



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR

Introduction

This hearing dealt with an application by the tenant filed October 24, 2016 to cancel a Notice to End Tenancy (the Notice), dated October 22, 2016. Both parties attended the hearing.

Issue(s) to be Decided

Should the Notice to End dated October 22, 2016 be set aside?

Background and Evidence

The parties confirmed that all of the rent stipulated as owed by the tenant on the Notice to End was satisfied on October 26, 2016.

Analysis and Conclusion

I find the landlord's Notice to End may have been valid when issued, however, the Act permits a tenant to pay the rent within 5 days of receiving the Notice and in such circumstances the Notice becomes moot. Therefore, **I Order** the Notice to End dated October 22, 2016 is **cancelled**, or set aside. The tenancy continues.

This Decision is final and binding on both parties.

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: December 13, 2016

Residential Tenancy Branch

