

Housing and Property Chamber
First-tier Tribunal for Scotland



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 70 of the First-tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017

Chamber Ref: FTS/HPC/CV/18/1395

Re: Property at 14/5 Primrose Street, Edinburgh, EH6 8DJ (“the Property”)

Parties:

Simple Property, Simple Property, 1 Long Craig Rigg, Edinburgh, EH5 1QT (“the Applicant”)

Mr Andrew Brown, Ms Cheryl Wilson, 14/5 Primrose Street, Edinburgh, EH6 8DJ (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member) and Carolyn Hirst (Ordinary Member)

Decision

This matter called for a Hearing on 16 January 2019 in George House, 126 George Street, Edinburgh.

Mr Gary Bennett appeared and confirmed that he was the Applicant and that Simple Property was a trading style of his. There was no appearance by or on behalf of the Respondents. This matter called alongside a related eviction case. The Applicant invited the Tribunal to make a Payment Order in respect of unpaid arrears of rent. At the time of the Application these were stated to be £5,280.00. At the Hearing the Applicant produced an up to date rent statement that appeared to demonstrate that the Respondents rent arrears had continued to accrue and the sum claimed in the Application remained outstanding.

The Tribunal decided that it was satisfied that the Applicant had satisfactorily demonstrated that the sum claimed in the Application of £5,280.00 remained outstanding and accordingly made a Payment Order against the Respondent for that sum.

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.

Andrew McLaughlin

Lega

Date

18/1/19