



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

INTERIM DECISION

Dispute Codes DRI, OLC, FF

This hearing was convened in response to an Application for Dispute Resolution, in which the Tenants applied; for an Order requiring the Landlord to comply with the *Manufactured Home Park Tenancy Act (Act)* or the tenancy agreement; and to recover the filing fee from the Landlord for the cost of filing this application.

The tenants were represented at the hearing, the landlord was not. The tenants counsel and representative advised that the parties have been engaged in ongoing discussions with counsel for the landlord and that all parties are agreeable to an adjournment. This matter is one of many that will be heard in the British Columbia Court of Appeal.

This Manufactured Home Park has been the subject of a previous dispute resolution proceeding; that the Dispute Resolution Officer in that proceeding determined that the Manufactured Home Park falls under the jurisdiction of the *Act*; and that the Dispute Resolution Officer's decision has been appealed to the British Columbia Court of Appeal.

Through written correspondence the Landlord and the Tenants agreed that it would be appropriate to adjourn this matter until such time as the British Columbia Court of Appeal has rendered a decision on jurisdiction. Both parties seek to minimize the amount of hearings and to not cause further delay to the Branch. I concur with this consensus and I therefore adjourn the matter Sine Die. The parties are instructed to contact the Branch as to when they can move forward/cancel the application or request an extension of time by no later than December 31, 2013. If at that time there is no

response by either party the matter will be 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 *Manufactured Home Park Tenancy Act*.

Dated: January 14, 2013

Residential Tenancy Branch

