



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION ON REQUEST FOR CLARIFICATION

Dispute Codes: FF OPC

The Applicant has requested a clarification of the Residential Tenancy Branch Decision dated March 8, 2012.

Section 78 of Residential Tenancy Act enables the Residential Tenancy Branch to clarify a decision or order.

The applicant requests clarification on the Decision as follows:

- Who in the Residential Tenancy Branch will take responsibility or liability for damages caused or for any injury caused to persons(s) in our building resulting from this tenant's dangerous unauthorized dog?; and
- Whether we are allowed to prevent the tenant from getting a new dog after her current one dies?

Section 78 of the Act provides that a clarification of a decision may not be made unless it is just and reasonable to do so in all the circumstances. I find that the first question that seeks clarification is not in relation to the application of the Act as between a landlord and a tenant nor is it in relation to a matter addressed in the Decision. I further find that this question is patently frivolous and an abuse of the dispute resolution process. The second question does not seek clarification from the Decision and is more properly a question for an information officer of the Residential Tenancy Branch or from an independent legal source. Considering the questions set out above, I find therefore that it would not be just and reasonable in all the circumstances to provide any clarification of the Decision and I dismiss the Landlord's request for clarification.

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: December 13, 2011

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