



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Victoria Cool Aid Society  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNC

This is an application brought by the tenant requesting an Order cancelling a Notice to End Tenancy that was given for cause.

No hearing was held however, because even though I waited until well past the time at which the hearing was to start, the applicant did not join the conference call that was set up for the hearing.

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 to the landlord an order of possession of the rental unit if

(a) the landlord's notice to end tenancy complies with section 52 *[form and content of notice to end tenancy]*, and

(b) the director, during the dispute resolution proceeding, dismisses the tenant's application or upholds the landlord's notice.

Since the tenant did not appear for today's hearing, the application has been dismissed and I have issued an Order of possession to the landlords, as the notice to end tenancy complies with section 52.

Conclusion

I have dismissed this application without leave to re-apply, and pursuant to Section 55 of the Residential Tenancy Act, I have issued an Order of Possession to the landlords that is enforceable two days after service on the tenant.

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: March 02, 2016

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Residential Tenancy Branch

