



**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/19/3168

**Re: Property at 22 Woodlands Drive, Newton Stewart, DG8 6GY (“the
Property”)**

Parties:

**Novantie Ltd, DGHP, Grierson House, Bankend Road, Dumfries, DG1 4ZS (“the
Applicant”)**

**Miss Samantha McCaig, Mr Gareth Barr, 22 Woodlands Drive, Newton Stewart,
DG8 6GY (“the Respondent”)**

Tribunal Members:

Mark Thorley (Legal Member)

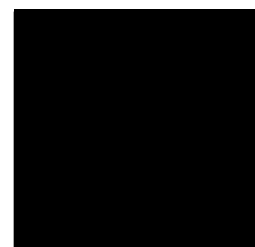
Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) determined that an order for payment be made against the
Respondents in the sum of £2697.33**

Background

**The applicant applied to the First-tier Tribunal under Rule 70 seeking payment
of arrears of rent in the sum of £2,697.33. Accompanying the application was
a copy Tenancy Agreement, copy AT6, copy Notice to Quit and Sheriff
Officers’ Certificate of Service, copy rent statement and copy rent increase
letter.**

**The application was served on the respondents by Sheriff Officers. No
responses were received to that.**



Case Management Hearing

At the case management hearing Mr Watt and Ms Callender appeared on behalf of the applicant. There was no appearance by or for the respondents.

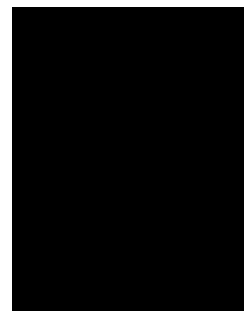
It was confirmed that there had been no payment to the rent arrears.

Findings in Fact

- 1. There was a Short Assured Tenancy Agreement between the parties dated 28 April 2017.**
- 2. Rent was due initially at the sum of £481.39 per calendar month.**
- 3. By way of rent increase the rent was increased to the sum of £500.37 on 1 August 2019.**
- 4. As at 1 September 2019 the sum of £2,697.33 was due to be paid.**
- 5. No payment of rent had been received since 1 April 2019. The amount due in terms of rent was £2,697.33.**

Reasons for decision

The applicant's representatives spoke to the continuing rent arrears. The grounds for eviction were made out. The respondents were not present nor were they represented and offered no alternative position. In the circumstances an order was granted.



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.



Legal Member/Chair

Mark Thorley

Date

10 June 2019