

DECISION

Dispute Codes: OPR, MNR, and FF

Introduction

This application was brought by the landlord on July 15, 2010 seeking an Order of Possession pursuant to a 10-day Notice to End Tenancy for unpaid rent served in person on September 3, 2010. The landlord also sought a Monetary Order for unpaid rent and recovery of the filing fee for this proceeding.

As indicated on the rental agreement submitted by the landlord and by evidence given by the parties, the agreement in question blends a tenancy with an agreement for sale with portions of payments attributed to rent and portions attributed to an accumulating down payment. The parties are considering whether to move to a straight tenancy.

As the status of the agreement is uncertain at present and as any interest in land may be heard only by the Supreme Court of British Columbia, I must dismiss this application for want of jurisdiction. If the parties create a pure tenancy agreement, they are a liberty to make application with respect to any disputes as may arise over that agreement.

October 12, 2010