



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland  
(Housing and Property Chamber) under Section 18 of the Housing (Scotland)  
Act 1988**

**Chamber Ref: FTS/HPC/EV/19/0830**

**Re: Property at Flat 2/2, 72 Cross Arthurlie Street, Barrhead, G78 1RP (“the  
Property”)**

**Parties:**

**Miss Lynn Cameron, Mrs Karen McLaughlin, 37 Firlee, East Kilbride, Glasgow,  
G75 8SZ; 22 Bengarrisdale Place, Darnley, Glasgow, G53 7QE (“the  
Applicants”)**

**Ms Robyn McElwee, Flat 2/2, 72 Cross Arthurlie Street, Barrhead, G78 1RP  
 (“the Respondent”)**

**Tribunal Members:**

**John McHugh (Legal Member)**

**Decision (in absence of the Respondent)**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the  
Tribunal”) determined that an order for possession of the Property should be  
made in favour of the Applicants.**

**Background**

The Applicants are the landlord and the Respondent the tenant in respect of a short assured tenancy agreement relating to the Property dated 2 September 2017.

The Applicants seek an order for possession in respect of the Respondent’s non-payment of rent.

## **The Case Management Discussion**

A Case Management Discussion took place on 3 May 2019 at the Glasgow Tribunals Centre. The Applicants were represented by Olivia Keenan of Jackson Boyd Solicitors. The Respondent was not present and was not represented.

## **Findings in Fact**

The Applicants are the landlord and the Respondent the tenant in respect of a short assured tenancy agreement relating to the Property dated 2 September 2017.

Rent was due in terms of the tenancy agreement at the rate of £450 per month.

The Respondent has paid no rent in respect of the period 1 May 2018 to the date of the application.

Rent arrears up until the date of the application amounted to £5400.

More than three months' rent was outstanding at both the date of the application and the date of the hearing.

## **Reasons for Decision**

The Tribunal is satisfied that a suitable notice in Form AT6 has been served upon the Respondent and that more than three months' rent was outstanding at both the date of the application and the date of the hearing. No contrary position or evidence is available to the Tribunal.

Ground 8 of Part I of Schedule 5 to the 1988 Act provides that an order for possession must be made in the current circumstances.

## **Decision**

An order for possession of the Property will be made in favour of the Applicants.

## 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.

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John McHugh, Legal Member/Chair

3 May 2019

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Date