



Confirmation of refusal/ lack of access following a Decision to Assist the Landlord under Section 28A(3) of the Housing (Scotland) Act 2006 (“The Act”)

Ref FTS/HPC/RE/23/4459

HOUSE AT 17 Haulkerton Crescent, Laurencekirk, AB30 1FB

TENANT Mr Raymond Adams

LANDLORD Mrs Susan Barrie, Glensaugh Lodge, Fettercairn, Laurencekirk, AB30 1HB

NAME OF AUTHORISED PERSON Scottish Gas Engineer and Electrician from Stenson’s Laurencekirk.

As the Member deciding on the above application for entry by the landlord, I confirm that attempts have been made to assist the landlord in exercising their right of entry to the house under section 181(4) of the Act.

The attempts involved the following:

notification of the application made under section 28 A(1) on the tenant dated 25th January 2024.

intimation on tenant and landlord of decision to assist the landlord dated 25th January 2024;

consideration of representations from tenant on the application received on 18th March 2024.

setting of a date and time by the panel member for the landlord to exercise the said right, that date and time being Wednesday 22nd May at 9am;

notification by the Chamber of that date and time to the tenant and landlord on 22nd April 2024.

receipt by the tenant of this notification is evidenced by certificate of intimation from Sheriff Officers . Notification served on tenant on 22nd April 2024 at 1.20pm.

I confirm that I observed the refusal/lack of access on 22nd May 2024 at 9am.

The tenant was at home at the time of the appointment. He came to the door but did not open the door. I spoke to him through the frosted glass front door. The tenant confirmed that he would not allow access to the landlord or the contractors. He stated that he felt he was being harassed.

E Williams

Member
First-tier Tribunal for Scotland (Housing and Property Chamber)