



**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/24/3701**

**Re: Property at 7 Cloch St, Glasgow, G33 3HR (“the Property”)**

**Parties:**

**C.S.R Properties Ltd, 24 Buttercup Crescent, Ferniegair, Hamilton, ML3 7ZG (“the Applicants”)**

**Ms Amanda Robertson, 7 Cloch St, Glasgow, G33 3HR (“the Respondent”)**

**Tribunal Members:**

**George Clark (Legal Member)**

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

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that the application could be decided without a Hearing and issued an Order for Payment requiring the Respondent to pay to the Applicants the sum of £6,846.93. The Applicants’ request for interest on that sum was refused.**

**Background**

1. By application, dated 12 August 2024, the Applicants sought an Order for Payment in respect of unpaid rent that had become lawfully due by the Respondent to the Applicants. The sum sought was £6,846.93. The Applicants wished interest down to the date on which the principal sum is recovered.
2. The application was accompanied by copies of a Private Residential Tenancy Agreement between the Parties, commencing on 27 September 2019, a Rent Increase Notice dated 29 September 2020, intimating an increase in rent to £745 per month from 2 February 2021, and a Rent Statement showing arrears as at the date of the application of £6,846.93. The Rent Statement showed that the Respondent had not paid the increased rent until June 2023 and had, since then, paid £750 per month, to include £5 towards arrears.

3. On 3 February 2025, the Tribunal advised the Parties of the date and time of a Case Management Discussion, and the Respondent was invited to make written representations by 24 February 2025. The Respondent did not make any written representations to the Tribunal.

### **Case Management Discussion**

4. A Case Management Discussion was held by means of a telephone conference call on the afternoon of 11 March 2025. Neither Party was present or represented.

### **Reasons for Decision**

5. Rule 17 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 provides that the Tribunal may do anything at a Case Management Discussion which it may do at a Hearing, including making a Decision. The Tribunal was satisfied that it had before it all the information and documentation it required to enable it to decide the application without a Hearing.
6. The Tribunal considered whether to dismiss the application due to the non-attendance of the Applicants, but decided that, as it would have continued to determine the application if the Respondent had not been present or represented, the mere fact that the Applicants had not turned up was not a sufficient ground for dismissal. The Tribunal decided, therefore, to determine the application on the basis of the application and supporting documents.
7. The Tribunal was satisfied from the Rent Statement that the sum sought has become lawfully due by the Respondent to the Applicants.
8. The Tribunal refused the request in the application for interest on the principal sum due. There is no provision in the Tenancy Agreement for interest on unpaid rent, and the Applicants had not appeared at the Case Management Discussion to give reasons as to why it would be fair or proportionate to add interest to the rent outstanding, nor had they specified the rate of interest they would have been seeking.

### **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.**

George Clark

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Legal Member/Chair

11 March 2025  
Date