

IN THE MATTER between **NWT COMMUNITY SERVICES CORPORATION**,
Applicant, and **ANNA KENNY**, Respondent;

AND IN THE MATTER of the **Residential Tenancies Act** R.S.N.W.T. 1988, Chapter
R-5 (the "Act");

AND IN THE MATTER of a Hearing before, **HAL LOGSDON**, Rental Officer,
regarding the rental premises at **YELLOWKNIFE, NT**.

BETWEEN:

NWT COMMUNITY SERVICES CORPORATION

Applicant/Landlord

- and -

ANNA KENNY

Respondent/Tenant

ORDER

IT IS HEREBY ORDERED:

1. Pursuant to sections 43(3)(a) and 43(3)(b) of the *Residential Tenancies Act*, the respondent shall comply with her obligation to not disturb other tenants in the future.

DATED at the City of Yellowknife, in the Northwest Territories this 21st day of
November, 2002.

Hal Logsdon
Rental Officer

IN THE MATTER between **NWT COMMUNITY SERVICES CORPORATION**,
Applicant, and **ANNA KENNY**, Respondent.

AND IN THE MATTER of the **Residential Tenancies Act** R.S.N.W.T. 1988, Chapter
R-5 (the "Act");

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BETWEEN:

NWT COMMUNITY SERVICES CORPORATION

Applicant/Landlord

-and-

ANNA KENNY

Respondent/Tenant

REASONS FOR DECISION

Date of the Hearing: November 21, 2002

Place of the Hearing: Yellowknife, NT

Appearances at Hearing: Gail Leonardis, representing the applicant
Anna Kenny, respondent
Sophie Dennis, representing the respondent

Date of Decision: November 21, 2002

REASONS FOR DECISION

The applicant alleged that the respondent had breached the tenancy agreement by disturbing other tenants in the residential complex and sought an order terminating the tenancy agreement between the parties. The applicant provided four reports from security personnel which outlined four incidents where the respondent or guests of the respondent had created a disturbance. The applicant testified that other tenants had complained about the noise created by these incidents.

The respondent did not dispute the incidents but indicated that they were mostly caused by other persons that she had permitted in the premises. On several occasions she was in the process of forcing them to leave. The respondent stated that she would be more careful in the future about who she allowed on the premises or in the building and would try to eliminate any future incidents.

The applicant and respondent consented to an order requiring the respondent to comply with her obligation to not disturb other tenants in the future on the understanding that any future disturbances would result in another application being filed with a rental officer seeking termination of the tenancy agreement.

An order shall be issued requiring the respondent to comply with her obligation to not disturb other tenants in the future.

Hal Logsdon
Rental Officer