



Decision of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 5 of the Debtors (Scotland) Act 1987 (Act)

Chamber Ref: FTS/HPC/PY/21/0061

Parties:

Mr Gordon McGregor, 6 Annat Bank, Aberdeen, AB12 3NW (“the Applicant”)

Mr Paul Whitford, Mrs Maureen Whitford, 45 Mount Street, Aberdeen, AB25 2QX (“the Respondent”)

Tribunal Member:

Alan Strain

Decision

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the time to pay application be granted in the sum of £20 per month.

Background

This is an application for time to pay (**TTPA**) under section 5 of the Act and Rule 41H of the Tribunal Procedure Rules.

The Tribunal had regard to the following documents:

1. TTPA received 11 January 2021;
2. Order for Payment and Decision dated 10 November 2020;
3. Response to TTPA by Respondent received 5 May 2021.

Reasons

An order for payment had been granted by the Tribunal in the sum of £1,515.17 with interest at the rate of 8% per annum on 10 November 2020.

The Applicant applied for time to pay on 11 January 2021. The Tribunal copied the application to the Respondent who responded on 5 May 2021 confirming that the offer to pay was acceptable at the rate of £20 per month.

In light of the Respondent's acceptance of the offer to pay the Tribunal granted the TTPA.

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.

Since an appeal is only able to be made on a point of law, a party who intends to appeal the tribunal's decision may wish to request a Statement of Reasons for the decision to enable them to identify the point of law on which they wish to appeal. A party may make a request of the First-tier Tribunal for Scotland (Housing and Property Chamber) to provide written reasons for their decision within 14 days of the date of issue of this decision.

Where a Statement of Reasons is provided by the tribunal after such a request, the 30 day period for receipt of an application for permission to appeal begins on the date the Statement of Reasons is sent to them.

Alan Strain

19 May 2021

Legal Member/Chair

Date