

**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 Section 71(1) of the Private Housing (Tenancies) (Scotland) Act 2016.**

**Chamber Ref: FTS/HPC/CV/19/1634**

**Re: Property at 22A Elliot Street, Arbroath, DD11 3BZ (“the Property”)**

**Parties:**

**Mr Stephen MacQueen, 40 Balgarthno Terrace, Dundee, DD2 4RE (“the Applicant”)**

**Mr Kristopher Phillip Buick, 22A Elliot Street, Arbroath, DD11 3BZ (“the Respondent”)**

**Tribunal Members:**

**Andrew McLaughlin (Legal Member)**

**Decision**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that**

- **This matter called for a Case Management Discussion on 14 August 2019 at 10am in Caledonian House, Greenmarket, Dundee, DD1 4QX. The Applicant was represented by Ms McIntosh of Angus Glen Properties. The Respondent was personally present. The Application called alongside a related case regarding an Application for an Eviction Order.**
- **Ms McIntosh invited the Tribunal to make a Payment Order and lodged an up to-date rent statement confirming that the current level of rent arrears due was now £4,150.00. The Respondent confirmed that this figure was an accurate calculation of his rent arrears. The Respondent asked the Tribunal to give him further time to settle his rent arrears. On the basis that parties were present and there was no dispute regarding the current level of rent arrears, the Tribunal made a Payment Order in the amended sum of £4,150.00. Ms McIntosh did not ask for interest to run on the Payment Order.**

**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  
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Legal Member/Chair

14/8/19  
\_\_\_\_\_  
Date