

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/22/1613

HOUSE AT Flat 5/5, West Winnelstrae, Edinburgh, EH5 2ES

TENANT Miss Iona Hamilton

**LANDLORD Mr Alex Spowart, Ms Ruth Lothian, Flat 82/3, West Ferryfield,
Edinburgh, EH5 2PU; Flat 82/3, West Ferryfield, Edinburgh, EH5 2PU**

**LANDLORD REPRESENTATIVE ELP Arbuthnott McClanachan, 98 Ferry Road,
Edinburgh, EH6 4PG**

**PERSON THE LANDLORD INTENDS TO AUTHORISE TO ENTER THE HOUSE –
Craig Lothian, Green Door Property Auctions. Tel 0131 322 8550 or
07951530124
craig@greendoorpropertyauctions.co.uk**

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. This comprises documents received on/between 27 May 2022 and 26 July 2022. I have concluded that no further information is required before a decision in terms of Section 28A(3) of the Act can be made and have decided to assist the landlord in exercising their right of entry to the house.

The landlord is seeking entry for the purpose of:

viewing it's 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, and 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 their 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 the member 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 both parties of my decision.

Helen P Barclay

27 July 2022

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