



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MT, CNR, DRI, RR

Introduction

On February 17, 2017, the Tenant made an Application for Dispute Resolution requesting more time to make an application to cancel a notice to end tenancy; to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities; to dispute a rent increase; and to allow the Tenant to deduct the cost of repairs services or facilities from the rent.

The matter was set for a conference call hearing. The Tenant and Landlord attended the teleconference hearing.

At the start of the hearing I introduced myself and the participants.

Preliminary and Procedural Matters

On January 31, 2017, The Tenant submitted an Application for Dispute Resolution. The Application contains the same requests that are within the Tenant's Application dated February 17, 2017.

On February 27, 2017, a hearing was held and the Tenants failed to appear. The Arbitrator dismissed the Tenants' Application and granted the Landlord an order of possession due to unpaid rent.

On March 6, 2017, the Tenants applied for a review of the decision made on February 27, 2017, on the grounds of being unable to attend and fraud. The Tenant's application was dismissed on March 15, 2017.

I find that the issues within the Tenants application dated February 17, 2017, are identical to the issues contained in the Application dated January 31, 2017, that were dismissed.

I find that section 66 of the Act states that the director must not extend the time limit to make an application for dispute resolution to dispute a notice to end a tenancy beyond the effective date of the notice.

The Tenant is requesting more time to dispute a 10 Day Notice to End Tenancy for Unpaid Rent that the Tenant received on January 23, 2017. I find that the Tenant's Application to dispute the 10 Day Notice was made on a date beyond the effective date of the 10 Day Notice.

For the reasons stated above, the Tenant's Application for more time to dispute a notice to end tenancy is dismissed.

The Tenants Application is dismissed in its entirety. The issues in the Tenant's application are identical to the Tenants' previous application, where the Tenants failed to attend the hearing and their Application was dismissed.

Conclusion

The Tenant's Application for more time to dispute a notice to end tenancy is dismissed.

The Tenant's Application is dismissed in its entirety. The issues in the Tenants application are identical to the Tenants previous application, where the Tenants failed to attend the hearing and their Application was dismissed.

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: March 17, 2017

Residential Tenancy Branch