**[2025] NZTT 5159611**

**TENANCY TRIBUNAL AT REMOTE LOCATION | TE TARAIPIUNARA RETIHANGA**

APPLICANT: Otautahi Community Housing Trust

Landlord

RESPONDENT: Dylan Shepherd

Tenant

TENANCY ADDRESS: 35 Mary McLean Place, Hillsborough, Christchurch 8022

## ORDER

1. The tenancy of Dylan Shepherd at 35 Mary McLean Place, Hillsborough, Christchurch 8022 is terminated, and possession is granted to Otautahi Community Housing Trust, at Wednesday 7 May 2025 at 5:00 pm.
2. The Bond Centre is to pay the bond of $312.00 (6185995-002) to Otautahi Community Housing Trust immediately.
3. Dylan Shepherd must pay Otautahi Community Housing Trust $2,663.71 immediately, calculated as shown in the table below:

| **Description** | **Landlord** | **Tenant** |
|---|---|---|
| Rent arrears to 07/05/2025 | $2,948.71 | |
| Filing fee reimbursement | $27.00 | |
| **Total award** | **$2,975.71** | |
| Minus bond | - $312.00 | |
| **Total payable by Tenant to Landlord** | **$2,663.71** | |

**Reasons:**

1. The landlord attended the teleconference hearing. The tenant did not.

2. The landlord has applied for termination of the tenancy, rent arrears and refund of the bond.

3. Rent was at least 21 days in arrears on the date the application was filed. The tenancy is terminated and possession is granted to Otautahi Community Housing Trust, at Wednesday 7 May 2025 at 5:00 pm. See section 55(1)(a) Residential Tenancies Act 1986.

4. The landlord provided rent records which prove the amount owing at the end of the tenancy.

5. The rent owing to 7 May 2025 is $2,948.71. I order the tenant to pay this amount to the landlord.

6. Because Otautahi Community Housing Trust has wholly succeeded with the claim, the tenant must also reimburse the filing fee.

J Yi
22 April 2025

## ***Please read carefully:***

Visit justice.govt.nz/tribunals/tenancy/rehearings-appeals for more information on rehearings and appeals.

### Rehearings

You can apply for a rehearing if you believe that a substantial wrong or miscarriage of justice has happened. For example:

- you did not get the letter telling you the date of the hearing, **or**
- the adjudicator improperly admitted or rejected evidence, **or**
- new evidence, relating to the original application, has become available.

You must give reasons and evidence to support your application for a rehearing.
A rehearing will not be granted just because you disagree with the decision.
You must apply within five working days of the decision using the Application for Rehearing form: justice.govt.nz/assets/Documents/Forms/TT-Application-for-rehearing.pdf

### Right of Appeal

Both the landlord and the tenant can file an appeal. You should file your appeal at the District Court where the original hearing took place. The cost for an appeal is $260. You must apply within 10 working days after the decision is issued using this Appeal to the District Court form: justice.govt.nz/tribunals/tenancy/rehearings-appeals

### Grounds for an appeal

You can appeal if you think the decision was wrong, but not because you don't like the decision. For some cases, there'll be no right to appeal. For example, you can't appeal:

- against an interim order
- a final order for the payment of less than $1000
- a final order to undertake work worth less than $1000.

### Enforcement

Where the Tribunal made an order about money or property this is called a **civil debt**. The Ministry of Justice Collections Team can assist with enforcing civil debt. You can contact the collections team on **0800 233 222** or go to justice.govt.nz/fines/civil-debt for forms and information.

### Notice to a party ordered to pay money or vacate premises, etc.

Failure to comply with any order may result in substantial additional costs for enforcement. It may also involve being ordered to appear in the District Court for an examination of your means or seizure of your property.

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If you require further help or information regarding this matter, visit tenancy.govt.nz/disputes/enforcing-decisions or phone Tenancy Services on 0800 836 262.

Mēna ka hiahia koe ki ētahi atu awhina, kōrero ranei mo tēnei take, haere ki tenei ipurangi tenancy.govt.nz/disputes/enforcing-decisions, waea atu ki Ratonga Takirua ma runga 0800 836 262 ranei.

A manaomia nisi faamatalaga poo se fesoasoani, e uiga i lau mataupu, asiasi ifo le matou aupega tafailagi: tenancy.govt.nz/disputes/enforcing-decisions, pe fesootai mai le Tenancy Services i le numera 0800 836 262.