

Housing and Property Chamber
First-tier Tribunal for Scotland



Confirmation of refusal/ lack of access following a Decision to Assist the Landlord under Section 28A(3) of the Housing (Scotland) Act 2006 ("The Act")

Ref FTS/HPC/RE/20/2327

HOUSE AT: 18 Briar Bank, Lesmahagow, ML11 0AT

TENANT: Mr Stuart Powell

LANDLORD: Iskcon Scotland Limited, Karuna Bhavan, Bankhouse Road, Lesmahagow, ML11 0ES

NAME OF AUTHORISED PERSON: John Robertson (Electrician) My Home Hero, Blaeberry Cottage, Lesmahagow.

As the Member deciding on the above application for entry by the landlord, I confirm that attempts have been made to assist the landlord in exercising their right of entry to the house under section 181(4) of the Act.

The attempts involved the following:

notification of the application made under section 28 A (1) on the tenant dated 8 December 2020;

intimation on tenant and landlord of decision to assist the landlord dated 8 December 2020;

no representations were received from tenant on the application;

consideration of further information in the form of an email from the landlord dated 28 December 2020;

setting of a date and time by the tribunal member for the landlord to exercise the said right, that date and time being 18 January 2021 at 10.00 am;

notification by the Chamber of that date and time to the tenant and landlord on 12 January 2021

I confirm that on the basis of the information received since the scheduled date, that after the Landlord's electrician attended the property at 10.00 am on 18 January 2021, he was unable to gain entry at the assigned time of 10.00 am.

M Lyden

Ordinary Member (Housing)
First-tier Tribunal for Scotland (Housing and Property Chamber)
29 January 2021