



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 16 under Section 71 of the Housing (Scotland) Act 2014 (“the Act”) and Rule 70 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the Rules”)**

**Chamber Ref: FTS/HPC/CV/24/5339**

**Re: Property at 1 Nechtan Drive, Coalsnaughton, FK13 6DQ (“the Property”)**

**Parties:**

**Kingdom Initiatives Limited, Saltire Centre, Petland Court, Glenthropes, KY6 2DA (“the Applicant”) per their agents, TC Young, solicitors, 7 George Street, Glasgow G2 1BA (“the Applicant’s Agents”)**

**Ms Stephanie Watt, 1 Nechtan Drive, Coalsnaughton, FK13 6DQ (“the Respondent”)**

**Tribunal Members:**

**Karen Moore (Legal Member) and Frances Wood (Ordinary Member)**

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

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that determined that an Order for payment of SEVEN THOUSAND THREE HUNDRED AND EIGHTY EIGHT POUNDS AND THIRTY THREE PENCE (£7,388.33) sterling be granted.**

1. By application received on 19 November 2024, (“the Application”), the Applicant’s Agents applied to the Tribunal for an Order for payment of rent due and owing by the Respondent to the Applicant in respect of a tenancy between them.
2. The Application comprised copy tenancy agreement between the Parties and a rent statement showing arrears of rent amounting to £6,740.57 as at 24 November 2025. The Application sought interest on the sum at the rate of 8 % per year. An application for an eviction order on the Grounds of rent arrears was lodged along with the Application.

3. The Application was accepted by the Tribunal and a Case Management Discussion (the "CMD") was fixed for 22 July 2025 at 14.00 by telephone conference. The CMD was intimated to the Parties and to the Respondent, in particular, by Sheriff Officer on 15 April 2025.
4. Prior to the CMD, the Applicant's Agents lodged an updated rent statement showing that the rent due to have risen to £7,912.21.

### **CMD**

5. The CMD took place on 22 July 2025 at 14.00 by telephone. The Applicant was represented by Ms. Brechany of the Applicant's Agents. The Respondent, Miss Watt, did not take part and was not represented. The Tribunal was satisfied that the Respondent was aware of the proceedings and her requirement to attend and so proceeded in her absence.
6. Ms. Brechany confirmed the Order sought and advised the Tribunal that a further payment had been received reducing the sum sought to £7,388.33. She confirmed that interest was sought on a judicial basis as intimated in the Application.

### **Findings in Fact**

7. From the Application and the CMD, the Tribunal made the following findings in fact,:-
  - i) There is a tenancy of the Property between the Parties;
  - ii) The Respondent has accrued rent arrears and the sum currently due and owing is £7,388.33;
  - iii) The Applicant is entitled to an Order for £5,076.26.

### **Decision and reasons for the decision**

8. The Tribunal had regard to Rule 17(4) of the Rules which states that the Tribunal "may do anything at a case management discussion .....including making a decision" Having found in fact that the Respondent is due and owing to the Applicant for the sum of £7,388.33, the Tribunal proceeded to make an order for payment in this sum.
9. The Tribunal had regard to the request that the order include interest on the sum due. The Tribunal took the view that in the circumstances it was not reasonable to award interest as requested and so refused this part of the Application.
10. This decision is unanimous.

### **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.

*Karen Moore*

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Legal Member/Chair

22 July 2025  
Date