

DECISION

Dispute Codes: ATT

Introduction

This is the Tenant's application to be allowed access to or from the rental property. I reviewed the evidence provided prior to the Hearing. The Landlord gave affirmed testimony and the Hearing proceeded on its merits.

Preliminary Issue

This matter was scheduled to be heard via teleconference at 1:30 p.m., November 12, 2009. The Landlord signed into the conference and was ready to proceed. By 1:40 p.m., the Tenant/Applicant had not yet signed into the conference.

At the onset of the Hearing the Landlord testified that the Tenant camped at the property, which is a 10 acre nature retreat, and paid a camping fee. There was no rental unit, and no tenancy agreement between the parties. Therefore, the Landlord submitted that the Act does not apply.

Conclusion

The Tenant did not sign into the teleconference. The Landlord was present and ready to proceed. Therefore, the Tenant's application is dismissed without leave to reapply.

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 18, 2009.
