



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding BOUNDARY MANAGEMENT INC.

DECISION

Dispute Codes CNC

Introduction

The tenant applies to cancel a one month Notice to End Tenancy for Cause dated November 25, 2016. The Notice alleges that the tenant or a person permitted on the property by him has significantly interfered with or unreasonably disturbed another occupant or the landlord.

At the outset of the hearing the tenant objected that he had only just received the landlord's evidence providing details and substantiation of the Notice three days ago. Rule 3.15 of the Rules of Procedure require that evidence to have been provided not less than seven days before hearing.

Additionally, it was noted that the Notice was not in the approved form, lacking the "Details of Cause" portion now required.

In all these circumstances, by agreement, the landlord proposed to withdraw the Notice without prejudice to its right to issue another for the same or additional reasons.

In result, the landlord's one month Notice to End Tenancy dated November 25, 2016 is withdrawn and of no force or effect and no adjudication of its grounds has been made.

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 12, 2017

Residential Tenancy Branch