



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **REVIEW CONSIDERATION DECISION**

Dispute Codes MNDC, MNSD, O, FF

### Basis for Review Consideration

Section 79(2) of the Residential Tenancy Act (Act) states that 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.

### Applicant's Submission

The application for review consideration states the decision should be reviewed on the ground a party was unable to attend the original hearing because of circumstances that could not be anticipated and were beyond the party's control. The applicant has also applied on the grounds that a party has new and relevant evidence that was not available at the time of the original hearing.

### Analysis

The landlord stated in their application that they were "called to a maintenance emergency at another building". The landlord did not provide any supporting documentation such as pictures or receipts from the repair company. Based on the insufficient evidence before me I dismiss this portion of the landlords application

On the basis of the second grounds applied for the landlord stated in their

application that the tenant did not provide proof of payment for the pest control. The landlord is disputing a portion of the hearing and not actually providing any new and relevant evidence. As the landlord has not provided any supporting documentation to meet the grounds as applied for I dismiss this portion of their application.

### Conclusion

I dismiss the Application for Review Consideration. The original decision and order(s) made on March 06, 2013 are confirmed.

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: March 25, 2013

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Residential Tenancy Branch

