



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 16 of the Housing (Scotland)
Act 2014**

Chamber Ref: FTS/HPC/CV/20/0643

Re: Property at 2 Sandyhillocks Cottages, Farnell, DD9 6UJ (“the Property”)

Parties:

**Mr Alan Taylor, Mrs Helen Taylor, East Mains of Balgavies, Forfar, DD8 2TU
 (“the Applicants”)**

**Mr Graeme Walls, 2 Sandyhillocks Cottages, Farnell, DD9 6UJ (“the
 Respondent”)**

Tribunal Members:

John McHugh (Legal Member)

Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
 Tribunal”) determined that an order for payment by the Respondent to the
 Applicants of the sum of £5890 should be made.**

Background

The Applicants are the landlord and the Respondent the tenant of the property in terms of a short assured tenancy agreement dated 12 January 2017. The Applicants seek payment of unpaid rent.

The Case Management Discussion

A Case Management Discussion took place by way of telephone conference on 23 November 2020. The Applicants were represented by Lee Corr, solicitor. The Respondent was neither present nor represented. The Tribunal has received no contact from the Respondent.

Mr Corr requested that the application be amended in terms of his amendment dated 3 November 2020, which had been intimated upon the Respondent in terms of Tribunal Procedure Rule 14A.

Findings in Fact

The Applicants are the landlord and the Respondent the tenant of the property in terms of a short assured tenancy agreement dated 12 January 2017.

The tenancy agreement provided that rent was payable by the Respondent to the Applicants at the rate of £420 per month.

The Applicants have produced a schedule of rent payments which shows rent arrears at the sum of £4210 at the time of bringing the application.

Rent has increased since then as the Respondent has remained in occupation. The sum outstanding at the date of the hearing is £5890 in terms of the Applicants' amended schedule.

Reasons for Decision

The Respondent has failed to pay rent due to the Applicants in the total sum of £5890 as per the schedule of payments lodged by the Applicants.

Decision

The Tribunal grants the Applicants' amendment dated 3 November 2020.

The sum of £5890 is due by the Respondent to the Applicants. An Order will be made in those terms.

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.

J. McH.

John McHugh, Legal Member/Chair

23 November 2020
Date

