



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

Chamber Ref: FTS/HPC/CV/20/1898

Re: Flat 7, 1 Arneil Place, Edinburgh EH5 2LZ ("Property")

Parties:

Robert MacLeod and Anna MacLeod, 28 Hall Road, Cheltenham, Gloucestershire GL53 OHE ("Applicants")

Murray Crowson, Flat 6, 49 West Mill Road, Edinburgh EH13 ONZ ("Respondent")

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 Applicants sought an order for payment of £3,708.78 in respect of arrears of rent. The Applicant had lodged with the Tribunal Form F. The documents produced included a Tenancy Agreement dated 10 July 2017 and a statement of arrears showing a balance due of £3,708.78.

Case Management Discussion("CMD")

A CMD took place before the Tribunal on 18 November 2020 by conference call. The Applicants were in attendance. There was no appearance on behalf of the Respondent.

The Applicants told the Tribunal that there had been no payments to account of the sum claimed and sought an order for payment of £3,708.78 in respect of arrears of rent.

Findings in Fact

The Tribunal made the following findings in fact:

1. The Applicants and the Respondent had entered into a Tenancy Agreement for the Property dated 10 July 2017.
2. The rent in terms of the Tenancy Agreement was £795 per month.
3. The Respondent had failed to make payment of rent due on for the period 1 December 2017 to 1 May 2018. After application of the deposit the total outstanding was £3,708.78.
4. The Respondent had vacated the Property.
5. Notice of the date of the hearing had been given to the Respondent by Sheriff Officer on 19 October 2020.

Reasons for the Decision

The Tribunal determined to make an Order for payment of £3,708.78. Rent was lawfully due in terms of the Tenancy Agreement at the rate of £795 per month and a balance remained unpaid.

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
Legal Member

Date : 18 November 2020