



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71 of the Private Housing (Tenancies) (Scotland) Act 2016**

**Chamber Ref: FTS/HPC/CV/25/3770**

**Re: Property at 30 3F2 Kirk Street - R5, Edinburgh, EH6 5EZ (“the Property”)**

**Parties:**

**Mr Peter Aslet, Mrs Lynda Aslet, 104 Ravelston Dykes, Edinburgh, EH12 6HB (“the Applicants”)**

**Mr Kyle Scott, 30 3F2 Kirk Street - R5, Edinburgh, EH6 5EZ (“the Respondent”)**

**Tribunal Members:**

**Jim Bauld (Legal Member) and Eileen Shand (Ordinary Member)**

**Decision**

**The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) determined that an order should be granted for payment in the sum of ONE THOUSAND TWO HUNDRED AND TWENTY-SIX POUNDS AND ONE PENNY (£1,226.01)**

**Background**

1. By application dated 3 September 2025, the applicants sought an order under section 71 of the Private Housing (Tenancies) (Scotland) Act 2016 (“the 2016 Act”) and in terms of rule 111 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (“the procedure rules”).
2. On 30 October 2025 the application was accepted by the tribunal and referred for determination by the tribunal
3. A Case Management Discussion (CMD) was set to take place on 16 February 2026 and appropriate intimation of that hearing was given to both parties.

## **The Case Management Discussion**

4. The Case Management Discussion (CMD) took place on 16 February 2026 via telephone case conference. The applicants were not present but were represented by their letting agent, Ms. Hazel Young, Rockford Properties, Dundee. The Respondent was also personally present..
5. The tribunal explained the purpose of the CMD and the powers available to the tribunal to determine matters.
6. The tribunal asked various questions of the parties with regard to the application.
7. The applicants' representative confirmed that she wished the order for payment to be made.

## **Agreed Findings in Fact**

8. The Applicants are the registered owner of the property.
9. The Applicants and the Respondent as respectively the landlord and tenant entered into a tenancy of the property which commenced on 15 February 2020.
10. The tenancy was a private residential tenancy in terms of the Private Housing (Tenancies) (Scotland) Act 2016.
11. The initial agreed monthly rental was £350 per month. The current monthly rental is £695.
12. Arrears had accrued over a number of months and at the date of the lodging of the application arrears amounted to £729.41.
13. The amount of arrears at 7 February 2026 was £1,126.01
14. Appropriate accounting had been provided in respect of the outstanding rent with the application to the tribunal.

## **Reasons for Decision**

15. The tribunal noted that both parties agreed that the arrears figure as at 7 February 2026 was £1,126.01. The respondent accepted that the sum was owed to the applicant. The tribunal allowed the sum claimed in the application to be amended to reflect the agreed sum outstanding.

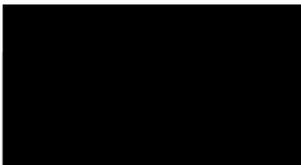
16. The respondent asked if he could pay the outstanding amount by monthly instalments of £115. The applicant's representative agreed to accept this offer of instalment repayment and the tribunal indicated that a Time to Pay Direction in terms of Section 1(1) of the Debtors (Scotland) Act 1987 would therefore be part of the tribunal's order.
17. The tribunal also exercised the power within rule 17 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 and determined that a final order should be made at the CMD.

## **Decision**

**The order for payment of the sum of ONE THOUSAND TWO HUNDRED AND TWENTY-SIX POUNDS AND ONE PENNY (£1,226.01) subject to a Time to Pay Direction in terms of Section 1(1) of the Debtors (Scotland) Act 1987 is granted**

## **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.**



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**Legal Member/Chair**

**17 February 2026**

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**Date**