



**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/21/0171

**Re: Property at 14 Society Court, Society Lane, Aberdeen, AB24 4DE (“the
Property”)**

Parties:

**S, A & S Properties Ltd, 16 Society Court, Aberdeen, AB24 4DE (“the
Applicant”)**

**Ms Katarina Maleszyk, 14 Society Court, Society Lane, Aberdeen, AB24 4DE
 (“the Respondent”)**

Tribunal Members:

Alison Kelly (Legal Member) and Angus Lamont (Ordinary 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 in the amount of £2197.20
should be made.**

The Applicant lodged an application on the 25th January 2021 under Rule 111 of the
First Tier Tribunal for Scotland Housing and Property Chamber (Procedure)
Regulations 2017 (“the Rules”), seeking an order for payment of £2197.20.

Lodged with the application were:-

1. Copy Tenancy Agreement dated 13th March 2020 showing a monthly rent of
£500

2. Rent Statement

The Applicant explained in the application that the tenant had originally been the Respondent's son, the tenancy having begun on 6th September 2019, but that a new agreement had been granted in favour of the Respondent.

The application was served on the Respondent by Sheriff Officer on 9th April 2021.

On 28th April 2021 the Respondent sent an email to the Tribunal saying that she had left the property on 6th April 2021, and had been rehoused by the local authority.

Case Management Discussion

The Case Management Discussion ("CMD") took place by teleconference. The Applicant was represented by Alison Girvan, and was supported by her husband, Sean Girvan. There was no appearance by the Respondent nor by any representative on her behalf.

The Tribunal explained the purposes of a CMD in terms of Rule 17 of the Rules.

The Applicant confirmed that she was seeking a payment order in the amount of £2197.20. She made reference to the rent statement which showed that balance as due.

Findings in Fact

1. The parties entered into a Tenancy Agreement in respect of the property;
2. The Tenancy Agreement had a commencement date of 13th March 2020;
3. The monthly rent was £500;
4. The Respondent owed rent of £2197.20.

Reason For Decision

The Respondent owed rent of £2197.20.

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.

A Kelly

13th May 2021

Legal Member/Chair

Date