



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 71(1) of the Private Housing
(Tenancies) (Scotland) Act 2016**

Chamber Ref: FTS/HPC/CV/23/4442

**Re: Property at Flat 2/2, 12 Springhill Road, Port Glasgow, PA14 5QP (“the
Property”)**

Parties:

Corgi Partners LTD, 1 Ratho Street, Greenock, PA15 2BU (“the Applicant”)

**Mr Charles McHaffie, Flat 2/2, 12 Springhill Road, Port Glasgow, PA14 5QP
 (“the Respondent”)**

Tribunal Members:

Yvonne McKenna (Legal Member)

Decision (in absence of the Parties)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) determined that the application is dismissed due to a want of
insistence.**

Background

1. The Applicant seeks a Payment Order in respect of rent arrears said to be lawfully due by the Respondent to the Applicant under a tenancy between the parties.
2. The Application is accompanied by a copy of the tenancy agreement and rent statements.

The First Case Management Discussion 8 January 2025

3. A Case Management Discussion (‘CMD’) took place by teleconference on 8 January 2025. The Applicant’s Representative from Corbett and Shields

Lettings did not attend the CMD on behalf of the Applicant. The Respondent did not attend either.

4. The tribunal's Clerk attempted to contact both parties. A member of staff at Corbett and Shields Lettings advised that her boss had unexpectedly been delayed and therefore was unable to attend. The colleague said that she did not know anything about this case and would be unable to deal with it. She asked if it would be possible to adjourn, and arrange a later date for a continued CMD.
5. Attempts were also made to contact the Respondent using the stored mobile number on CMS, but these proved to be unsuccessful.
6. Having considered matters, and bearing in mind the over-riding objective of the First-tier Tribunal, the CMD was adjourned until 11 February 2025 at 2pm via teleconference.

The Second Case Management Discussion 11 February 2025

7. A CMD took place by teleconference at 2 pm on 11 February 2025. Neither party joined the call. Both parties had been advised of the date of the CMD. The Applicant's Representative had been intimated the date of the CMD, and was provided joining instructions, by email, dated 16 January 2025. The Respondent was provided the details by letter.
8. The clerk was contacted by the caseworker at 2.15pm, to state that the Applicant's Representative had been in touch with the Tribunal administration saying that they had not received the dial-in details. The details were re-sent by e-mail immediately, with the joining instructions for the CMD.
9. The Tribunal waited until 2.30pm. No one joined the call.
10. The Tribunal dismissed the application due to a want of insistence.

Reasons for Decision

11. The Applicant has not engaged with the tribunal process, and accordingly the Tribunal dismisses the application due to a want of insistence. This is in terms of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure Regulations) 2017, Rule 27(2)(b).

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.



Yvonne McKenna

11 February 2025

Legal Member/Chair

Date