Housing and Property Chamber
First-tier Tribunal for Scotland

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/19/3786

Re: Property at 1/2 330 King Street, Broughty Ferry, Dundee, DD5 2BA ("the Property")

Parties:

Mr Anthony Ablett, 4 Beach Tower, Ralston Road, Dundee, DD5 1NQ ("the Applicant")

Ms Lynne Morris, 1/2 330 Brook Street, Broughty Ferry, Dundee, DD5 2BA ("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 payment by the respondent to the applicant of the sum of £3500 be made.

Background

1. The applicant applied to the First-tier Tribunal for an order under Rule 70 by way of application dated 25 November 2019. The applicant sought to obtain an order for payment by the respondent of the sum of £3,500 for rent arrears. Accompanying the application was a copy of the Tenancy Agreement and Rent Account Statement.

2. The application had been served on the respondent by sheriff officers. No written representations had been received.

Findings in Fact

1. That a Tenancy Agreement existed between the parties for the lease the premises at 1/20, 330 King Street, Broughty Ferry DD5 2BA dated 27 February 2015.

2. Rent payable was £575 per calendar month.

3. As at December 2019 an amount of rent outstanding was £3,500.

Reasons for decision

1. The paperwork was all in order. The application spoke to the outstanding amount of rent arrears.

2. The respondent had received intimation of the application and had made no representations. The Tribunal accepted the position of the applicant.

Decision

To make an order for payment by the respondent to the applicant of the sum of £3,500.

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

10 February 2020

Legal Member/Chair **Date**