed the Application and made no Order.

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.

Karen Moore

Legal Member/Chair

—

4 July 2024

Date