



Order under Section 21.2 of the Statutory Powers Procedure Act and the Residential Tenancies Act, 2006

Citation: Noisette v Rubwindi, 2026 ONLTB 39614

Date: 2026-05-15

File Number: LTB-L-010685-26-RV

In the matter of: 500 ALLEGRO WAY
ORLEANS ON K4A0H6

Between: Dominique Noisette Landlord

And

Alida Rubwindi Tenant

Review Order

Dominique Noisette (the 'Landlord') applied for an order to terminate the tenancy and evict Alida Rubwindi (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was resolved by order LTB-L-010685-26 issued on April 15, 2026.

On May 14, 2026, the Tenant requested a review of the order.

A preliminary review of the review request was completed without a hearing. In determining this request, I reviewed the materials in the LTB's file as well as the audio recording for this hearing.

Determinations:

1. On the basis of the submissions made in the request, I am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings.
2. The order under review was made on consent for which the parties agreed to the terms of the order.
3. The review request submits that the order contains a serious error because the financial information provided by the Landlord does not accurately reflect the payments made. The Tenant further submits that, after careful investigation, the dates and payments alleged by the Landlord are incorrect and that payments made by the Tenant were omitted by the Landlord.
4. I listened to the hearing recording. The Landlord, the Landlord's legal representative, and the Tenant were present. The order accurately reflects the terms to which the parties agreed at the hearing, including the total amount of arrears owing and that the Tenant

would pay the outstanding amount in full, including the May 2026 rent, on or before May 15, 2026, failing which, the Landlord could enforce eviction.

5. The Tenant had the opportunity at the hearing to raise any objection to the agreement or to advise the Hearing Officer of the alleged unaccounted-for payments but did not do so.
6. The opportunity to raise all issues and rely on documentary evidence was at the hearing, not at the review stage of the proceedings. The purpose of the review process is not to provide parties with an opportunity of relitigating the issues in hopes of a better outcome.
7. The Divisional Court has stated that “parties ought not to be easily able to revisit Board orders that have been made on consent. The effective resolution of matters that come before the Board will be greatly impaired if parties can continually seek to revisit issues that they have earlier agreed to resolve.” (Trust Construction Corporation v. McKie, 2017 ONSC 4702)
8. The Divisional Court also stated that “The policy of the courts is to promote settlement. The discretion to refuse to enforce a settlement should be exercised rarely...agreements, and joint submissions, are serious and they should not be easy to simply overturn. To allow parties, after the fact, to raise claims they could have or allow second thoughts after an agreement is struck would cause unnecessary waste on our Tribunals and Courts. No one, even with an order, would feel safe to rely on what has been agreed to. This would not be a just result.” (*Gent v. IMH Pool III LP*, 2017 ONSC 7230 CanLII).
9. Under these circumstances, there is no reason to revisit the order.
10. On the basis of the submissions made in the request, I am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings.

It is ordered that:

1. The request to review order LTB-L-010685-26 issued on April 15, 2026 is denied. The order is confirmed and remains unchanged.

May 15, 2026
Date Issued

Mayra Sawicki
Member, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor
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If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.