



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, OLC

Introduction

This hearing convened as a result of a Tenant's Application for Dispute Resolution, filed on August 10, 2020, wherein the Tenant sought to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities (which was amended on August 4, 2020, and is hereinafter referred to as the "Notice") as well as an Order that the Landlord comply with the *Residential Tenancy Act* (the "Act"), the *Residential Tenancy Regulation*, and/or the residential tenancy agreement.

The hearing of the Tenant's Application was scheduled for 9:30 a.m. on September 21, 2020. Both parties called into the hearing. The Landlord was also assisted by legal counsel, C.V.

At the outset of the hearing the Landlord confirmed he wished to withdraw the Notice as well as the amendment to the Notice. The Tenant confirmed he was agreeable to the Landlord withdrawing the Notice as they intended to discuss a possible resolution and payment plan (if necessary).

The parties confirmed they were aware that the Notice was issued during the "specified period" of March 18 to August 17, 2020 as defined by the *Covid-19 (No. 2) Regulation*, such that the issuance of such a Notice was prohibited at that time. The parties further confirmed their understanding of the need to arrange for a payment plan for any such "affected rent".

I therefore record the Notice as being withdrawn. The Tenant's claim is dismissed with leave to reapply.

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: September 21, 2020

Residential Tenancy Branch