



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/26/0874

Re: Property at 2B Dalrymple Court, Kirkintilloch, Glasgow, G66 3AA (“the Property”)

Parties:

Mr WILLIAM MCLEAN, 30 AUCHNACLOICH ROAD, ROTHESAY, PA20 0EB (“the Applicant”)

Mr IAIN COLEMAN, 2B DALRYMPLE COURT, KIRKINTILLOCH, GLASGOW, G66 3AA (“the Respondent”)

Tribunal Members:

Lauren Rae (Legal Member)

Decision (in absence of the Applicant and Respondent)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that that the application should be dismissed for want of insistence.

Background

- By application dated 23 February 2026, the Applicant sought an order for payment of rent arrears under section 71 of the Private Housing (Tenancies) (Scotland) Act 2016 (“2016 Act”) and rule 111 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“2017 Rules”).
- On 18 March 2026 the application was accepted by the Tribunal and referred for determination by the tribunal.
- A Case Management Discussion (“CMD”) was fixed to take place on 26 August 2026 at 2pm. The papers were served on the Respondent by Sheriff Officers on 28 July 2026

The Case Management Discussion (“CMD”)

- The CMD took place on 26 August 2026 at 2pm by teleconference. Neither the Applicant nor the Respondent were present or represented.
- The tribunal adjourned to 2.15pm to allow an opportunity for either party to join although late. Neither party joined by 2.15pm
- The tribunal was satisfied that both parties had had sufficient notice of the date and time of the CMD.

Reasons for Decision

- In absence of attendance by or on behalf of either the Applicant or the Respondent, the tribunal dismissed the application.

Decision

The tribunal, of its own volition, and in absence of any appearance by or on behalf of the parties, 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.

Lauren Rae

Legal Member/Chair

27 August 2026
Date