



**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/19/1104

Re: Property at 23 Derby Gate, Bellshill, ML4 1FG (“the Property”)

Parties:

Ms Kelleigh McRae, 18 Swift Crescent, Glasgow, G13 4QH (“the Applicant”)

Mr Gary Straub, 23 Derby Gate, Bellshill, ML4 1FG (“the Respondent”)

Tribunal Members:

Nairn Young (Legal Member)

Decision (in absence of the Respondent)

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 arrears alleged to be owed by the Respondent to the Applicant in terms of his assured tenancy at the Property. It called for a case management discussion at 10am on 23 August 2019. The Applicant was not present in person, but was represented by Ms Vikki McGuire of Jewel Homes. The Respondent was not present or represented.

Findings in Fact

1. The Property is let by the Applicant to the Respondent under a short assured tenancy, which commenced on 6 November 2015. In terms of that tenancy agreement, rent of £550 per calendar month is due, payable on the first day of each month.
2. This application was raised on 9 April 2019, seeking payment of the sum of £3,950. As at the date of the case management discussion, the Respondent was in arrears of rent of £4,950.

Reasons for Decision

3. The Respondent owes the Applicant at least the sum sought, so an order for payment of that amount should be made.

Decision

Order made for payment by the Respondent to the Applicant of the sum of £3,950 (THREE THOUSAND NINE HUNDRED AND FIFTY 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.

Nairn Young

Legal Member/Chair

23 AUGUST 2019
Date