



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland
(Housing and Property Chamber) under Section 16 of the Housing (Scotland)
Act 2014**

Chamber Ref: FTS/HPC/CV/18/1927

**Re: Property at 4 Beechwood, Kirkmuirhill, Lanarkshire, ML11 9SH (“the
Property”)**

Parties:

**Mr Leslie Norris, 295 Carlisle Road, Kirkmuirhill, Lanarkshire, ML11 9RA (“the
Applicant”)**

**Mr Matthew Paton, 2 Croftpark Street, Bellshill, Lanarkshire, ML4 1EY (“the
Respondent”)**

Tribunal Members:

Colin Dunipace (Legal Member)

Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the
Tribunal”) determined that the Order sought by the Applicant for payment in
the sum of £1349.99 should be granted**

Background

**The Applicant brought this Application seeking recovery of outstanding rental
payments by Application of 23 July 2018. Submitted with his Application were
copies of the original tenancy agreement dated 27 November 2017, together
with a copy of a previous decision of the First-tier Tribunal dated 11 June 2018,
being a decision in respect of an Application in terms of Section 18 of the
Housing (Scotland) 1988, and a statement of the rent still outstanding in
respect of the property.**

Case Management Discussion

**The Applicant attended at his Case Management Discussion on 1 November
2018. He was not represented at this Discussion. The Respondent was neither**

present nor represented at the Discussion. I was satisfied that lawful service had been effected. At this Discussion the Applicant indicated that he wished to amend the sum sought by him from £1774.99 to £1349.99. The Applicant indicated that this was to reflect the fact that the deposit paid in this matter in the sum of £425 had been returned to him.

Decision

Having heard submissions from the Applicant I was satisfied that the sums sought by him were due and accordingly determined that the Order as sought was justified.

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.

Colin Dunipace

01/11/18.

Legal Member

Date