

Housing and Property Chamber
First-tier Tribunal for Scotland



**Decision to Stop Assisting: Notification of decision under Section 28C(9) of
the Housing (Scotland) Act 2006 ("The Act")**

Ref FTS/HPC/RE/22/2674

HOUSE AT 2 Beech Terrace, Larkhall, ML9 2LX

TENANT Mr Derek Burns

**LANDLORD A and N Residential Properties Ltd, Block 9 South Avenue,
Blantyre Industrial Estate, Blantyre, Glasgow, G72 0XB**

**LANDLORD REPRESENTATIVE GBS LETS LTD, 82 Union Street, Larkhall, ML9
1DR**

**NAME OF AUTHORISED PERSON Gas Engineer: George Dunsmore,
Electrician: WB Electrical Services**

I have reviewed the application received on 4 August 2022 and all information subsequently received and have made a decision to stop assisting the landlord, as I am entitled to do at any time under Section 28C(9) of the Act. This decision has been made for the following reason(s):

1. After visiting the property on 14th November 2022, it became apparent that the tenant was not residing at the property and that they may not be aware of this application or that a date had been arranged for access.
2. The Tribunal requested that the landlord's representative email the Tribunal's documentation to the tenant.
3. Subsequently access was agreed between for 11th January 2023.
4. Unfortunately, due to the contractor having Covid he could not attend the property on the arranged date.
5. The Tribunal wrote to the landlord's representative on 28th February asking them to "*confirm if* access has now been arranged, if access has not been agreed please confirm what attempts have been made since 11 January to agree access."
6. Following no response, the Tribunal wrote again on 22 March 2023 requesting the landlord's representative to "*please respond within 7 days, if no response*

is received it will be assumed that you no longer require the Tribunal member's assistance and this case will be closed."

7. As of 5 April 2023 no response was received, as such the case is now closed.

In terms of Section 28A(8) of the Act this decision of the member is final.

E Dickson
Member
First-tier Tribunal for Scotland (Housing and Property Chamber)
6th April 2023