



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: CNR OLC OPR

Introduction:

I was informed by administration that this hearing was cancelled. However, when I dialed into the conference, the landlord had attended the conference. She was unaware that the tenant had cancelled the hearing.

However, she said the tenant had told her that he had mailed the rent so she was satisfied for now.

Analysis:

The Notice to End a Residential Tenancy is based on non-payment of rent. The *Residential Tenancy Act* permits a tenant to apply to have the Notice set aside where the tenant disputes that rent is owed or where the amount of rent that is unpaid is an amount the tenant is permitted under this Act to deduct from the rent. I find the tenant disputed the Notice in time and the landlord said she is satisfied with his statement to her that he has mailed the rent money. I dismiss the application of the tenant.

Conclusion:

I dismiss the tenant's application. I find the landlord is satisfied at this time with his statement that the rent is in the mail so no Order of Possession is issued.

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 15, 2017

Residential Tenancy Branch