



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNSD, OLC, RPP

### Introduction

This is an application for an Order for return of the security deposit, in Order to comply with the Residential Tenancy Act, and a request for return of tenant's personal property.

No hearing was held however, because the applicant has not served the notice of hearing in a method required by the Residential Tenancy Act

The Residential Tenancy Act states;

**89** (1) An application for dispute resolution or a decision of the director to proceed with a review under Division 2 of Part 5, when required to be given to one party by another, must be given in one of the following ways:

- (a) by leaving a copy with the person;
- (b) if the person is a landlord, by leaving a copy with an agent of the landlord;
- (c) by sending a copy by registered mail to the address at which the person resides or, if the person is a landlord, to the address at which the person carries on business as a landlord;
- (d) if the person is a tenant, by sending a copy by registered mail to a forwarding address provided by the tenant;
- (e) as Ordered by the director under section 71 (1) [*director's Orders: delivery and service of documents*].

In this case the applicant posted the notice of hearing and hearing package on the landlord's door and as that is not a method allowed under the Act I'm not willing to proceed with this hearing.

Conclusion

This application is 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 Residential Tenancy Act.

Dated: September 04, 2013

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Residential Tenancy Branch

