



Rejection of Application: Notification of decision under Section 28A(3) of the Housing (Scotland) Act 2006 (“The Act”)

Reference within this Notice to “regulations” refers to The First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017. Reference to “rules” refer to The First-tier Tribunal for Scotland Housing and Property Chamber Rules of Procedure 2017 in schedule 1 of the said regulations

Ref FTS/HPC/RE/25/4369

HOUSE AT 203 Forge Street, Germiston, Glasgow, G21 2AR

LANDLORD Mrs Rosemary Silverman, Flat 1/2, 3 Scapa Way, Stepps, Glasgow, G33 6JD

LANDLORD REPRESENTATIVE Mr Gary McKean, 23 Cramond Drive, Woodilee Village, Lenzie, Glasgow, G66 3UX

As the member asked to decide on the application for access by the landlord to the property, detailed above, I am writing to advise of that decision.

The Landlord’s application consists of all documents received (on/between) 9 October 2025 and 14 March 2026. I have concluded that no further information is required before a decision can be made. After considering the application, taking into account the terms of Section 28A(3) of the Act, I have decided that the application should be rejected.

The grounds for rejection are listed in rule 8 (1) of schedule 1 of the regulations as follows:

8.—(1) *The Chamber President or another member of the First-tier Tribunal under the delegated powers of the Chamber President, must reject an application if—*

- (a) they consider that the application is frivolous or vexatious;
- (b) the dispute to which the application relates has been resolved;
- (c) they have good reason to believe that it would not be appropriate to accept the application;

(d) they consider that the application is being made for a purpose other than a purpose specified in the application; or

(e) the applicant has previously made an identical or substantially similar application and in the opinion of the Chamber President or another member of the First-tier Tribunal, under the delegated powers of the Chamber President, there has been no significant change in any material considerations since the identical or substantially similar application was determined.

I consider that in this case the application is to be rejected on the following ground:

(b) the dispute to which the application relates has been resolved.

The reason for rejection under this ground is:

by email of 17th March 2026 the applicant was asked to provide a copy of the Tenancy Agreement, by email of the 2nd April 2026 the applicant was again asked to provide this information and further informed *“If no response is received within 7 days it will be assumed that you no longer require assistance to access the property and the application will be rejected.”*

No response was received.

In terms of Section 28A(8) of the Act this decision of the member is final.

E Dickson
Member
First-tier Tribunal for Scotland (Housing and Property Chamber)
15th April 2026