



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

REVIEW CONSIDERATION DECISION

Introduction, Preliminary and Procedural Matters

The hearing on the landlord's application for dispute resolution seeking an order of possession for the rental unit and a monetary order was scheduled and heard on September 26, 2011. A Decision was issued by the original Arbitrator, on September 26, 2011, granting the landlord a monetary award of \$1000, and a monetary order for \$550, after deducting the security deposit of \$450. The Arbitrator recorded that the landlord informed him that the tenant had vacated the premises prior to the date of the hearing and therefore no longer required an order of possession for the rental unit.

This is a request by the tenant for a review of that original Decision.

The application for review consideration filed by the tenant failed to include the date she received the original Decision and the monetary order.

Analysis

Under section 79 of the Residential Tenancy Act (the "Act"), a party to the dispute may apply to the director for a review of a decision by the director and the application must contain the full particulars. Section 80 of the Act requires that an applicant for review file their application within 15 days of receipt, if the Decision relates to a monetary order, as is the case here.

As the tenant has failed to disclose the date upon which she received the original Decision or the order, I therefore could not consider whether or not she filed her application for review consideration within the required time frame.

I therefore dismiss the tenant's application for review consideration as she has failed to include the date upon which she received the original Decision and monetary order from September 26, 2011.

Conclusion

The tenant's application for review consideration is dismissed and the original Decision and order of August 26, 2011 is confirmed.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.

Dated: November 1, 2014

Residential Tenancy Branch