



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

### Dispute Code

MNSD

This matter was set for hearing at 1:30 p.m. on this date. The applicants and respondent failed to attend the hearing by 1:40 p.m. The Residential Tenancy Branch Rules of Procedure, section 10.1, provides:

### ***Commencement of the dispute resolution proceeding***

*The dispute resolution proceeding must commence at the scheduled time unless otherwise decided by the Dispute Resolution Officer. The Dispute Resolution Officer may conduct the dispute resolution proceeding in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.*

Further, the tenants have applied requesting return of a deposit in relation to a tenancy that, according to the details of the dispute section of the tenant's application, ended on June 30, 2005. The application indicates the tenant's forwarding address was given to the landlord on May 30, 2005.

As section 60 of the Act requires an application to be made within 2 years of the date a tenancy ends, I find that, by the tenant's own submission the tenancy ended on June 30, 2005 that the application has been made outside of the required time-frame. Therefore, I find that the application 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: June 18, 2013

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Residential Tenancy Branch