



**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/22/0357**

**Re: Property at 23 Rothsey Crescent, Coatbridge, ML5 4JP (“the Property”)**

**Parties:**

**Mr Anil Pabla, 88E Drummore Avenue, Coatbridge, ML5 4BZ (“the Applicant”)**

**Ms Leilah Jamil, Address Unknown, Address Unknown (“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”) granted the Application and made a Payment Order in favour of the Applicant against the Respondent in the sum of £1,443.00 with interest running on that sum at the rate of three per cent per year from today’s date until payment.**

**Background**

The Applicant seeks a Payment Order for rent arrears said to have been accrued by the Respondent under a tenancy between the parties. The Application was accompanied by a copy of the tenancy, a rent increase notice and a rent statement.

**The Case Management Discussion**

The Application called for a Case Management Discussion (CMD) by conference call at 2pm on 26 May 2022. The Applicant was present. There was no appearance by or on behalf of the Respondent. The Application had been competently served on the Respondent by advertisement on the Tribunal's website. The Tribunal decided to proceed in the absence of the Respondent.

The Applicant sought a Payment Order in the sum of £1,443.00. At the Tribunal, the Applicant attempted to have this sum increased but had not made the appropriate Application to have the sum amended. The Tribunal accordingly restricted itself to considering the Application in the sum of £1,443.00.

Having heard from Mr Pabla and having considered the documentation, the Tribunal made the following findings in fact.

### **Findings in Fact**

- I. The parties entered into a tenancy agreement in respect of the Property which commenced on 11 September 2020;*
- II. The Applicant was the landlord and the Respondent was the tenant;*
- III. The Respondent accrued rent arrears and the sum of £1,443.00 is lawfully owed by the Respondent to the tenant but remains unpaid.*

### **Reasons for Decision**

Having made the above findings in fact, the Tribunal decided to grant the Application and made a Payment Order in favour of the Applicant against the Respondent in the sum of £1,443.00 with interest running on that sum at the rate of three 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.

Andrew McLaughlin  
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Legal Member/Chair

26 May 2022  
\_\_\_\_\_  
\_ Date