

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/22/1048

HOUSE AT 43B Etive Place, Stirling, FK9 5BA

TENANT Ms Channelle Brown

LANDLORD Mr Finlay White, Muirfield, Braco, Dunblane, Perthshire, FK15 9LJ

LANDLORD REPRESENTATIVE:- Craig White

NAME OF AUTHORISED PERSON – Mr Finlay White, Landlord and Francis Masterton, Plumbing and Heating Ltd Tel 01786 831045

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 11 April 2022

intimation on tenant and landlord of decision to assist the landlord dated 23 June 2022

consideration of representations from tenant on the application received on 7th July with preferred dates.

consideration of further information in the form of an email to intimate that Craig White would be representing the landlord on 9th July 2022

setting of a date and time by the panel member for the landlord to exercise the said right, that date and time being 24 August 2022 at 2pm

notification by the Chamber of that date and time to the tenant and landlord on 10 August 2022

receipt by the tenant of this notification is evidenced by Certificate of Intimation of service by Sheriff Officers

I confirm that I observed the refusal/lack of access on 24th August , 2022 This was witnessed by venue assistant Craig Finnie and Landlord brother Craig White. The tenant notified the landlords brother Craig White that they were travelling from a funeral up North an would be late. The tribunal member and venue assistant remained outside the property for 30 minutes but no sign of any respondent. The other observation was a broken bedroom window which had been boarded up.

Helen P Barclay
H P Barclay

25 August 2022

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