



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 51 (1) of the Private Housing (Tenancies) (Scotland) Act 2016

Chamber Ref: FTS/HPC/EV/19/1930

Re: Property at 1 Baffin Terrace, Dundee, DD4 6JH (“the Property”)

Parties:

Mr Andrew Butterworth, c/o 6 Watson Way, Muirdrum, Carnoustie, Angus, DD7 6JX (“the Applicant”)

Ms Wendy Spink, 1 Baffin Terrace, Dundee, DD4 6JH (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member)

Decision (in absence of the Respondent)

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

- **This matter called for a Case Management Discussion at 2pm on 14 August 2019 in Caledonian House, Greenmarket, Dundee, DD1 4QX.**
- **The Applicant was represented by Mr Masterton, solicitor. There was no appearance by or on behalf of the Respondent. The Applicant had emailed the Tribunal in advance of the Hearing to state that she would not be attending the Hearing as she had already left the Property.**
- **The Tribunal proceeded to hear the Application. After Hearing from Mr Masterton, the Tribunal was satisfied that the Landlord of the Property intended to sell the Property and that accordingly Grounds 1 of Schedule 3 of the Private Housing (Tenancies) (Scotland) Act 2016 was engaged. The Tribunal noted that no representations had been made by the Respondent disputing the merits of the Application. A Notice to Leave had been adequately served on the Respondent providing her with the requisite notice period. Notice had been given to the local authority as required by s11 of the Homelessness etc (Scotland) Act 2003.**

- **After considering matters the Tribunal granted the Application and made an Eviction 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

Legal Member/Chair

14/8/19

Date