



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/17/0296

HOUSE AT 99 Moira Terrace, Craigentiny, Edinburgh, EH7 6SJ

TENANT Mrs Elizabeth Young

LANDLORD Mrs Fiona Berrie, 16 Dublin Street Lane South, Edinburgh, EH1 3PX

LANDLORD REPRESENTATIVE Mr Christopher Mackenzie, Linksfield Office, Aberlady, Longniddery, East Lothian, EH32 0SB

NAMES OF AUTHORISED PERSONS Mr Christopher Mackenzie, as above, Mr Martin Adams, Gas Engineer, 199 Main Street, Pathhead, EH37 5SQ and Mr Lance Smith, Electrician and Mr Dean Smith, Electrician’s Assistant both of Arc(Edin)Ltd, Bonnington Bond, 2 Anderson’s Place, Edinburgh EH12 7UL

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 02 October 2017;

intimation on Tenant and Landlord of decision to assist the Landlord dated 02 October 2017;

consideration of representations from Tenant on the application received on 16 October 2017

setting of a date and time by the Tribunal Member for the Landlord to exercise the said right, that date and time being 16 November 2017 at 10.30am

notification by the Chamber of that date and time to the Tenant and Landlord on 2 November 2017

consideration of further information in the form of an email of 7 November 2017 from the Tenant requesting a rescheduling of the above date and time

setting of a further date and time by the Tribunal Member for the Landlord to exercise the said right, that date and time being 20 November 2017 at 10.30am

notification by the chamber of that rescheduled date and time to the Tenant and Landlord on 8 November 2017

receipt of further information in the form of an email of 20 November 2017 from the Tenant confirming that access would not be granted that day

I therefore confirm that on the basis of this information received immediately prior to the scheduled time on the scheduled date, that there was a refusal of access on 20 November 2017

M Scott

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