

DECISION

Dispute Codes: OPT, FF

This hearing dealt with an application by the tenant to obtain an order of possession and a monetary order.

Section 4 of the *Residential Tenancy Act* states that the *Act* does not apply to living accommodation in which the tenant shares bathroom or kitchen facilities with the owner of that accommodation. In this case, the tenant said that he lived together with the landlord in the same unit and they shared the bathroom and kitchen facilities. Accordingly, I dismiss the tenant's application for lack of jurisdiction.

Dated July 29, 2009.