



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland  
(Housing and Property Chamber) under Section 51 of the Private Housing  
(Tenancies) (Scotland) Act 2016**

**Chamber Ref: FTS/HPC/EV/22/0259**

**Re: Property at 7 Heathland Park, Kinellar, Aberdeen, AB21 0SG (“the Property”)**

**Parties:**

**Craigmar Properties, Kenneth Marshall and Charles Marshall, Chapel Works,  
Bucksburn, Aberdeen, AB21 9TL (“the Applicant”)**

**Mrs Karen Faulds, 7 Heathland Park Kinellar, Aberdeen, AB21 0SG (“the  
Respondent”)**

**Tribunal Members:**

**Melanie Barbour (Legal Member) and Frances Wood (Ordinary Member)**

**Decision (in absence of the Respondent)**

**Application withdrawn**

An application had been received under Rule 109 of the First Tier Tribunal for Scotland  
(Housing and Property Chamber) (Procedure) Regulations 2017 (“the 2017 Rules”)  
seeking a payment order for rent arrears.

The application contained:-

- a. a copy of the tenancy agreement,
- b. a copy of the notice to leave with evidence of service
- c. a copy section 11 Notice with evidence of service
- d. a copy of the rent statement

e. messages between the parties.

The Applicants' representative Charles Marshall from Craigmar Properties, appeared on behalf of the Applicant. There was no appearance by the Respondent. The Applicant's representative advised us that the Respondent had now left the property on around 12 April 2022. They were no longer seeking an order for eviction.

The application was therefore withdrawn.

### **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.**

# M Barbour

**26/05/2022**

---

**Legal Member/Chair**

---

**Date**