

IN THE MATTER between **FORT SMITH HOUSING AUTHORITY**, Applicant, and
ALLAN BOURKE, 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 **FORT SMITH, NT.**

BETWEEN:

FORT SMITH HOUSING AUTHORITY

Applicant/Landlord

- and -

ALLAN BOURKE

Respondent/Tenant

ORDER

IT IS HEREBY ORDERED:

1. Pursuant to section 41(4)(a) of the *Residential Tenancies Act*, the respondent shall pay the applicant rent arrears in the amount of thirty two dollars (\$32.00).

DATED at the City of Yellowknife, in the Northwest Territories this 30th day of March,
2010.

Hal Logsdon
Rental Officer

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FORT SMITH HOUSING AUTHORITY

Applicant/Landlord

-and-

ALLAN BOURKE

Respondent/Tenant

REASONS FOR DECISION

Date of the Hearing: March 17, 2010

Place of the Hearing: Fort Smith, NT

Appearances at Hearing: Kevin Mageean, representing the applicant
Kim Olsen, representing the applicant

Date of Decision: March 17, 2010

REASONS FOR DECISION

The respondent was served with a Notice of Attendance sent by registered mail and confirmed delivered. The respondent failed to appear at the hearing and the hearing was held in his absence.

The applicant alleged that the respondent had breached the tenancy agreement by failing to pay rent and sought an order requiring the respondent to pay the alleged rent arrears. The premises are subsidized public housing. The tenancy agreement between the parties was terminated on October 8, 2009 and the respondent is no longer in possession.

The applicant provided a statement of the rent account in evidence which indicated a balance of rent owing in the amount of \$32.

I find the statement in order and find the respondent in breach of his obligation to pay rent. I find the rent arrears to be \$32. An order shall issue requiring the respondent to pay the applicant rent arrears in the amount of \$32.

Hal Logsdon
Rental Officer