TENANCY TRIBUNAL AT REMOTE LOCATION | TE TARAIPIUNARA RETIHANGA

APPLICANT: Home Rental Services Limited As Agent For David And Melissa Matthews

Landlord

RESPONDENT: Peace Lima

Tenant

TENANCY ADDRESS: 53 Centennial Crescent, Te Hapara, Gisborne 4010

ORDER

1. The tenancy of Peace Lima at 53 Centennial Crescent, Te Hapara, Gisborne 4010 is terminated, and possession is granted to Home Rental Services Limited As Agent For David And Melissa Matthews, at 11:59pm on Tuesday 7 July 2026.
2. Peace Lima must pay Home Rental Services Limited As Agent For David And Melissa Matthews $4,278.00 immediately, calculated as shown in the table below:

Description	**Landlord**	**Tenant**
Rent arrears to 7 July 2026	$6,850.00	
Filing fee reimbursement	$28.00	
Total award	**$6,878.00**	
Bond	$2,600.00	
Total payable by Tenant to Landlord	**$4,278.00**	

3. The Bond Centre is to pay the bond of $2,600.00 (BN-00162572) to Home Rental Services Limited As Agent For David And Melissa Matthews immediately.

Reasons:

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

2. I am satisfied that the tenant had received proper notice of the hearing time, date and place and chose not to attend.

3. The landlord has applied for termination of the tenancy, rent arrears, refund of the bond and reimbursement of the filing fee.

4. The landlord confirmed the parties have consented to this termination, but because the tenant was not present at today's hearing the Tribunal grants termination and possession to the landlord based on the tenants being in more than 21 days rent arrears at the date the landlord made its application to the Tribunal and still being in rent arrears at today's date, in case the tenant does not vacate the premise today as agreed. See section 55(1)(a) Residential Tenancies Act 1986.

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

Reimbursement of filing fee

6. Section 102(4) of the RTA confirms that applicants that are wholly or substantially successful in proving their claims will have their filing fee reimbursed.

7. Because Home Rental Services Limited As Agent For David And Melissa Matthews has wholly succeeded with the claim I must reimburse the filing fee.

M Pollak
07 July 2026

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, or the failure to make an order, where the amount in dispute on appeal is less than $1000
- a final order to undertake work, or the failure to make an order, where the value of the work in dispute on appeal is 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.

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.