

IN THE MATTER between **ARCTIC PROJECTS**, Applicant, and **DONALD HENDRICK AND WILMA HENDRICK**, Respondents;

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 **INUVIK, NT**.

BETWEEN:

ARCTIC PROJECTS

Applicant/Landlord

- and -

DONALD HENDRICK AND WILMA HENDRICK

Respondents/Tenants

ORDER

IT IS HEREBY ORDERED:

1. Pursuant to section 41(4)(a) of the *Residential Tenancies Act* the respondents shall pay the applicant rent arrears in the amount of six thousand nine hundred dollars (\$6900.00).
2. Pursuant to section 83(2) of the *Residential Tenancies Act*, the respondents may pay the rent arrears in installments as outlined in Schedule A.

DATED at the City of Yellowknife, in the Northwest Territories this 23rd day of May, 2003.

Hal Logsdon
Rental Officer

IN THE MATTER between **ARCTIC PROJECTS**, Applicant, and **DONALD HENDRICK AND WILMA HENDRICK**, Respondents.

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.

BETWEEN:

ARCTIC PROJECTS

Applicant/Landlord

-and-

DONALD HENDRICK AND WILMA HENDRICK

Respondents/Tenants

REASONS FOR DECISION

Date of the Hearing: May 21, 2003

Place of the Hearing: Inuvik, NT

Appearances at Hearing: Linda Gelinas, representing the applicant

Date of Decision: May 21, 2003

REASONS FOR DECISION

The respondents were served with Notices of Attendance on May 10, 2003 but failed to appear at the hearing. The hearing was held in their absence.

The applicant provided the correct and full names of the respondents. The order shall be made in the amended names.

The applicant alleged that the respondents had breached the tenancy agreement by failing to pay rent and sought an order requiring the respondents to pay the alleged rent arrears. The applicant provided a statement of the rent which indicated a balance of rent owing in the amount of \$8900.

The applicant stated that they had come to an agreement with the respondents whereby only \$6900 of the arrears would be deemed owing. The applicant also stated that the parties had come to an agreement whereby the \$6900 would be paid in installments. The applicant provided a letter from the respondents outlining the arrangement. The applicant requested an order requiring the respondents to pay the \$6900 as per the agreed upon schedule.

The agreed upon schedule includes payments of arrears and current rent as follows:

<u>Payment date</u>	<u>Arrears</u>	<u>Rent</u>
May 23/03	\$1500	
June 04/03		\$1050
June 20/03	\$900	\$150
July 04/03		\$1050
July 18/03	\$900	\$150
Aug 08/03		\$1050

Aug 22/03	\$900	\$150
Sept 12/03		\$1050
Sept 26/03	\$900	\$150
Oct 10/03		\$1050
Oct 24/03	\$900	\$150
Nov 07/03		\$1050
<u>Nov 24/03</u>	<u>\$900</u>	<u>\$150</u>
TOTALS	\$6900	\$7200

An order shall be issued requiring the respondents to pay the rent arrears in accordance with the agreed upon schedule. Should the respondents fail to make payments in accordance with the agreed upon schedule contained in the order, the applicant may file a future application requesting the lump sum payment of any remaining balance and termination of the tenancy agreement.

Hal Logsdon
Rental Officer