



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, LRE

Introduction and Preliminary Matters

On October 21, 2020, the Tenants applied for a Dispute Resolution proceeding seeking to cancel a 10 Day Notice to End Tenancy for Unpaid Rent (the “Notice”) pursuant to Section 46 of the *Residential Tenancy Act* (the “Act”) and seeking to set conditions on the Landlord’s right to enter pursuant to Section 70 of the *Act*.

The Tenants did not attend at any point during the 11-minute teleconference call. The Landlord attended the hearing. All parties in attendance provided a solemn affirmation.

The Landlord advised that the Tenants had given up vacant possession of the rental unit approximately two and a half weeks prior to the hearing.

As the Tenants have given up vacant possession of the rental unit and as the Tenants have not attended the hearing, it is not necessary to consider the issuance of an Order of Possession or any of the issues on this Application.

Conclusion

As the Tenants have given up vacant possession of the rental unit already and have not attended the hearing, I dismiss the Tenants’ Application without 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: January 12, 2021

Residential Tenancy Branch