



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

**Chamber Ref: FTS/HPC/CV/21/1233**

**Property : 7, 3/1 Banner Drive, Glasgow G13 2HW (“Property”)**

**Parties:**

**Robert Pascal, 64 Kidd Place, Charlton, London SE7 8HF (“Applicant”)**

**TC Young, Solicitors, 7 West George Street, Glasgow G2 1BA (“Applicant's Representative”)**

**Samuel McGillivray, 7, 3/1 Banner Drive, Glasgow G13 2HW (“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 Applicant sought an order for payment of £4,000 in respect of arrears of rent. The Applicant had lodged with the Tribunal Form F. The documents produced were: a Private Residential Tenancy Agreement dated 17 May 2020; a statement in respect of rent arrears and sheriff officer's execution of service certifying service of the Application on 15 June 2021.

**Case Management Discussion**

A case management discussion took place before the Tribunal on 20 July 2021 by teleconference. Kirsty Morrison of the Applicant's Representative was in attendance. There was no appearance on behalf of the Respondent. The Tribunal noted that rent had not been paid for the months of September 2020 to June 2021. At the date of the Application the sum claimed was £3,200. By letter dated 5 July 2021 the Applicant's Representative intimated to the Respondent that the sum claimed would be amended to £4,000.

## **Findings in Fact**

The Tribunal made the following findings in fact:

1. The Applicant and the Respondent had entered into a Private Residential Tenancy Agreement which commenced on 17 May 2020 ("Tenancy Agreement").
2. The rent in terms of the Tenancy Agreement was £400 per month.
3. The Respondent had failed to make payment of the rent due on 28 September 2020 to 28 June 2021.

## **Reasons for the Decision**

Rent was due in terms of the Tenancy Agreement. Rent due for the period September 2020 to June 2021 had not been paid. The Tribunal determined to make an Order for payment of £4,000.

## **Decision**

The Tribunal grants an order for payment of £4,000.

## **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 Devine

**Joan Devine  
Legal Member**

**Date : 20 July 2021**