



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 2023

Chamber Ref: FTS/HPC/CV/23/1316

Re: Property at 2 Maxwell Path, Larkhall, ML9 2SD (“the Property”)

Parties:

Dance International Property Ltd, The Mechanics Workshop, New Lanark, Lanark, ML11 9DB (“the Applicant”)

Mr Mark Goldie, 5 Pine Crescent, East Kilbride, G75 9HJ (“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”) made a Payment Order against the Respondent in favour of the Applicants in the sum of £1,280.14.

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 between the parties and rent statements.

Case Management Discussion

The Application called for a Case Management Discussion (CMD) by conference call at 2pm on 2 August 2023. The Applicant was represented by Ms Young, letting agent. There was no appearance by or on behalf of the Respondent. The Application and information about how to join the CMD had been served on the Respondent by Sheriff Officers. This having been done, the Tribunal decided to proceed in the absence of the Respondent.

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

Findings in fact

- I. The parties entered into a tenancy agreement whereby the Applicants let the Property out to the Respondent by virtue of a Private Residential Tenancy;
- II. The Respondent fell into rent arrears and vacated the Property with rent arrears in the sum of £1,280.14.

Decision

Having made the above findings in fact, the Tribunal made a Payment Order against the Respondent in favour of the Applicants in the sum of £1,280.14.

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.

A McLaughlin

Legal Member/Chair

2 August 2023

Date