



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland  
(Housing and Property Chamber) under Section 33 of the Housing (Scotland)  
Act 1988**

**Chamber Ref: FTS/HPC/EV/19/1662**

**Re: Property at 17 Gleddoch Gate, Penilee, Glasgow, G52 4FF (“the Property”)**

**Parties:**

**Northwood (Glasgow) Ltd, Unit 4 Skypark 5, 45 Finnieston Street, Glasgow, G3  
8JU (“the Applicants”)**

**Mrs Clare McIntosh, 17 Gleddoch Gate, Penilee, Glasgow, G52 4FF (“the  
Respondent”) represented by Lauren Strain, Govan Law Centre, 18-20 Orkney  
Street, Glasgow G51 2BX**

**Tribunal Members:**

**Jim Bauld (Legal Member)**

**Decision**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the  
Tribunal”) determined that the Application for an order for recovery of  
possession against the Respondent for possession of the Property under  
section 33 of the Housing (Scotland) Act 1988 should be granted .**

**Background**

An application was made by the applicants for an order against the Respondent for possession of the Property under section 33 of the Housing (Scotland) Act 1988.

After sundry procedure a Case Management Discussion (CMD) was set to take place on 6 September 2019 and intimated to the parties.

The applicants and the respondent were respectively the landlord and tenant under a short assured tenancy in relation to the property which had commenced on 20 May 2015

## **The Case Management Discussion**

The applicants were represented at the CMD by Keith Robbin and Isabelle Harte

The respondent was not present but was represented by Lauren Strain, legal assistant, from Govan Law Centre

Miss Strain immediately indicated to the tribunal that she had had discussions with the respondent and that she was instructed to advise the tribunal that the respondent was willing to consent to the order for possession. She indicated that there was no defence available to the respondent in connection with the application.

The tribunal confirmed with the applicants that they still wished the order to be granted

On the basis of the agreement of the parties the tribunal indicated it would grant the order for possession of the property

## **Decision**

The tribunal accordingly granted an order against the Respondent for possession of the Property under section 33 of the Housing (Scotland) Act 1988

## **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.**

**Jim Bauld  
Legal Member**

*6 September 2019*  
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Date