



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes ERP, FF, LRE, MNDC, MNR, OLC, PSF, RP

Introduction

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

All testimony was taken under affirmation.

Decision and reasons

At the hearing the parties testified that there was both a Tenancy Agreement and a Contract of Purchase and Sale, in place between these parties with an addendum to the Tenancy Agreement that stated that \$500.00 per month of the payments would be put towards the purchase of the dispute property.

The applicant was subsequently released from the purchase agreement; however it is my decision that she has more of an interest in this property than that of a tenant, and therefore the Residential Tenancy Act does not have jurisdiction over this matter.

Conclusion

I declined jurisdiction in this matter and the parties will have to look to some other jurisdiction to resolve their dispute.

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 12, 2010.

Dispute Resolution Officer