

**Housing and Property Chamber**  
First-tier Tribunal for Scotland

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**Notes on a Case Management Discussion of the First-tier Tribunal for Scotland (Housing and Property Chamber) under section 33 of the Housing (Scotland) Act 1988**

**Chamber Ref: FTS/HPC/EV/19/0482**

**Re: Property at 89 Flat MD, Albert Street, Dundee, DD4 6PB (“the Property”)**

**Parties:**

**Mr Adam Hall, Martin Place Residences, 08/11 Martin Place, Orchard River Valley, District 9, Singapore (“the Applicant”)**

**Ms Claire Lizanec, 89 Flat MD, Albert Street, Dundee, DD4 6PB (“the Respondent”)**

**Tribunal Member:**

**Maurice O'Carroll (Legal Member)**

**Summary of Discussion**

1. A Case Management Discussion (“CMD”) was held on 26 April 2019 at Caledonian House, Greenmarket, Dundee at 2pm. In attendance were three representatives of the Landlord from his property agents, Grant Property Solutions. They were Sam May, Andrew Hatton and Diane Simpson.
2. There was no appearance at the CMD by the Respondent or anyone on her behalf. The Chairman was satisfied having seen correspondence from Messrs Graham Stewart, sheriff officers, that the Respondent had been served with notice of proceedings and was therefore aware that the CMD was taking place.
3. The parties entered into a short assured tenancy commencing on 3 August 2017. The terms of section 33 of the 1988 Act therefore apply.
4. Notice to Leave was served on 10 May 2018, requiring possession by 3 August 2018. The Tribunal was satisfied that the requisite period of notice was provided in terms of the requirements of the 1988 Act and at the requisite time. Other grounds for requiring entry were cited, but the Notice to Leave is sufficient to obtain the remedy sought in respect of a short assured tenancy.

**Outcome**

5. The Tribunal therefore grants the Order sought, evicting the Respondent from the Property. The Order may be executed not earlier than noon on 27 May 2019.

**NOTE: This document is not confidential and will be made available to other First-tier Tribunal for Scotland (Housing and Property Chamber) staff, as well as issued to tribunal members in relation to any future proceedings on unresolved issues.**

M.O'Carroll

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**Legal Member**

*26 April 2019.*  
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**Date**