



Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 18(1) of the Housing (Scotland) Act 1988

Chamber Ref: FTS/HPC/EV/19/3241

Re: Property at Flat 2/1, 73 Church Street, Dundee, DD3 7HP ("the Property")

Parties:

The BRL 1995 Discretionary Trust, C/o Lickley Proctor Lettings, 58 Bell Street, Dundee, DD1 1HF ("the Applicant")

Mr Norman Ross, Flat 2/1, 73 Church Street, Dundee, DD3 7HP ("the Respondent")

Tribunal Members:

Mark Thorley (Legal Member)

Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) ("the Tribunal") determined that an order for possession of the property be granted.
Background**

- 1. The applicants applied to the First-tier Tribunal under Rule 65. Accompanying the application was a copy Tenancy Agreement, AT5 Notice, Notice under Section 33, Notice to Quit, proof of execution and Notice under Section 19 of the 1988 Act.**
- 2. No representations were made by the respondent.**

Case Management Discussion

- 1. At the case management discussion the applicant was represented by Ms Leckie. There was no appearance by or for the respondent.**
- 2. All the paperwork was in order.**

Findings in Fact

1. That a Short Assured Tenancy existed between the parties dated 14 November 2016.
2. That all the appropriate Notices had been served upon the respondent.
3. That an order for eviction should be granted.

Reasons for decision

The respondent did not attend and made no written representation. The paperwork was all in order. In the circumstances an order for eviction was granted

Decision

An order of eviction was 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.

Mark Thorley

Legal Member/Chair

18 December 2019

Date