



Dispute Resolution Services

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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.

The landlord gave evidence under oath.

Background and Findings

The tenant did not appear at the hearing of this matter. The tenant's application seeking to cancel the Notice to End Tenancy given for unpaid rent is therefore dismissed.

The landlord requested an Order of Possession based on the 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.

I have dismissed the tenant's application the Notice to End Tenancy. The landlord has request an Order of Possession, the effective date ending this tenancy as set out on the Notice has passed. In accordance with Section 55 I find that it is appropriate to issue an Order of Possession.

Conclusion

The landlord is provided with a formal Order of Possession. This is a final and binding Order as any 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*.

Dated: June 25, 2013

Residential Tenancy Branch