



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 33 of the Housing (Scotland) Act 1988 (Act)**

**Chamber Ref: FTS/HPC/EV/18/1128**

**Re: Property at 48C Woodside Road, Stirling, FK8 1PS (“the Property”)**

**Parties:**

**Mr Athar Firdous, 122 Drip Road, Stirling, FK8 1RN (“the Applicant”)**

**Ms Natalie Healer, 48C Woodside Road, Stirling, FK8 1PS (“the Respondent”)**

**Tribunal Members:**

**Alan Strain (Legal Member)**

**Decision**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the order for eviction and recovery of possession of the Property be granted.**

**Background**

This was an Application under section 33(1)(d) of the Act for eviction and recovery of possession of the Property upon termination of a Short Assured Tenancy.

The following documents were lodged with the Application on 10 May 2018:

- (i) Tenancy Agreement dated 7 November 2014;
- (ii) AT5 dated 7 November 2014;
- (iii) Section 33 Notice dated 3 February 2018;
- (iv) Section 11 Notice dated 8 May 2018; and
- (v) Certificate of Service of Section 33 Notice by Sheriff Officer dated 9 February 2018.

The case had called for a Case Management Discussion (**CMD**) on 3 August 2018 and had been adjourned to 12 September 2018.

Alan Strain

## **CMD**

The Applicant was represented by Ms Mullins of TC Young. The Respondent was present and accompanied by her mother. The Respondent advised that she agreed to the Eviction Order being granted.

In light of the parties agreement the Tribunal was satisfied on the information before it that the eviction order should be granted and that it was fair to do so.

## **Decision**

Order for eviction and recovery of possession granted.

## **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.**

Alan Strain

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**Legal Member/Chair**

*12 September 2018*  
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**Date**