



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 57 (1) of the Private Housing (Tenancies) (Scotland) Act 2016 (“The Act”)

Chamber Ref: FTS/HPC/CV/24/0574

Re: Property at 65 Margaretvale Drive, Larkhall, ML9 1EH (“the Property”)

Parties:

Mr James Craig, 54 Maple Drive, Larkhall, ML9 2AR (“the Applicant”)

Ms Catriona Williamson (SBA), 53 Mason Street, Larkhall, ML9 2RE (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member)

Decision (in absence of the Respondent)

[1] The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) made a Payment Order in favour of the Applicant against the Respondent in the sum of £2,866.44.

Background

[2] The Applicant seeks a Payment Order in respect of rent arrears said to have been accrued by the Respondent under a tenancy between the parties.

[3] The Application is accompanied by a copy of the tenancy agreement and rent statements.

Case Management Discussion

[4] The Application called for a Case Management Discussion (CMD) by conference call at 11.30am on 11 September 2024. The Applicant was personally present with his representative, Mr Rollo. There was no appearance by or on behalf of the Respondent. The Respondent had been sent intimation of the Application and information about how to join the conference call by Recorded Delivery Post. The Tribunal therefore decided to proceed in the absence of the Respondent.

[5] Having heard from the Applicant and having considered the whole facts and circumstances of the case, the Tribunal made the following findings in fact.

Findings in fact

- I. *The Parties entered into a tenancy agreement in terms of which the Applicant let the Property to the Respondent;*
- II. *The Respondent accrued rent arrears of £2,866.44 and this sum is resting owed to the Applicant by the Respondent.*

Decision

[5] Having made the above findings in fact, the Tribunal granted the Application and made a Payment Order in favour of the Applicant against the Respondent in the sum of £2,866.44.

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 McLaughlin

Legal Member/Chair

11 September 2024

Date

