



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/22/1816

Re: Property at Flat B, 74 Corsewall Street, Coatbridge, ML5 1PU (“the Property”)

Parties:

George Wilson Property Co Ltd, 40 Carlton Place, Glasgow, G5 9TS (“the Applicant”) per their agents, Happy Lets Limited, 56, Cadzow Street, Hamilton ML3 6DS (“the Applicant’s Agents”)

Mr David Ross, Flat B, 74 Corsewall Street, Airdrie, North Lanarkshire, ML5 1PU (“the Respondent”)

Decision (in absence of the Applicant)

The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the Application be dismissed.

Background

1. By application received on 10 June 2022 (“the Application”), the Applicant’s Representative applied to the Tribunal for an Order for payment of rent due and owing amounting to £7,425.00 arising from a tenancy between the Parties. The Application comprised a copy of the tenancy agreement and a statement of rent due and owing to May 2022. The Application was accepted by the Tribunal and a Case Management Discussion (the “CMD”) was fixed for 7 October 2022 at 10.00 by telephone conference and intimated to the Parties.

CMD

2. The CMD took place on 7 October 2022 at 10.00 by telephone conference. Neither the Applicant nor the Applicant’s agent took part. The Respondent did not take part.
3. As the Tribunal could not be certain that the sum sought is due and owing by the Respondent, the Tribunal dismissed the Application and made no Order.

Outcome

4. the Tribunal dismissed the Application and made no Order.

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.

K Moore

Legal Member/Chair

7 October 2022
Date