



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber)**

Chamber Ref: FTS/HPC/CV/19/2061

Property: 60 Ewart Grove, Bo'ness EH51 OJJ

Parties:

Lesley Ann Potter, c/o The Key Place, 6 Vicar Street, Falkirk FK1 1JL ("Applicant")

The Key Place, 6 Vicar Street, Falkirk FK1 1JL ("Applicant's Representative")

Osahon Aigbedo and Imuetinyan Ogbeide, 60 Ewart Grove, Bo'ness EH51 OJJ
("Respondents")

Tribunal Members:

Joan Devine (Legal Member)

Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber)
("Tribunal") determined that an order for payment should be made.**

Background

The Applicant sought an order for payment of £1,430 in respect of arrears of rent. The Applicant had lodged with the Tribunal Form F. The documents produced were a Tenancy Agreement dated 16 November 2018 and copy rent statement showing rent arrears of £1,430 for the period 16 March to 21 June 2019.

Case Management Discussion

A case management discussion took place before the Tribunal on 25 September 2019 at Riverside House, 5602 Gorgie Road, Edinburgh EH11 3AF. Robert Young of the Applicant's Representative was in attendance. There was no appearance on behalf of the Respondents.

Findings in Fact

The Tribunal made the following findings in fact:

1. The Applicant and the Respondents had entered into a Tenancy Agreement for the Property dated 16 November 2018.
2. The rent in terms of clause 8 of the Tenancy Agreement was £495 per month.
3. The Respondents had failed to make payment in full of rent due for the period 16 March to 21 June 2019. The total outstanding was £1,430.
4. Notice of the date of the hearing had been given to the Respondent by advertisement on the First-tier Tribunal website between 21 August and 25 September 2019.

Reasons for the Decision

The Tribunal determined to make an Order for payment of £1,430. Rent was lawfully due in terms of clause 8 of the Tenancy Agreement at the rate of £495 per month. The rent had not been paid in full although due during the period 16 March to 21 June 2019.

Decision

For the foregoing reasons, the Tribunal determined to make an Order for payment.

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.

Joan Devine

Joan Devine
Legal Member

25 September 2019

Date