



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes CNL, CNLC, FF, O

Introduction

A substantial amount of documentary evidence, photo evidence, and written arguments has been submitted by the parties prior to the hearing. I have thoroughly reviewed all submissions.

Decision and reasons

This is an application to have a Notice to End Tenancy canceled; however both the applicant and the respondent's have stated that no tenancy agreement exists and that the applicant and her, now deceased, husband-(respondent's son) had been given permission to put their mobile home on the respondents property because of the family relationship rather than a business consideration, and no rent of any kind was ever charged.

Therefore since no tenancy exists this is a license to occupy, and the Manufactured Home Park Tenancy Act has no jurisdiction over a license to occupy.

Conclusion

I decline jurisdiction over this matter and will not proceed with a hearing.

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: October 06, 2010.

Dispute Resolution Officer