



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland  
(Housing and Property Chamber)**

**Chamber Ref: FTS/HPC/CV/24/0343**

**Re: Property at 12 Thomson Mill, Skene Street, Strathmiglo, KY14 7PA (“the Property”)**

**Parties:**

**Mrs Moray Coughtrie, La Moissandiere, Le Poire-Su-Vie, France, 85170, France  
 (“the Applicant”)**

**Miss Samantha Jordan, UNKNOWN, UNKNOWN, UNKNOWN (“the Respondent”)**

**Tribunal Members:**

**Virgil Crawford (Legal Member)**

**Decision**

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

**BACKGROUND**

1. By lease dated 14<sup>th</sup> and 22<sup>nd</sup> July 2021 the Applicant let the Property to the Respondent. Rent was payable at the rate of £430.00 per calendar month.
2. The Respondent fell into arrears of rent. On 29<sup>th</sup> January 2024 the Applicant presented an application to the Tribunal seeking an order for payment of arrears which, at that time, amounted to £1,718.39.
3. The Applicant had separately presented an application to the Tribunal seeking an order for eviction. The Respondent, however, subsequently vacated the premises. The application for an order for eviction was not insisted upon.
4. As at the date of termination of the tenancy, arrears of rent amounted to £5,286.00.

5. At a case management discussion held on 26<sup>th</sup> September 2024 the amount claimed was amended to £5,286.00. The application was thereafter continued to enable the Respondent to submit a time to pay request to the Tribunal.
6. A further case management discussion was assigned for 22<sup>nd</sup> January 2025. That case management discussion was thereafter adjourned and the case called again on 21<sup>st</sup> March 2025.

## **THE CASE MANAGEMENT DISCUSSION**

7. The Applicant did not participate personally. She was, however, represented by Mrs Linda Harcus of Rent Locally. Mr David Lawson of Rent Locally also attended as an observer. The Respondent participated personally.
8. The Respondent confirmed that, as at the date of termination of the tenancy, arrears of rent amounted to £5,286.00. She accepted that amount was due. The Respondent advised that her financial position had changed and she was now in receipt of state benefits. She was not, therefore, in a position to make a proposal for payment.
9. Mrs Harcus intimated to the Tribunal that she was seeking to have the Tribunal “organise payment” of the amount due. It was pointed out to the Mrs Harcus that the Tribunal would grant an order for payment but the Tribunal did not organise nor enforce payment. Once an order for payment is granted, it is a matter for the Applicant, or those advising her, to obtain such advice or to take such steps as they deem appropriate to enforce the order.
10. In the circumstances, having regard to the acceptance by the Respondent that the sum claimed is due, a payment order in the sum of £5,286.00 was made.

## **DECISION**

The Tribunal granted an order against the Respondent for payment of the sum of FIVE THOUSAND TWO HUNDRED AND EIGHTY SIX POUNDS (£5,286.00) STERLING to the Applicant:

### **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.**

Virgil Crawford

21 March 2025

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Legal Member/Chair

\_\_\_\_\_  
Date