



# Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

## REVIEW CONSIDERATION DECISION

Dispute Codes: FF MNR MNSD

**Decision: Leave for Review Denied**

**Original Decision dated February 19, 2013 confirmed**

### Introduction

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.

The applicant has applied on the grounds that they were unable to attend the original hearing because of circumstances that could not be anticipated and were beyond the party's control. The tenants' husband appeared on behalf of the tenants for the hearing and was given full opportunity to present their case. The tenant stated in her application that she was not living with her husband at the time of the Notice of Hearing Documents and evidence was provided by the landlord. The tenant did not provide any supporting documentation to support this claim and has not satisfied me on these grounds. I dismiss the tenant's application.

The decision and order made on February 19, 2013 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: March 20, 2013

---

Residential Tenancy Branch