

Housing and Property Chamber
First-tier Tribunal for Scotland



**Notice in terms of Section 28A (5) of a Decision to Assist the Landlord under
Section 28A (3) of the Housing (Scotland) Act 2006 (“The Act”)**

Ref: FTS/HPC/RE/19/3286

HOUSE AT: 89A West Johnstone Avenue,
Alva, FK12 5BD

TENANTS: Mr Thomas Anderson and
Ms Jacqueline Archer

LANDLORD: Mr Tom McCappin
c/o Northwood Central UK Ltd,
9-11 Bank Street,
Falkirk, FK1 1NB

**LANDLORD’S
REPRESENTATIVE** Ms Anne Johnstone
Northwood Central UK Ltd,
9-11 Bank Street,
Falkirk, FK1 1NB

AUTHORISED PERSONS: A representative from
Northwood Central UK Ltd.
and
David Johnstone, Gas Engineer

As the Member allocated to decide on the application made by the landlord for entry to the property detailed above, I have considered the application paperwork, comprising documents received between 15 October and 06 November 2019.

I have concluded that no further information is required before a decision in terms of Section 28A (3) of the Act can be made.

I have decided to assist the landlord in exercising their right of entry to the house.

The landlord is seeking entry to the property for the purpose of:

- **viewing its state and condition for the purpose of determining whether the house meets the repairing standard, and**
- **carrying out any work necessary to comply with the duty in section 14(1)(b) of the Act**

I am now seeking to arrange a suitable time for the landlord to exercise their right of entry under Section 181(4).

A form is enclosed for all parties to supply suitable dates (with times, if appropriate) to me. It should be returned within 14 days beginning with the date of receipt of this notice.

If the tenants fail, or refuse, to respond within the period given above, or fail to agree a suitable date and time for the landlord to exercise their right of entry, then I may fix a date and time for the landlord to enter.

The tenants may, within the period given above, make representations in writing to me as to why it is inappropriate or unnecessary for the landlord to exercise the landlord's right of entry under section 181(4). The tenants will receive with this notice a form to complete for the purpose of supplying representations. If representations are made by the tenants, I will consider these and advise all parties of my decision.

C Campbell

Colin M. Campbell

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

07 November 2019