



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71(1) of the Private Housing (Tenancies) (Scotland) Act 2016 and regulation 111 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.**

**Chamber Ref: FTS/HPC/CV/19/1659**

**Re: Property at 14A Grougar Road, Crookedholm, Kilmarnock, KA3 6LA (“the Property”)**

**Parties:**

**Mrs Myra Harrold, 12 Beaufield Gardens, Kilmaurs, Kilmarnock, KA3 2NS (“the Applicant”)**

**Mr Gavin William Barrett, 14A Grougar Road, Crookedholm, Kilmarnock, KA3 6LA (“the Respondent”)**

**Tribunal Members:**

**Martin McAllister (Legal Member)**

**Decision (in absence of the Respondent)**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that**

**The Respondent pay the sum of £1,700 to the Applicant.**

**Background**

**This is an application for recovery of a sum of £1,700 accrued by the Respondent in respect of rent due for the tenancy of the Property. The application had been received by the Tribunal of 30<sup>th</sup> May 2019.**

**The Case Management Discussion**

**The Respondent was present and was accompanied by her husband. The purpose of a case management discussion was explained to the Respondent who said that she did not consider that a Hearing would be necessary.**

## **Documents before the Tribunal**

- a) The Application**
- b) Copy rent statement and bank statement**
- c) Certificate of service by Sheriff Officer.**

## **Findings in Fact**

- 1. The parties entered into a private residential tenancy in respect of the Property and this commenced on 10<sup>th</sup> December 2018.**
- 2. The Respondent is in arrears of rent of £1,700.**

## **Reasons for the Decision**

**A rent statement and bank statement had been submitted with the Application. This showed that the Tenant is in arrears to the extent of £1,700. The Applicant stated that no further payments of rent had been made and the amount of arrears is now £2,720. She said that she had not had any correspondence with the Tenant in respect of the sum now due and, after consideration, the Applicant said that she would restrict her claim to £1,700**

## **Decision**

**The Respondent is to pay the sum of £1,700 to the Applicant.**

## **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.**

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**Martin J. McAllister**  
**Legal Member/Chair**

**12<sup>th</sup> August 2019**