



**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/24/1439

Re: Property at 22 Blackhill Brae, Crossgates, Fife, KY4 8FH (“the Property”)

Parties:

**Lar Housing Trust, F3 Buchan House, Carnegie Campus Enterprise Way,
Dunfermline, KY11 8PL (“the Applicant”)**

**Mr Scott Kernaghan, 131 Navitie Park Balingry, Lochgelly, KY5 8NL (“the
Respondent”)**

Tribunal Members:

Alison Kelly (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 in the amount of £1211.16
payable in instalments of £50 per month should be made.**

Background

1. The Applicant lodged an application on 27th March 2024 under Rule 111 of the First Tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”) seeking payment of a sum of rent arrears.
2. Lodged with the Application were:
 - a. Copy Private Residential Tenancy dated 8th January 2019 and showing a rent of £448.76 per month
 - b. AT2 increasing rent to £491.10 per month from 1st August 2023
 - c. Rent Statement showing a balance outstanding of £1211.16.

3. The Application was served on the Respondent by Sheriff Officer on 10th May 2024.
4. On 31st May 2024 the Respondent lodged a Time To Pay application admitting the debt and offering £50 per month.
5. On 12th June 2024 the Applicant's representative sent an email to the Tribunal accepting the sum of £50 per month.

Case Management Discussion

6. As the debt had been admitted, and the Time To pay Application accepted, the case did not require to call for the Case Management Discussion.

Findings in Fact

- i. The parties entered in to a tenancy agreement for rent of the property;
- ii. The monthly rent was £491.10;
- iii. The rent arrears owed are £1211.16.

Reasons for Decision

The Respondent owes rent to the Applicant as in the amount of £1211.16.

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.

A Kelly

Legal Member/Chair

13/06/2024

Date