



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71 (1) of the Private Housing (Tenancies) (Scotland) Act 2016.**

**Chamber Ref: FTS/HPC/CV/21/0492**

**Re: Property at 104 Earn Crescent, Dundee, DD2 4BR (“the Property”)**

**Parties:**

**Mrs Ann Marie Krishnan, Villa 131, NCC Urban Green Province, Sarjapur, Bangalore 562125, Karnataka, India (“the Applicant”)**

**Mr Tuan Alexander Campbell Tierney-Orr, 104 Earn Crescent, Dundee, DD2 4BR (“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**

**Background**

The Applicant seeks a Payment Order in the sum of £4,515.00 against the Respondent in respect of rent arrears said to have accrued under a Private Residential Tenancy at the above Property. The Applicant is the landlord of the Property and the Respondent is the tenant.

## Case Management Discussion

The Application called for a Case Management Discussion by conference call at 2pm on 13 May 2021. The Applicant was represented on the call by Mr Chris McKean of Belvoir Lettings. There was no appearance by or on behalf of the Respondent. The Application and information about how to join the conference call had been served on the Respondent by Sheriff Officers on 13 April 2021. The Tribunal therefore considered it fair to proceed to hear the Application.

Having heard from Mr McKean and having reviewed the Application and the documentation produced with the Application, the Tribunal made the following findings in fact.

## Findings in Fact

- I. *The parties entered into a tenancy agreement in respect of the Property.*
- II. *The Applicant is the landlord and the Respondent is the tenant.*
- III. *The tenancy commenced on 3 August 2018 and the monthly rent due by the Respondent to the Applicant is the sum of £645.00.*
- IV. *The Respondent has fallen into rent arrears and as the sum of £4,515.00 is contractually due but remains unpaid.*

## Decision

Having made the above findings in fact, the Tribunal granted the Application and made a Payment Order against the Respondent in the sum of £4,515.00 together with interest on that sum at the rate of 5 per cent per year from today's date until 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.**

A. McLaughlin

13 May 2021

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**Legal Member/Chair**

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**Date**