



**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/20/1680**

**HOUSE AT:** 39 North Hamilton Street,  
Kilmarnock, KA1 2QL

**TENANT:** Mr James Stephens

**LANDLORD:** Miss Gael Jamieson,  
12 Ballochmyle Drive,  
Crookston,  
Glasgow, G53 7GN

**LANDLORD’S  
REPRESENTATIVE:** Rent Locally,  
42-46 Cadzow Street,  
Hamilton, ML3 6DS

**PERSON THE LANDLORD  
INTENDS TO AUTHORISE  
TO ENTER THE HOUSE:** Mr Kris McCluskey  
Gas and Heating Engineer  
KM Gas Services

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 11 August 2020 and 24 September 2020.

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 her right of entry to the house.

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

- **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 her 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 tenant fails, or refuses, to respond within the period given above, or fails to agree a suitable date and time for the landlord to exercise her right of entry, then I may fix a date and time for the landlord to enter.

The tenant 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 tenant will receive with this notice a form to complete for the purpose of supplying representations. If representations are made by the tenant, 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)

28 September 2020