



**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/26/1483

**Re: Property at 41 Strathbeg Drive, Dalgety Bay, Dunfermline, Fife, KY11 9XQ
("the Property")**

Parties:

**Jill Patricia Wilkie, 21 Glamis Gardens, Dalgety Bay, Fife, KY11 9TD ("the
Applicant")**

**Megan Lauren Bolton, 41 Strathbeg Drive, Dalgety Bay, Dunfermline, Fife,
KY11 9XQ ("the Respondent")**

Tribunal Members:

Alison Kelly (Legal Member) and Elizabeth Williams (Ordinary Member)

Decision (in absence of the Respondent)

**The First-tier Tribunal for Scotland (Housing and Property Chamber) ("the
Tribunal") determined that an order for payment should be made.**

Background

1. On 2nd April 2026 the Applicant lodged an application under Rule 111 of the First Tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 ("the Rules") seeking payment of a sum of rent arrears.
2. Lodged with the Application were:
 - a. Copy Private Residential Tenancy dated 24th October 2024 and showing a rent of £975 per month;
 - b. Rent Statement showing arrears of £2937.50 as at 24th February 2026.

3. The Application was served on the Respondent by Sheriff Officer on 29th July 2026.
4. On 18th August 2026 the Applicant's agent lodged an up to date rent statement showing the arrears to 24th July 2026 of £7812.50 and applied to amend the sum sought to that amount.

Case Management Discussion

5. The Case Management Discussion ("CMD") took place on 1st September 2026 by teleconference. The Applicant was represented by Miss Wooley of Bannatyne, Kirkwood & France, Solicitors. The Respondent did not attend and was not represented.
6. The Chairperson confirmed the purposes of a CMD in terms of Rule 17 of the Rules.
7. Miss Wolley refereed to her application to amend, lodged on 18th August 2026 and asked that an order be granted for payment in the amount of £7812.50, being the sum due as shown on the rent statement and being the arrears due as at 24th July 2026.
8. Miss Wooley also asked for interest on the outstanding sum at the judicial rate of 8 per centum per annum, as per her application. She appreciated that there was no contractual provision for interest and that it was at the discretion of the Tribunal.

Findings in Fact

- i. The parties entered in to a tenancy agreement for rent of the property;
- ii. The monthly rent was £975;
- iii. As at 24th July 2026 the rent arrears owed were £7812.50;
- iv. There is no provision in the tenancy agreement for interest to be added to late payments.

Reasons for Decision

9. The Respondent owes rent to the Applicant in the amount of £7812.50.
10. There is no contractual provision in the tenancy agreement for interest to be charged on late payment and therefore the Tribunal did not think it was appropriate to award interest.

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.

Alison Kelly

Legal Member/Chair

1st September 2026

Date
