

DECISION

Dispute Codes CNR

Introduction

This hearing was convened in response to an application filed by the tenants seeking to cancel a Notice to End Tenancy given for unpaid rent.

I am satisfied that the landlord was served with the tenants' application for dispute resolution by way of personal service. The landlord did not appear at the hearing. The tenants gave evidence under oath.

Analysis

The landlord bears the burden of proving that there are rental arrears. Although duly served the landlord did not appear at the hearing to meet that burden and the tenants testified that the arrears are paid up.

Conclusion

The tenants' application is allowed. The effect of this decision is that the Notice to End Tenancy is set aside and this tenancy will continue.