

**Housing and Property Chamber**  
First-tier Tribunal for Scotland

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**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/23/1583**

**HOUSE AT Flat 2/1, 136 West Blackhall Street, Greenock, PA15 1XR**

**TENANT Mr James Gamble**

**LANDLORD Martin Docherty Limited, c/o Penny Lane Homes, 36 High Street,  
Johnstone, PA5 8AH**

**LANDLORD REPRESENTATIVE Penny Lane Homes, 36 High Street, Johnstone,  
PA5 8AH**

**NAME OF AUTHORISED PERSONS;**  
**-Helen Canning (Penny Lane Homes)**  
**-Martin Gallacher (gas engineer)**  
**-Ian Medlock (electrical engineer)**

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 6 June 2023;

intimation on tenant and landlord of decision to assist the landlord dated 15 June 2023;

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 17 August 2023 at 10am;

notification by the Chamber of that date and time to the tenant and landlord on 25 July 2023

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

I confirm that I observed the refusal/lack of access on 18 August 2023.

Having arrived at the Property at 9:50am I met the Authorised Persons named above and at 10am gave several rounds of 6 audible knocks on the door. There was no answer and we left the Property at 10:10am.

L Forrest

Leslie Forrest

Member

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

18 August 2023