



**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/24/1496**

**Property: 23 Black Loch Place, Dunfermline KY11 8ZD ("Property")**

**Parties:**

**Kingdom Initiatives Limited, Saltire Centre, Pentland Court, Glenrothes KY6 2DA  
("Applicant")**

**Brodies LLP, 110 Queen Street, Glasgow G1 3BX ("Applicant's Representative")**

**Kyle McGarry, Flat 2/2, 18 Garry Street, Glasgow G44 4AY ("First Respondent")**

**Martin Mollison, Flat A, 7 Mill Street, Kircaldy KY1 1AB ("Second  
Respondent")**

**Tribunal Members:**

**Joan Devine (Legal Member)**

**Gerard Darroch (Ordinary Member)**

**Decision**

**The First-tier Tribunal for Scotland (Housing and Property Chamber)  
("Tribunal") determined that an order for payment of £4,832.84 payable at the  
rate of £150 per month should be made against the First Respondent.**

**Background**

The Applicant sought an order for payment of £7,404.53 in respect of rent arrears. The Applicant had lodged Form F. The documents produced were: a short assured tenancy agreement which commenced on 3 July 2017 and a statement of rent arrears.

A Case Management discussion ("CMD") took place on 3 September 2024. Reference is made to the note of the CMD. The CMD was continued to 18 February 2025 and a direction was issued. Reference is made to the note of the continued CMD. Both Parties lodged a response to the direction. The First Respondent lodged an application for time to pay the debt at the rate of £150 per month. The outcome of the continued CMD was that an evidential hearing was fixed for 8 September 2025.

### **Settlement Agreement**

On 14 August 2025 the Applicant's Representative sent to the Tribunal a copy letter to the First Respondent setting out the terms of a settlement agreed between the Applicant and the First Respondent. The letter noted that Parties had agreed that the First Respondent would pay to the Applicant £5,882.84 at the rate of £150 per month. The letter noted that payments of £1,050 had already been made bringing the balance due down to £4,832.84. The letter noted that the Tribunal would be asked to issue a payment order for the agreed sum and to discharge the Hearing fixed for 8 September 2025. The First Respondent had signed a docket annexed to the letter confirming his agreement to the settlement. In response to a query from the Tribunal the Applicant's Representative confirmed that a payment order was sought only against the First Respondent.

### **Reasons for the Decision**

The Parties had agreed that the First Respondent would pay to the Applicant £5,882.84 at the rate of £150 per month in full and final settlement of the sum claimed in the application. As at 7 August 2025, £1,050 had been paid to account bringing the balance due down to £4,832.84.

### **Decision**

The Tribunal determined to discharge the Hearing fixed for 8 September 2025 and to grant an order for payment of £4,832.84 against the First Respondent.

### **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.**

Joan Devine

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Legal Member

Date : 25 August 2025