

**Housing and Property Chamber**  
First-tier Tribunal for Scotland

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**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/18/2108**

**Re: Property at Lower Harbour House, Harbour Lane, South Queensferry, EH30  
9PT (“the Property”)**

**Parties:**

**Mr Ranald Mackay, Harbourhead, South Queensferry, Edinburgh, EH30 9PT  
 (“the Applicant”)**

**Mr Stuart Noble, Ms Carol Lee, Lower Harbour House, Harbour Lane, South  
Queensferry, EH30 9PT (“the Respondent”)**

**Tribunal Members:**

**Ewan Miller (Legal Member)**

**Decision (in absence of the Respondent)**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the  
Tribunal”) determined that a payment order should be granted in favour of the  
Applicant against the Respondent in the sum of FIVE THOUSAND TWO  
HUNDRED AND FIFTY POUNDS (£5,250) ONLY**

**Background**

The Applicant was the owner of the Property. He had let the Property to the Respondent in 2006. He alleged that the Respondent had ceased to pay rent sometime around February 2018 and that as at the date of application arrears of £5,250 were outstanding. The Applicant applied to the Tribunal on 9 August 2018 seeking payment of the said sum.

**Case Management Discussion**

A Case Management Discussion was held at Riverside House, 502 Gorgie Road, Edinburgh on 21 January 2018 at 10am. The Applicant was present and was represented by Mrs Helen Couser of Fife Letting Service, 3 School Street,

There appeared to be no reason why the Tribunal should not grant the decision at the Case Management Discussion. There was no benefit in referring the matter to a full hearing of the Tribunal.

**Decision**

The Tribunal granted an order for payment in favour of the Applicant against the Respondent in the sum of £5250.

**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.**

Ewan Miller

**Legal Member/Chair**

**Date**

21/1/17