

Housing and Property Chamber
First-tier Tribunal for Scotland



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber)**

Chamber Ref: FTS/HPC/EV/24/2637

Re: Property at 42 Bonnyrigg Place, Dundee, DD4 7DA (“the Property”)

Parties:

Piperdam Ltd, 1st Floor, 87 Commercial Street, Dundee, DD1 2AB (“the Applicant”)

Mr Declan Jeffrey, 42 Bonnyrigg Place, Dundee, DD4 7DA (“the Respondent”)

Tribunal Members:

Virgil Crawford (Legal Member) and Gerard Darroch (Ordinary Member)

Decision

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

BACKGROUND

1. By lease dated 30 November 2020 the Applicant let the Property to the Respondent. The start date of the tenancy was 30 November 2020.
2. A Notice to Leave dated 16 February 2024 was intimated to the Respondent. This intimated that the Applicant was seeking vacant possession as the landlord intends to refurbish the let property.
3. A notice in terms of s11 of the Homelessness Etc. (Scotland) Act 2003 was intimated to the Local Authority.
4. An application was submitted to the Tribunal on 10 June 2024 seeking an order for eviction.

THE CASE MANAGEMENT DISCUSSION

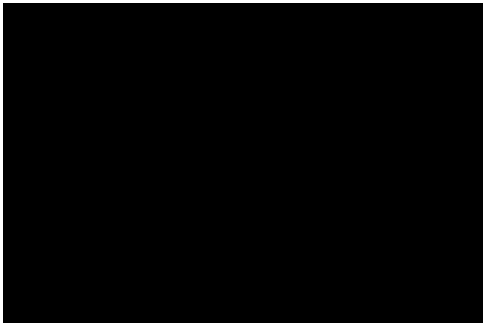
5. A Case Management Discussion was assigned to be conducted by teleconference at 2pm on 13 January 2025. Neither party participated in the Case Management Discussion. The Tribunal did not convene until 2.07pm to enable parties an opportunity to join the Case Management teleconference late.
6. In the absence of an appearance by or on behalf of the Applicant, the Tribunal dismissed the Application for want of insistence.

DECISION

The Tribunal dismissed the Application for want of insistence.

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

13 January 2025

Date