



**Decision 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/24/2459

Re: Property at 16 Dunnikier Walk, Blackwood, Cumbernauld, G68 9NS (“the Property”)

Parties:

Mr Jon Sigurdsson, 10 Annathill Gardens, Annathill, ML5 2QP (“the Applicant”)

Mr John Hasling, 16 Dunnikier Walk, Cumbernauld, G68 9NS (“the Respondent”)

Tribunal Members:

Gabrielle Miller (Legal Member) and Janine Green (Ordinary Member)

Decision (in absence of both parties)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that that the order for payment is granted to the amount of £3100 (THREE THOUSAND AND ONE HUNDRED POUNDS) [to be paid by a Time to Pay Direction at £250 (TWO HUNDRED AND FIFTY POUNDS) per month].

Background

1. This is an application in terms of Rule 111 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”). The Applicant is seeking an order for payment of the sum of £3100 in terms of s16 of the Housing (Scotland) Act 2014.
2. A Time to Pay Direction was received by the Housing and Property Chamber on 11th November 2024. This included an offer of payment of £250 per month.
3. The Applicant submitted a response to the Time to Pay Direction on 16th November 2024. This accepted the proposed payment rate of £250 per month.

4. The Tribunal dispensed with the requirement for a Case Management Discussion on the basis that parties were in agreement. The Tribunal issued an order accordingly.

Decision

5. The Applicant is entitled to an order of payment of £3100 by the Respondent at £250 per month as per the Time to Pay Direction. The Order was granted against the Respondent.

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.

Since an appeal is only able to be made on a point of law, a party who intends to appeal the tribunal's decision may wish to request a Statement of Reasons for the decision to enable them to identify the point of law on which they wish to appeal. A party may make a request of the First-tier Tribunal for Scotland (Housing and Property Chamber) to provide written reasons for their decision within 14 days of the date of issue of this decision.

Where a Statement of Reasons is provided by the tribunal after such a request, the 30 day period for receipt of an application for permission to appeal begins on the date the Statement of Reasons is sent to them.

Gabrielle Miller

27th November 2024

Legal Member/Chair

Date