



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/19/2079

Re: Property at 15D Lefroy Street, Coatbridge, ML5 1PN (“the Property”)

Parties:

George Wilson Property Company, WM Cumming Turner and Watt, 195 Main Street, Bellshill, ML4 1AH (“the Applicant”)

Mr Taieb Youssfi, 15D Lefroy Street, Coatbridge, ML5 1PN (“the Respondent”)

Tribunal Members:

Andrew Upton (Legal Member), and Colin Campbell (Ordinary Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that an order for payment by the Respondent to the Applicant in the sum of SEVEN THOUSAND ONE HUNDRED POUNDS (£7,100) STERLING should be granted.

Statement of Reasons

1. This application called before the Tribunal on 3 December 2019 for a Hearing, together with the grouped application for eviction (Reference FTS/HPC/EV/19/2073). The Applicant was represented by Mr Ritchie. The Respondent was represented by Miss Macleod.
2. The start of the Hearing was delayed slightly to allow the parties’ representatives to have discussions regarding proposed settlement. When the Hearing began, the parties’ representatives confirmed that settlement terms had been agreed as follows:-
 - (a) an eviction order was to be granted on the applicant’s motion of consent;

AU

- (b) an order for payment by the respondent to the applicant in the sum of £7,100 was to be granted on the applicant's motion of consent;
 - (c) if the respondent removed from the Property on or before 17 December 2019, then the applicant would reduce the sum sought to £3,000; and
 - (d) the sums referred to above were to have deducted from them payment of £900 made yesterday by the respondent.
3. Mr Ritchie moved the Tribunal accordingly. Miss Macleod noted the respondent's consent to the motion. The Tribunal accordingly granted the orders sought, and noted the settlement terms.

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.

A.Upton

Legal Member/Chair

_____ 3 DECEMBER 2019
Date