



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

REVIEW CONSIDERATION DECISION

Dispute Codes: FF MNSD

Decision and reasons

Division 2, Section 79(2) under the *Residential Tenancy Act* says a party to the dispute may apply for a review of the decision. The application must contain reasons to support one or more of the grounds for review:

1. A party was unable to attend the original hearing because of circumstances that could not be anticipated and were beyond the party's control.
2. A party has new and relevant evidence that was not available at the time of the original hearing.
3. A party has evidence that the director's decision or order was obtained by fraud.

However section 79(7) states:

(7) A party to a dispute resolution proceeding may make an application under this section **only once** in respect of the proceedings.

In this case, on April 30, 2012, the same parties previously applied for review of the March 21, 2012 decision and order, and a decision on that application for review was issued on May 7, 2012.

Therefore the applicants were precluded from the filing a second application for review of the March 21, 2012 decision and order, and therefore I deny the request.

Decision

This second application for review of the March 21, 2012 decision and order is dismissed.

The decision and order issued on March 21, 2012 stands.

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: May 22, 2012.

Residential Tenancy Branch