

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 16 of the Housing (Scotland)
Act 2014**

Chamber Ref: FTS/HPC/CV/18/0239

Re: Property at 2/6 Magdalene Avenue, Edinburgh, EH15 3BP (“the Property”)

Parties:

**Mr Isthiaq Ahmad, Mrs Sheila Ahmad, 134 Newhaven Road, Edinburgh, EH6
4NR (“the Applicants”)**

**Ms Kelly Ann Kubasik, 2/6 Magdalene Avenue, Edinburgh, EH15 3BP (“the
Respondent”)**

Tribunal Members:

Alastair Houston (Legal Member)

Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) determined that an order be made against the Repondent for
payment of TWO THOUSAND AND FIFTY NINE POUNDS AND EIGHT PENCE
(£2059.08) STERLING.**

This is an application for an order for payment of arrears of rent.

The Case Management discussion was held on 19 March 2018. The Applicants
were represented by Mr Matheson and Miss Morrison. The Respondent was absent.

Statement of Reasons

The rent payable under the Short Assured Tenancy agreement commencing 5 April
2010 was £625 per calendar month. The Applicants had lodged a statement of the
rent account showing arrears of rent of £2059.08.

During the case management discussion, Miss Morrison advised that arrears
continued to accrue and were now in excess of £2059.08. She requested that the
sum sought be amended. I indicated I believed such an amendment would require

to be intimated on the Respondent however was willing to hear any submission as to why this would not be necessary. Miss Morrison advised that an order for the sum of £2059.08 as contained in the application would be sufficient.

Accordingly, I granted an order for payment of £2059.08.

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.

Alastair Houston

Legal Member/Chair

Date

19 March 2018