



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Public Safety and Solicitor General

DECISION

Dispute Codes CNC

Introduction

This hearing dealt with the tenant's Application for Dispute Resolution seeking to cancel a notice to end tenancy.

The hearing was conducted via teleconference and was attended by the tenant, the landlord and her interpreter.

At the outset of the hearing the parties agreed that property and site where the tenant's fifth wheel trailer is parked is a campground and not a manufactured home park.

Issue(s) to be Decided

The issues to be decided are whether the tenant is entitled to cancel a 1 Month Notice to End Tenancy for Cause, pursuant to Section 40 of the *Manufactured Home Park Tenancy Act (Act)*.

Analysis

Section 2 of the *Act* states it applies to tenancy agreements, manufactured home sites and manufactured home parks. As both parties agree that the site and park are a campground and not a manufactured home park, I find the *Act* does not apply to this dispute.

Conclusion

Based on the above, I decline jurisdiction in this matter and dismiss the tenant's application in its entirety.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Manufactured Home Park Tenancy Act*.

Dated: February 15, 2011.

Residential Tenancy Branch