

DECISION AND REASONS

Dispute Codes: CNC

This hearing dealt with an application by the tenants to set aside the landlord's "Eviction notice" dated August 10, 2009. The tenants had sought to amend the Application for Dispute Resolution to include some additional claims but I denied the amendment because the tenants had failed to file and serve the proper documentation within the required time frame. Both parties attended the hearing and had an opportunity to be heard.

The relevant facts before me are as follows. This tenancy began in May 2009. There is an employment relationship between the parties whereby the tenants work for the landlord and a portion of their pay goes toward their rent. A dispute arose between the parties about which rental unit the tenants were to occupy, the amount of rent owed and the amount of work being performed. This dispute led to some physical altercations between the parties and the landlord ultimately served the tenant with an "Eviction notice". This 'notice' had been typed by the landlord and served on the tenant on August 10, 2009.

The tenant has applied for an order setting aside the notice on the basis because it does not comply with the Act.

Clearly the notice is not in the form required by the Act. As a result I hereby allow the tenant's application and set aside the landlord's notice dated August 10, 2009.

Dated September 08, 2009.