



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

**Dispute Codes**      CNR

### **Introduction**

This hearing was convened in response to the tenant's application seeking to cancel a Notice to End Tenancy given for unpaid rent.

While the landlords and their agent appeared at the hearing of this matter, the tenant did not.

### **Background and Findings**

The tenant did not appear at the hearing of this matter and his application seeking to cancel the Notice to End Tenancy is therefore dismissed.

The landlord requested an Order of Possession based on the 10 day Notice to End Tenancy filed in evidence.

Section 55 of the *Residential Tenancy Act* states:

- 55** (1) If a tenant makes an application for dispute resolution to dispute a landlord's notice to end a tenancy, the director must grant an order of possession of the rental unit to the landlord if, at the time scheduled for the hearing,
- (a) the landlord makes an oral request for an order of possession, and
  - (b) the director dismisses the tenant's application or upholds the landlord's notice.

As I have dismissed the tenant's application the Notice to End Tenancy is upheld, the landlord has made an oral request for an Order of Possession and as the effective date noted on the Notice to End Tenancy has passed, I will issue that Order effective 2 days after service on the tenant.

**Conclusion**

The landlord is provided with a formal copy of an order of possession. Should the tenant(s) fail to comply with this Order, this Order may be filed and enforced as an Order of the Supreme Court of British Columbia.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.