



**THE SMALL CLAIMS TRIBUNAL
EUROPEAN SMALL CLAIMS PROCEDURE**

**Adjudicator
AVV. JULIANA SCERRI FERRANTE**

Wednesday 11th March, 2020

ESCP Claim number 17/2019SFJ

Daniel Chagas

Vs.

St Julians Bay Hotel

The Tribunal:

Saw the Notice of Claim filed by the claimant on 25th April 2019 pursuant to Regulation 861/2007 establishing a European Small Claims Procedure in which the claimant explained and contended that he was claiming the sum of **six hundred and ninety-four Euros (€694.00)** after having been left without a room at the relative hotel notwithstanding that hotel personnel had promised a room ready for him at a specific time in the early hours of 18th September 2019 but which had seemingly not been prepared, with the result that when Mr Chagas turned up at the hotel, he had to leave and find another hotel at around 1:20 in the morning.

Saw that the defendant was served with the Notice of Claim on 10th January 2020 as appears from the notice of service.

Saw that on 18th February 2020, MyHotels Limited (C51590) filed a note in the records of the case in which attached evidence that the hotel in question had refunded the claimed amount to the Claimant together with a copy of an e-mail dated 17th February 2020 which indicated that the Claimant acknowledged receipt of the relative amount.

Read all the documentation.

Observed that as the Defendant admitted the claim and refunded the amount claimed to the Claimant, there no longer exists any reason for the Tribunal to rule in favour of the Claimant.

Therefore, the Tribunal declines to take further cognizance of the case.

Avv. Juliana Scerri Ferrante
B.A., L.P., Mag. Jur. (Int. Law), LL.D.
Adjudicator