



**Note re  
9 Stanley Place, Saltcoats, KA21 5AZ**

**(“the house”)**

**Case Reference FTS/HPC/RE/25/5235**

**The Parties**

James Montgomerie (“The Landlord”)

Tribunal Member: Martin J. McAllister

The Landlord submitted an application to the Tribunal on 4 December 2025 in terms of Section 28A of the Housing (Scotland) Act 2006.

The application was in respect of the Landlord seeking assistance with exercising his right of access to the house. The application was incomplete and lacked specification. It did not contain information on why access was required. No evidence of necessary notification to the Tenant was provided. A complete copy of the tenancy agreement was not submitted. A Notice to Leave was submitted with no explanation.

The Landlord subsequently telephoned the Tribunal and advised that he was no longer seeking assistance in respect of access to the house but was seeking to evict the Tenant.

In terms of Rule 15 of The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 an applicant can withdraw an application at any time.

The Legal Member accepted that a valid withdrawal of the application had been made and that no determination of the application was necessary.

Martin J. McAllister

Legal Member  
First-tier Tribunal for Scotland (Housing and Property Chamber)  
8 January 2026