



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC FF

Introduction

This hearing was convened as a result of the Application for Dispute Resolution by the applicants under the *Residential Tenancy Act* (the “Act”). The applicants applied to cancel a 1 Month Notice to End Tenancy for Cause and to recover the cost of the filing fee.

The applicants, counsel for the applicants, and the respondent appeared at the teleconference hearing. The parties agreed that a document exists between the parties dated May 14, 2013 that relates to a financial interest in the property.

Given this potential of an interest in the real property by the applicants beyond mere possession, **I decline jurisdiction** on the grounds that determination of such interest is within the exclusive jurisdiction of the Supreme Court of British Columbia.

Conclusion

The application of the applicants does not fall within the jurisdiction of the *Residential Tenancy Act* as the applicants may have interest of the property beyond possession. As a result, I decline to hear this matter due to lack of jurisdiction.

This decision is final and binding on the parties, unless otherwise provided under the Act, and 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: June 24, 2016

Residential Tenancy Branch