



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 51 of the Private Housing (Tenancies) (Scotland) Act 2016

Chamber Ref: FTS/HPC/EV/23/4142

Re: Property at Flat 1/1, 11 Govanhill Street, Glasgow, G42 7PU (“the Property”)

Parties:

Mrs Parveen Ahmad, 52 Albert Road, Glasgow, G42 8DN (“the Applicant”)

Mr Daniel Brougham, Flat 1/1, 11 Govanhill Street, Glasgow, G42 7PU (“the Respondent”)

Tribunal Members:

Nairn Young (Legal Member) and Gordon Laurie (Ordinary Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that

- Background

This is an application for an eviction order against the Respondent, who occupies the Property in terms of a private residential tenancy agreement with the Applicant. It called for a hearing at 10:00am on 2 October 2024, by teleconference. The Applicant was represented on the call by Mr Haq of G4 Properties Ltd.. The Respondent was on the call in-person.

- Findings in Fact

The Respondent's representatives, although not representing him at the hearing, had entered a written submission on his behalf conceding that Ground 5 of Schedule 3 to the Private Housing (Tenancies) (Scotland) Act 2016 ('the Act') was satisfied and that he consented to an eviction order. The Respondent confirmed at the hearing that this was indeed his position. In particular, the Tribunal noted that he was not asking for any suspension in enforcement of the order; since he required support to source alternative housing from the local authority and would not be able to receive this until an order had been granted. On that basis, the Tribunal considered it reasonable to grant the order.

- Decision

Eviction order granted.

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/Chair

2nd October 2024

Date

