



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71(1) of the Private Housing (Tenancies) (Scotland) Act 2016

Chamber Ref: FTS/HPC/CV/19/3409

Re: Property at 67 Leeward Circle, East Kilbride, G75 8PA (“the Property”)

Parties:

Excel Property, 6 Baird Crescent, Hamilton, ML3 9FD (“the Applicant”)

Mr Gordon Hugh Cross, 67 Leeward Circle, East Kilbride, G75 8PA (“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 by the Respondent of the sum of £2250 be made

- **Background**

The applicant applied to the first tier tribunal by application dated 23 October 2019 under Rule 111. The applicant sought an order for payment of the sum of £2,250 in terms of alleged rent arrears. Accompanying the application was a copy of the Tenancy Agreement and rent statement.

There were no written representations made by the Respondent.

- **The Case Management Discussion**

At the Case Management Discussion Ms Morrison appeared on behalf of the applicant. There was no appearance by or for the Respondent.

Mark Thorley

The applicant's solicitor confirmed that no rent had been paid since the application was made.

- Findings in Fact

1. The tenancy was created by private residential tenancy agreement dated 1 May 2018.
2. Rent was due to be paid at £375 per month.
3. As at 23 October 2019 the amount of rent outstanding was £2,250.
4. An Order for payment of the sum of £2,250 be paid.

- Reasons for Decision

There was no appearance by or for the Respondent. There was a rent arrears statement. The applicant's solicitor confirmed that no rent had been paid since the date of the application.

- Decision

An Order for payment of £2,250 be made.

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.

Mark Thorley

Legal Member/Chair

Date

23 October 2019