



**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/18/1618

**Re: Property at 2 Orchard Grove, Victoria Park, Coatbridge, ML5 3PL ("the
Property")**

Parties:

**Mr Adrian O'Donohue, Mrs Tracy O'Donohue, 1 Cromlet Drive, Coatbridge, ML5
2FB; Gilson Gray LLP, 29 Rutland Square, Edinburgh, EH1 2BW ("the
Applicant")**

**Ms Nadia McFarlane, 2 Orchard Grove, Victoria Park, Coatbridge, ML5 3PL
("the Respondent")**

Tribunal Members:

Nairn Young (Legal Member) and Colin Campbell (Ordinary Member)

Decision (in absence of the Respondent)

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

• Background

**This application is for payment of rent arrears at the Property, to the sum of £2,350.
It called for a hearing at 10am on 13 September 2018. The Applicants were
represented by Mr Alexander of Gilson Gray Solicitors. The Respondent was not
present or represented.**

• Findings in Fact

**1. An assured tenancy in terms of the Housing (Scotland) Act 1988 ("the Act")
was executed by the Parties in relation to the Property on 1 September 2017.**

2. Rent of £575 was due in terms of that agreement on 1 September 2017 and on the first of each subsequent month, until 1 February 2018. This arrangement was varied by agreement, such that on 14 February 2018 rent of £245 was due. From 14 March 2018 and thereafter rent of £575 was due on the fourteenth of each month.
3. On 27 February 2018 a payment of £195 was made by the Respondent. No payments have been made since. At the time of the hearing the sum of £4,075 was outstanding.

Reasons for Decision

The amount applied for being due to the Applicants by the Respondent, order for payment in that sum should be made.

Decision

Order for payment of the sum of £2,350 (TWO THOUSAND THREE HUNDRED AND FIFTY POUNDS STERLING) by the Respondent to the Applicants should be made.

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

Date

13 SEPTEMBER 2018