



**Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber)
under Section 51 (1) of the Private Housing (Tenancies) (Scotland) Act 2016 (“The
Act”)**

Chamber Ref: FTS/HPC/EV/25/5099

Re: Property at 62 Ladyton Estate, Alexandria, G83 9DW (“the Property”)

Parties:

**Ms Lorraine Clydesdale, 41 Ellismuir Farm Road, Uddingston, Glasgow, G71 7FW (“the
Applicant”)**

Mr Jonathon Donnelly, 62 Ladyton Estate, Alexandria, G83 9DW (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member) and Angus Lamont (Ordinary Member)

Decision

**[1] The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) granted the Application and made an Eviction Order on the provision that
the order may not be enforced until 9 August 2026.**

Background

**[2] The Applicant seeks an Eviction Order under ground 1 of Schedule 3 of the Act. The
Application is accompanied by a copy of the tenancy agreement and the notice to leave
with proof of service. The relevant notice under Section 11 of the Homelessness (etc)
(Scotland) Act 2003 is also produced.**

The Case Management Discussion

[3] The Application called for a Case Management Discussion (CMD) by conference call at 2pm on 9 June 2026. The Applicant was personally present along with her letting agent, Mr Barriskell. The Respondent was personally present. Neither party had any preliminary matters to raise. The Tribunal discussed the Application with the parties. The Respondent confirmed that he was content to leave the Property but explained his difficulties in securing alternative accommodation. The Respondent finds that the local private rental sector market is out of his price range. He has been allocated a local authority housing officer who is aware of today's proceedings.

[4] Having heard from parties the Tribunal made the following findings in fact.

Findings in Fact

- 1) *The Applicant is the landlord in a Private Residential Tenancy Agreement which let the Property to the Respondent.*
- 2) *The Applicant now wishes to sell the Property.*
- 3) *The Applicant has competently served a notice to leave under ground 1 on the Respondents;*
- 4) *The Applicant has complied with Section 11 of the Homelessness (etc) (Scotland) Act 2003;*
- 5) *The Respondent is content to leave the Property but would welcome some additional time to make the necessary arrangements.*

Reasons for Decision

[5] Having made the above findings in fact, the Tribunal considered that ground 1 of Schedule 3 of the Act was established and that it was reasonable to make an Eviction Order. The Tribunal granted the Application but considered that it was reasonable to do so on the provision that the order may not be enforced until 9 August 2026. Hopefully that will allow the local authority more time to find suitable alternative accommodation.

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

9 June 2026

Date