



Decision with Statement of Reasons 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/24/4710

Property : 41 Johnston Crescent, Lochgelly KY5 9LN (“Property”)

Parties:

Usha Gronbach, 1 Eastfield Road, Faulhouse EH47 9LE (“Applicant”)

Ryan Miller and Jennifer King, 41 Johnston Crescent, Lochgelly KY5 9LN (“Respondent”)

**Tribunal Members:
Joan Devine (Legal Member)**

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“Tribunal”) determined to dismiss the Application.

The Applicant sought an order for payment of £6,350 in respect of rent arrears. The Applicant had lodged Form F. The documents produced were: a Private Tenancy Agreement which commenced on 3 March 2019 and a statement of rent arrears. An updated statement of arrears was lodged which indicated arrears of £7,825 as at November 2024. The Application was served on the Respondent by sheriff officer on 24 February 2025.

Case Management Discussion (“CMD”)

A CMD took place before the Tribunal on 14 April 2025 by teleconference. Neither the Applicant or the Respondent was in attendance. The Tribunal issued a direction dated 14 April 2025 in the following terms :

By 5pm on 30 April 2025 the Applicant is required to state to the Tribunal whether or not she wishes to proceed with this Application.

No response to the Direction was received.

Reasons for the Decision

The Tribunal determined to dismiss the Application for want of insistence.

Decision

The Tribunal dismissed the Application.

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.

Joan Devine

Joan Devine
Legal Member

Date : 19 May 2025