



Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 16 of the First-tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017 'The Procedure Rules) in relation to an application for civil proceedings relative to an Assured Tenancy under Rule 70 of the Procedure Rules.

Chamber Ref: FTS/HPC/CV/25/1086

Re: 6 Kirk Road, Shotts, ML7 5ET ("the Property")

Parties:

Adam Miller care of 61a Queen Street, Edinburgh, EH2 4NA ('the Applicant')

Saltouns Lettings, 61a Queen Street, Edinburgh, EH2 4NA ('the Applicant's Representative')

Claire Lund residing formerly at 6 Kirk Road, Shotts, ML7 5ET, whose present whereabouts are unknown ('the Respondent')

The First-tier Tribunal for Scotland (Housing and Property Chamber) ('the Tribunal')

Tribunal Member: Jacqui Taylor (Legal Member)

Background

1. The Applicant submitted an application to the Tribunal dated 12th March 2025 for payment of the sum of £2750

2. Documents lodged with the Tribunal.

Documents lodged with the Tribunal by the Applicant were:

2.1 Private Residential Tenancy agreement between the parties dated 31st October 2024. The commencement date of the lease was 1st November 2024. The rent due in terms of the tenancy was £1350 per month payable in advance.

2.2 A rent statement dated 12th March 2025 for the period 1st November 2024 to 1st March 2025 showing the outstanding balance of £2750.

2.3 A mandate signed by the Applicant authorising Lee Simpson of Saltouns Property Letting & Management to act for him.

2.4 A rent statement dated 17th June 2025 for the period 26th September 2024 to 17th June 2024) showing the outstanding balance of £4217.74

3. By Notice of Acceptance by, Nicola Irvine, Convener of the Tribunal she intimated that she had decided to refer the application (which application paperwork comprises documents received between 12th March 2025 and 22nd April 2025) to a Tribunal.

4. The Applicant's Written Representations.

The Applicant's Representative sent the Tribunal an email dated 3rd September 2025 which included an email they had received from the Respondent dated 1st September 2025 which referred to correspondence she had received from the Tribunal and asked the Applicant's Representative to provide an updated statement. The email also referred to a payment plan.

5. The Case Management Discussion

This case called for a conference call Case management Discussion (CMD) at 11.30am on 6th October 2025. Neither party attended.

6. Decision

As the Applicant did not attend the CMD and was not represented at the CMD the Tribunal are unable to deal with the application and dismissed the application in terms of Procedure Rule 27.

7. 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.

J Taylor

..... Legal Member 6th October 2025