

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/18/0842

HOUSE AT Flat 4, 56 Taylor Road, Ayr, KA8 8AU

TENANT Miss Cheryl Wallace

LANDLORD McCartney Homes Ltd c/o BDO LLP, 4 Atlantic Quay, 70 York Street, Glasgow, G2 8JX

LANDLORD REPRESENTATIVE Cairn Letting Ltd, 34 Gibson Street, Glasgow, G12 8NX

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 May 2018;

intimation on tenant and landlord of decision to assist the landlord dated 8 May 2018;

no representations were received from tenant on the application;

no further information was received or considered;

setting of a date and time by the panel member for the landlord to exercise the said right, that date and time being 6 July 2018 at 09:00 hours;

notification by the Chamber of that date and time to the tenant 14 June 2018;

notification by the Chamber of that date and time to the landlord on 12 June 2018;

I confirm that I observed the lack of access on Friday 6 July 2018 at 09:00 hours.

Household items and childrens' toys were stored against the wall outside the flat. The door was knocked and the letter box was rattled, the tenant's name was called through the letterbox.

Elaine Munroe

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