

**Housing and Property Chamber**  
First-tier Tribunal for Scotland

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**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/24/4735**

**Re: Property at 52, Bertram Road, Hamilton, ML3 0QS (“the Property”)**

**Parties:**

**Mr Joseph Sander, 1 Fernhill Grange, Bothwell, G718SH (“the Applicant”)**

**Mr Joseph Rundell, UNKNOWN, UNKNOWN (“the Respondent”)**

**Tribunal Members:**

**Richard Mill (Legal Member) and Gordon Laurie (Ordinary Member)**

**Decision (in absence of the parties)**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) Dismissed the application**

This application seeks an eviction order and is under Rule 109 and Section 51 of the Private Housing (Tenancies) (Scotland) Act 2016. Lawful service has taken place by Service by advertisement. The CMD took place by teleconference on 31 July 2025 at 2.00 pm. Neither party joined the hearing.

The application was dismissed for want of insistence. Moreover, Sheriff Officers confirmed that on 6 June 2025 a new tenant was in occupation and the respondent had vacated the property. No eviction order is necessary. The tenancy has ended under s50 of the Act.

**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**

**31 July 2025**

**Date**