



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland  
(Housing and Property Chamber) under Section 18 of the Housing (Scotland)  
Act 1988**

**Chamber Ref: FTS/HPC/EV/19/1546**

**Re: Property at 8 Rowallan Gardens, Broomhill, Glasgow, G11 7LJ (“the  
Property”)**

**Parties:**

**Mr Robin Miller, PO Box 94885, Abu Dhabi (“the Applicant”)**

**Mr Sunil Bhalla, 8 Rowallan Gardens, Broomhill, Glasgow, G11 7LJ (“the  
Respondent”)**

**Tribunal Members:**

**Nairn Young (Legal Member)**

**Decision (in absence of the Respondent)**

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

- Background

This is an application for an order for possession of the Property, which is let to the Respondent by the Applicant in terms of an assured tenancy. The matter called for a case management discussion at 11:30am on 23 August 2019. The Applicant was not present in person, but was represented by Mrs Ellen Hamilton and Ms Pamela Davren of Fineholm Lettings. The Respondent was not present or represented.

- Findings in Fact

1. The Respondent occupies the Property under a short assured tenancy, which commenced on 20 October 2017. In terms of that tenancy, rent of £1,750 is due on the first day of each month. The tenancy also makes provision for it to be brought to an end on, among others, ground 8 of Schedule 5 to the Housing (Scotland) Act 1988 ('Ground 8').

2. On 3 May 2019, the Applicant served a notice in form AT6 on the Respondent, by Sheriff's Officers. It gave notice of his intention to raise proceedings for possession of the Property on, among others, Ground 8, and stated that this would not be done any earlier than 20 May 2019. At that point, the Respondent was on arrears of rent of £5,250. This application was made on 21 May 2019.
3. At the time of the case management discussion, the Respondent was in arrears of £10,500.
  - Reasons for Decision
4. As the Respondent was in at least three months arrears at the time of service of the AT6 and at the time of the case management discussion, an order for possession must be granted.
  - Decision

**Order for possession granted.**

### **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.

**N Young**

Legal Member/Chair

23 AUGUST 2019

Date