



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/22/0104

HOUSE AT Flat 5, 1 Cunningham Street, Dundee, DD4 6QR

TENANT Ms Emma Elliott

LANDLORD Ms Christine Young, 8 Wishart Gardens, Montrose, DD10 8SJ

NAME OF AUTHORISED PERSON Electrician from Pulse Electrical, Smellies Lane, Dundee, DD 5RJ

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 29th April 2022;

intimation on tenant and landlord of decision to assist the landlord dated 29th April 2022;

no representations were received from tenant on the application;

setting of a date and time by the panel member for the landlord to exercise the said right, that date and time being 3rd August 2022 at 12 noon;

notification by the Chamber of that date and time to the tenant and landlord on 22nd July 2022

receipt by the tenant of this notification is evidenced by the Certificate of Intimation provided by Walker Love, Sheriff Officers who delivered the notification via the letterbox in the property.

I confirm that I observed the lack of access on 3rd August 2022 I confirm that on the basis of the information received since the scheduled date, that there was a lack of access on 3rd August 2022

I attended the property at 12 noon on 3rd August 2022. Also present were Ms Christine Young (Landlord) and a Venue Assistant from Securigroup. The Landlord gave several loud knocks on the door and called to the tenant through the letterbox. I waited with the Landlord and Venue Assistance at the flat door until 12.10 pm and at the close door until 12.15 pm. The tenant did not arrive.

E Dickson

E Dickson

Member

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

8th August 2022