



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland  
(Housing and Property Chamber) under Section 16 of the Housing (Scotland)  
Act 1988**

**Chamber Ref: FTS/HPC/CV/18/1532**

**Re: Property at 26 Lendrick Avenue, Callander, Stirling, FK17 8LZ (“the  
Property”)**

**Parties:**

**C/O Martin & Co, 27 Sandpiper Meadow, Alloa, FK10 1QQ (“the Applicant”)**

**Mr David Alan Jeeves, Ms Simone Crevecoeur, 26 Lendrick Avenue, Callander,  
Stirling, FK17 8LZ (“the Respondents”)**

**Tribunal Members:**

**Nairn Young (Legal Member) and John Blackwood (Ordinary Member)**

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

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

- **Background**

This is an application for payment of alleged rent arrears owed by the Respondents to the Applicant in terms of a short assured tenancy at the Property. It called for a hearing on 28 September 2018 at 2pm. The Applicant was present and represented by Mr Runciman of Gilson Gray Solicitors. The first Respondent was not present or represented; the second Respondent was present in person.

- **Findings in Fact**

1. The Property was let to the Respondents by the Applicant in terms of a short assured tenancy agreement dated 31 October 2016 (‘the Lease’). The Lease commenced on 18 November 2016 and ran initially to 17 November 2017, continuing on a monthly basis thereafter.

2. In terms of the Lease, the sum of £850 rent is due on a monthly basis on the 15<sup>th</sup> day of the month. No payment was made on 15 March 2018, or subsequently. As at the date of the hearing, the sum of £5,950 was outstanding.
3. The Lease makes provision that interest is due on any amounts outstanding for more than 14 days at the rate of 4% above the base rate of the HSBC bank. Since February 2018, the said base rate has been 3.89%. As at the date of the hearing, the interest accrued on the rental payment for March 2018 was £33.53; for April 2018, £27.94; for May 2018, £22.35; for June 2018, £16.77; for July 2018, £11.18; and for August 2018, £5.59. The total interest due was therefore £117.36.

- Reasons for Decision

The sums of £5,950, and interest thereon of £117.36, being due, an order for payment of the sum of £6,067.36 by the Respondents to the Applicant should be made.

- Decision

Order for payment of the sum of £6,067.36 (SIX THOUSAND AND SIXTY-SEVEN POUNDS AND THIRTY-SIX PENCE STERLING) 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.**

Nairn Young

Legal Member/Chair

28 SEPTEMBER 2018

Date