



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 landlord 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. A copy of the Notice to End Tenancy served has been submitted in evidence and I find it to be in the proper form. The landlord has made an oral request for an Order of Possession and I find that she is entitled to that Order.

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*.