



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/22/3931

Re: Property at 24 Rattray Street, Monifieth, Angus, DD5 4JW (“the Property”)

Parties:

Tyree Investments Ltd, 2 Invermark Terrace, Broughty Ferry, Dundee, DD5 2QU (“the Applicant”)

Mrs Julie Isiekwe, 15 Rattray Street, Monifieth, Angus, DD5 4JU (“the Respondent”)

Tribunal Members:

Andrew McLaughlin (Legal Member)

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) decided to grant the Application and made a Payment Order in favour of the Applicant against the Respondent in the sum of £1,320.00.00.

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 is accompanied by a copy of the tenancy agreement, a rent statement and email correspondence from both parties agreeing that that sum of £1,320.00 is lawfully due as rent arrears by the Respondent to the Applicant under a tenancy between the parties.

The Case Management Discussion

The Application called for a Case Management Discussion (CMD) by conference call at 2pm on 23 February 2023. The Applicant was represented by a Mr Robert Ramsay. The Respondent was personally present. Both sides agreed that the sum of £1,320.00 was due as rent arrears but remained unpaid. Having heard from parties the Tribunal made the following findings in fact.

Findings in Fact

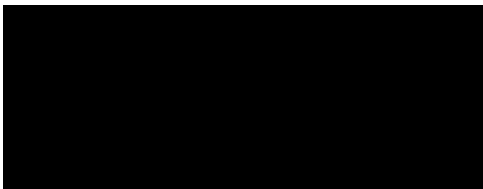
- I. *The parties entered into a tenancy agreement whereby the Applicant let the Property to the Respondent;*
- II. *The Respondent fell into rent arrears;*
- III. *The sum of £1,320.00 is lawfully due as rent arrears by the Respondent to the Applicant but remains unpaid.*

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 £1,320.00.00.

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.



Legal Member/Chair

23 February 2023

Date