

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 (Act)

Chamber Ref: FTS/HPC/CV/19/1206

Re: Property at 22 Dalsholm Place, Killermont, Glasgow, G20 0UH (“the Property”)

Parties:

Mr Daniel McGrory, 67 Burrelton Road, Glasgow, G43 2LP (“the Applicant”)

Miss Kerri-Anne Dillon, Mr Matthew Johe, 22 Dalsholm Place, Killermont, Glasgow, G20 0UH (“the Respondent”)

Tribunal Members:

Alan Strain (Legal Member)

Decision (in absence of the Respondent)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the Respondent pay the sum of £1,580 to the Applicant

Background

This is an application for payment in respect of rent arrears under section 71(1) of the Act and Rule 111 of the Tribunal Procedure Rules.

The Tribunal had regard to the following documents:

1. Application received 17 April 2019;
2. Private Residential Tenancy (**PRTA**) commencing 16 February 2018;
3. Schedule of Rent Arrears;
4. Sheriff Officer Certificate of Service dated 3 June 2019.

Case Management Discussion (CMD)

The case called for a CMD on 3 July. The Respondent was not present or represented. The Applicant was represented by Ms Blackwood and Ms Beard.

The Tribunal was satisfied that the Respondent had been served with notification of the CMD and that the Tribunal could determine the matter in absence if it considered it had sufficient information and it was fair to do so.

The Tribunal considered the documentary evidence and made the following findings in fact:

1. The Parties entered in to a PRTA commencing 6 February 2018;
2. The monthly rent was £895;
3. As at 30 April 2019 the arrears of rent were £1,580.

The Tribunal was satisfied that the rent was due in the amount sought and that it was fair to grant an order at this stage.

The Tribunal ordered the Respondent to pay the sum of £1,580 to the Applicant.

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 Strain

Legal Member/Chair

3 July 2019

Date