

Checklist: N5 Notice — Reason 3

Use this checklist if your landlord gave you an N5 Notice to End Your Tenancy **and they checked Reason 3: overcrowding**.

If you answer **No** to any of the questions on this list, this might show a problem with the eviction notice. Make sure you raise it at any hearing or settlement meeting. If a question does not apply to you, leave it blank.

This is not a complete list of every reason you could use to fight the eviction notice.

It is best if you can get legal help before a hearing or settlement meeting.

- | Yes | No | Details in the N5 notice |
|--|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | Does the notice show your correct street address and unit number? |
| <input type="checkbox"/> | <input type="checkbox"/> | Is the notice signed by the landlord or the landlord's agent? |
| <input type="checkbox"/> | <input type="checkbox"/> | Does the notice explain why your unit is overcrowded? For example, how many people are allowed to live there, and what law says that? |
| If this is your first N5 in 6 months | | |
| <input type="checkbox"/> | <input type="checkbox"/> | Is the termination date on the notice at least 20 days after the notice is dated? |
| <input type="checkbox"/> | <input type="checkbox"/> | Does the notice give you at least 7 days to "void" the notice by reducing the number of people living in the unit? |
| <input type="checkbox"/> | <input type="checkbox"/> | If the landlord has filed an L2 application with the Landlord and Tenant Board, did they file after the 7 days? |
| If this is your second N5 within 6 months | | |
| <input type="checkbox"/> | <input type="checkbox"/> | Is the termination date on the notice at least 14 days after the notice is dated? |
| <input type="checkbox"/> | <input type="checkbox"/> | Does it say that the overcrowding happened within 6 months after the landlord gave you the previous N5? |
| Landlord's application to the LTB | | |
| <input type="checkbox"/> | <input type="checkbox"/> | Was the L2 application filed within 30 days after the termination date in the notice? |

For legal advice:

- Find your local community legal clinic by calling Legal Aid Ontario at **1-800-668-8258**
- Contact tenant duty counsel at **tdc.acto.ca** or **1-877-374-0391**
- Call Pro Bono Ontario's free legal advice hotline at **1-855-255-7256**



Visit **www.stepstojustice.ca** for more information about housing law. This is general information for people in Ontario, Canada. It is not intended to be used as legal advice.

Vous pourriez avoir droit à des services en français devant les tribunaux ou auprès d'organismes gouvernementaux. Visitez **www.justicepasapas.ca/droits-linguistiques-des-francophones**.