



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 16 of the Housing (Scotland)
Act 2014**

Chamber Ref: FTS/HPC/CV/19/0231

**Re: Property at 5 Swallow Brae, Ladywell, Livingston, EH54 6GZ (“the
Property”)**

Parties:

**Mr Christopher McCall, Flat 3, 69 Shrewsbury Lane, Shooters Hill, London,
SE18 3JJ (“the Applicant”)**

**Mr Neil Landsberg, 5 Swallow Brae, Ladywell, Livingston, EH54 6GZ (“the
Respondent”)**

Tribunal Members:

Nairn Young (Legal Member)

Decision

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

- **Background**

This is an application for an order for payment of rent allegedly due in relation to an assured tenancy at the Property. It called for case management discussion at 2pm on 28 March 2019. The Applicant and Respondent were present in person.

- **Findings in Fact**

1. The Property is let by the Applicant to the Respondent in terms of a short assured tenancy agreement commencing 1 August 2016 (‘the tenancy agreement’). The tenancy agreement specifies that rent of £550 is payable on the first day of each month. By agreement between the parties on 4 December 2017, this date was changed to the fifteenth day of each month.

2. As at the date of the case management discussion, the Respondent owed the Applicant rent arrears of £2,880.

- Reasons for Decision

3. The Respondent is in arrears of £2,880 in rent and an order for payment of that amount should therefore be made.

- Decision

Order for payment by the Respondent to the Applicant of the sum of £2,880 (TWO THOUSAND EIGHT HUNDRED AND EIGHTY POUNDS STERLING).

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.

Mr N Young
Legal Member/Chair

28 MARCH 2019
Date