



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 33 of the Housing (Scotland) Act 1988

Chamber Ref: FTS/HPC/EV/25/3994

Re: Property at Flat 1/1, 96 Great George Street, Glasgow, G12 8RY (“the Property”)

Parties:

Mr Alan Gillespie, 36 Athole Gargens, Glasgow, G12 9BQ (“the Applicant”)

Mr Gary Fardy, Flat 1/1, 96 Great George Street, Glasgow, G12 8RY (“the Respondent”)

Tribunal Members:

Yvonne McKenna (Legal Member) and Angus Lamont (Ordinary Member)

Decision (in absence of the Respondent)

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

Background

1. The application dated 16 September 2025 sought an eviction order under Rule 66 on the basis that the Short Assured Tenancy had been brought to an end by service of the relevant notices. Supporting documentation was submitted, including a copy of the tenancy agreement, AT5, Notice to Quit, Section 33 Notice and section 11 Notice to the local authority. The Short Assured Tenancy began on 27 October 2016.

2. Following initial procedure, the application was accepted by the Tribunal on 22 October 2025 and notified to the Respondent by Sheriff Officer on 11 February 2026, together with details regarding the Case Management Discussion, which was scheduled to take place on 24 March 2026.

3. No written representations were received from, or on behalf of, the Respondent.

Case Management Discussion

4. The Case Management Discussion (“CMD”) took place by telephone conference call on 24 March 2026, commencing at 2pm. Neither party was in attendance. The Tribunal’s clerk managed to call the Applicant . He explained that the tenant had left the Property and was no longer insisting on the application. In the circumstances 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.

Yvonne McKenna

Yvonne McKenna

Legal Member/Chair

24 March 2026

Date