



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/22/1821

Re: Property at Flat 9, 5 McCormack Place, Larbert, FK5 4TU (“the Property”)

Parties:

Mr Gino Notarangelo, Mrs Gloria Notarangelo, 15 Dumyat Drive, Falkirk, FK1 5PD (“the Applicant”)

Mr Steven Young, Flat 9-5 McCormack Place, Larbert, FK5 4TU (“the Respondent”)

Tribunal Members:

Alison Kelly (Legal Member) and David Maclver (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 £7508.37 should be made.

Background

The Applicant lodged an application on 13th June 2022 under Rule 111 of the First Tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”) seeking payment of a sum of rent arrears.

Lodged with the Application were:

1. Tenancy Agreement
2. Rent Statement

The Application was served on the Respondent by Sheriff Officer on 27th July 2022.

On 12th August 2022 the Applicant’s solicitor lodged an up to date rent statement and sought to amend the sum sought to £7508.37.

Case Management Discussion

The Case Management Discussion ("CMD") took place by teleconference. The Applicant was represented by Claire Mullen of TC Young, Solicitors. The Respondent did not attend and was not represented.

Mrs Mullen asked that an order be granted for payment, in the amount of £7508.37, being the sum due as shown on the rent statement.

Findings in Fact

1. The parties entered in to a tenancy agreement for rent of the property;
2. The monthly rent was £625;
3. The rent arrears owed were £7508.37.

Reasons for Decision

The Respondent owes rent to the Applicant in the amount of £7508.37.

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.

Alison Kelly

2nd September 2022

Legal Member/Chair

Date