



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNE, CNL, CNR, ERP, RP, PSF, AAT, RR, FF, OTHER

Introduction

This hearing was convened in response to an application filed by the tenant who is seeking:

1. To set aside Notices to End Tenancy;
2. For an Order to compel the landlord to make emergency repairs;
3. For an Order to compel the landlord to make repairs;
4. For an Order to compel the landlord to provide services and facilities agreed upon but not provided;
5. For an Order to compel the landlord to allow access to or from the unit for the senator the tenants' guests;
6. For an Order allowing the tenant to reduce rent for repairs, services or facilities agreed upon but not provided;
7. For an Order to recover the filing fee paid for this application; and
8. For "Other".

The tenant appeared at the hearing of this matter, the landlord did not. The tenant testified under oath that he served the landlord with Notice of this Hearing and the Application for Dispute Resolution by way of personal service. The tenant could not recall the date he served the landlord. The tenant submitted that he served the landlord the day he received the paperwork from the Residential Tenancy Branch and he expected the Arbitrator would have a record of that date.

The tenant confirmed that the rental unit is a unit in which he is to share the bathroom and kitchen with the landlord who is the owner of the property.

Findings

The landlord did not appear at this hearing and based on the evidence supplied by the tenant I am not satisfied that the landlord has had notice of this hearing. However,

given the submissions of the tenant that this is a rental accommodation in which he shares a bathroom and kitchen with the landlord who is the owner of the property I would not have jurisdiction in this matter in any event.

This matter is dismissed.

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: February 27, 2013

Residential Tenancy Branch

