



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

### Dispute Codes:

CNR, DRI

### Introduction

This hearing was held in response to the tenant's Application for Dispute Resolution in which the tenants have applied to cancel a 10 Day Notice to End Tenancy for Unpaid Rent issued on December 7, 2011 and to dispute an additional rent increase.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants; each party was affirmed.

At the start of the hearing the tenants confirmed receipt of my decision issued on January 9, 2012, as the result of an application made by the landlord via the Direct Request Proceeding process. The landlord was issued an Order of possession, effective 2 days after service on the basis of the December 7, 2011 Notice ending tenancy. The tenants confirmed that application for review consideration of that decision was not made.

I then determined that the landlord has yet to enforce the Order of possession; the tenants have received a copy of the Order.

Therefore, I determined that the matter related to the 10 Day Notice Ending Tenancy for Unpaid Rent issued on December 7, 2011, has been previously decided.

The tenants indicated they will vacate the unit no later than January 31, 2012, at 1 p.m. The landlord is at liberty to enforce the Order, as provided by the legislation. The landlord has yet to obtain a Writ of possession.

In relation to rent owed; the parties agreed that rent is \$650.00 due on the first day of the month. The tenants confirmed that they have not been given a Notice of rent increase. If the landlord submits an application requesting compensation then each party will have an opportunity to bring forward any evidence that sets out rent paid throughout the tenancy.

Therefore, as the tenants testified the landlord did not impose a rent increase, that portion of the application is dismissed.

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*.

Dated: January 24, 2012.

---

Residential Tenancy Branch