



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

DRI; MNDC; OLC; RP; ERP; FF

Introduction

This Hearing was convened to consider the Tenants' application to dispute an additional rent increase; for a monetary order for money owed for compensation or loss under the Act, regulation or tenancy agreement; for an order that the Landlords comply with the Act, regulation or tenancy agreement; for orders that the Landlords make regular and emergency repairs to the rental unit; and to recover the cost of the filing fee from the Landlords.

The parties gave affirmed testimony.

Preliminary Matters

The Tenant testified that they served the Landlords with the Notice of Hearing documents by registered mail, but they were not certain of the date they mailed the documents. The Landlords acknowledged receipt of the Notice of Hearing documents together with some of the Tenants' documentary evidence on June 25, 2012.

The Tenants testified that they amended their Application, but could not remember the date that they amended it. They believe it was amended on June 29, 2012. There is no amended Application for Dispute Resolution on the case file.

The Tenants provided late evidence to a government agent on July 6, 2012, which included an amendment to the amount of compensation sought and an application for rent reduction. The Tenants did not provide the Landlord with copies of the late evidence because they believed that the Branch would forward copies to the Landlords.

The Landlords stated that they issued a One Month Notice to End Tenancy for Cause on June 30, 2012, and that they believed that the validity of the Notice was going to be dealt with today. The Landlords have not filed an Application for Dispute Resolution with respect to any matters surrounding this tenancy.

Both parties were confused during the conference. Neither party was sufficiently prepared for the Hearing and therefore I dismissed the Tenants' application with leave to reapply. I encouraged both parties to speak to an information officer at the Residential Tenancy Branch with respect to procedural advice.

Both parties are at liberty to apply with respect to the Notice to End Tenancy for Cause, including an application by the Tenants for an extension of time to make that application.

Conclusion

The Tenants' 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: July 16, 2012.

Residential Tenancy Branch