



**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/20/1780**

**Re: Property at 33 Newcroft Drive, Croftfoot, Glasgow, G44 5RT (“the Property”)**

**Parties:**

**Mr Calum Peter Bethune, 15 Arran Gardens, Hamilton, ML3 7NZ (“the Applicant”)**

**Miss Johanna Thomson, 1/1 298 Linthaugh Road, Pollok, Glasgow, G52 5QY (“the Respondent”)**

**Tribunal Members:**

**Jim Bauld (Legal Member)**

**Decision**

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that an order should be granted for payment in the sum of FOUR THOUSAND FIVE HUNDRED AND SEVEN POUNDS AND EIGHTY ONE PENCE (£4,507.81)

**Background**

1. By application dated 24 August the applicant sought an order under section 16 of the Housing (Scotland) Act 2014 and in terms of rule 70 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.
2. On 2 September 2020, the application was accepted by the Tribunal and referred for determination by the tribunal.

### **The Case Management Discussion**

3. The Case Management Discussion (CMD) took place on 30 October 2020 .The applicant was present and the respondent was represented by her solicitor, Mr Edward McArdle.
4. The tribunal explained the purpose of the CMD and the powers available to the tribunal to determine matters. The tribunal asked various questions with regard to the application.
5. It was noted that parties had been in correspondence prior to the CMD and that the applicant confirmed that he wished the tribunal to grant the order for payment in the sum of FOUR THOUSAND FIVE HUNDRED AND SEVEN POUNDS AND EIGHTY ONE PENCE (£4,507.81) which was a lesser sum than originally sought in the application . The respondent's solicitor confirmed that he agreed that such an order should be made

### **Findings in Fact**

6. The Applicant and the Respondent as respectively the landlord and tenant entered into a tenancy of the property on 19 May 2017
7. The tenancy was a short assured tenancy in terms of the Housing (Scotland) Act 1988
8. In terms of the tenancy agreement the respondent was due to pay rent at a rate of £600 per month. The tenancy has now terminated and the respondent has removed
9. As at the end of the tenancy the respondent owed rent arrears to the applicant in the sum of FOUR THOUSAND FIVE HUNDRED AND SEVEN POUNDS AND EIGHTY ONE PENCE (£4,507.81).

### **Decision**

The tribunal accepted the agreed evidence of the applicant and the respondent's solicitor regarding the outstanding sums.

The tribunal makes an order for payment of the sum of FOUR THOUSAND FIVE HUNDRED AND SEVEN POUNDS AND EIGHTY ONE PENCE (£4,507.81)

## **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.**

Jim Bauld



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**Legal Member: Jim Bauld**

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**Date: 30 October 2020**