



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Rule 26 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017.**

**Case reference FTS/HPC/RE/24/2249**

**Parties**

**Ellaquinnt Limited (Applicant)**

**Mr Jaskarn Singh (Respondent)**

**Corbett and Shields (Applicant's Representative)**

**Flat 3/2, 21 Glen Avenue, Port Glasgow, PA14 5AA (House)**

**Tribunal Member: Jacqui Taylor (Legal Member)**

The Tribunal rejects the application by the Applicant under section 28 of the Housing (Scotland) Act 2006 requesting the Tribunal to consider offering assistance in exercising the Landlord's right of entry to the Property dated

The Tribunal administration sent the Applicant an email dated 29<sup>th</sup> May 2024 in the following terms:

*'We acknowledge receipt of the further information dated 27 May 2024. Unfortunately there does not seem to be any proof in the emails that the notification form you provided with the application (copy attached) was ever sent to the tenant. (You may have misunderstood what was requested. As you seem to have instead provided an email showing your application form being sent to the tenant.) What is required for the application to be complete is proof that you sent the notification (attached) to the tenant prior to the date on the form, (i.e 30 April 2024) with the correct amount of notice for the entry, that was subsequently refused. With this in mind please can you provide either email correspondence showing this, or a recorded delivery slip so that we can check the track and trace that it was delivered to the tenant prior to the proposed entry date.'*

A reminder email was sent to the Applicant dated 1<sup>st</sup> July 2024 in the following terms:

*'Your application has been further reviewed by a legal member of the First-tier Tribunal with delegated powers of the Chamber President. It is noted that you have failed to provide the further information requested by emails dated 17, 24 and 29 May 2024. We now write to advise you that if you fail to provide this information by 15 July 2024 the tribunal will have no option but to reject your application. You should be aware that the Tribunal has the power to reject applications on grounds set out in rule 8 of the First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations.'*

No response was received and the required documents were not provided.

As no response has been received to the said emails dated 29<sup>th</sup> May 2024 and 1<sup>st</sup> July 2024 the Tribunal believe that the dispute has been resolved and reject the application in terms of rule 8(10(b) of the Tribunal Rules.

J.Taylor.....Legal Member Date: 2<sup>nd</sup> August 2024