



**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/20/2642**

**Re: Property at Flat 1, 6 West Pilton Green, Edinburgh, EH4 4HT (“the Property”)**

**Parties:**

**Mr Graham Morris, 24 Stewartfield, Edinburgh, EH6 5RQ (“the Applicant”)**

**Ms Kirsty Michelle Robins, 22/6 Royston Mains Avenue, Edinburgh, Midlothian, EH5 1LF (“the Respondent”)**

**Tribunal Members:**

**Andrew McLaughlin (Legal Member)**

**Background**

The Applicant seeks a Payment Order in the sum of £2,175.81. A Case Management Discussion had already taken place on 1 April 2021. Both parties attended at that Case Management Discussion and it became apparent that parties were willing to settle the dispute between themselves.

The matter was continued to today in the event that no agreement had been reached. The Applicant had been directed to let the Tribunal know what the outcome of the negotiations was and to confirm whether the case had settled.

Unfortunately, the Applicant appears not to have followed the terms of the Direction and so when the matter called again today the Tribunal did not know if there was an active dispute or not.

## **The Case Management Discussion**

When the Application called by conference call at 10 am today on 5 July 2021 both parties were again present on the call.

They both indicated that no further Tribunal intervention was necessary as parties had agreed a settlement between themselves which was being adhered to. The Applicant confirmed he was happy for the Tribunal to "*do nothing*". Accordingly, after hearing from parties and being satisfied that the matter was resolved without the need for Tribunal intervention, the Tribunal decided to refuse the Application.

## **Decision**

The Application is accordingly refused.

## **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**

05/07/2021

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**Legal Member/Chair**

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**Date**