



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNR OPR

Introduction

This matter was conducted by way of Direct Request Proceeding, pursuant to section 55(4) of the *Residential Tenancy Act* (the Act). The landlord applied for an order of possession and a monetary order.

Preliminary Issue – No Tenancy Agreement in Evidence

The landlord did not submit a copy of the tenancy agreement in their evidence, only a copy of the application to rent. In a Direct Request proceeding, an application to rent is not sufficient evidence of the written contract between the landlord and the tenant.

Conclusion

The application is dismissed with 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: January 25, 2012.

Residential Tenancy Branch