



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

REVIEW CONSIDERATION DECISION

Dispute codes: CNL MNDC OLC

Introduction

This is an application by the tenant for a review of an order of possession pursuant to a decision of the director dated November 6, 2013.

Preliminary Issue – Extension of Time

The tenant indicated that the landlord personally served the tenant with the order of possession on Friday, November 22, 2013 at 4:15 p.m. The tenant made his application for review on Tuesday, November 26, 2013. As the tenant was required to apply for a review within two days after receiving the order, he has made a request for an extension of time to apply for review. In this case the two-day deadline fell on a Sunday, and therefore was extended to Monday, November 25, 2013. The tenant failed to provide any explanation why he was unable to apply for review within the required time frame.

Under section 66(1) of the Act, an extension of time can only be granted where the applicant has established that there are exceptional circumstances, such as a natural disaster or a medical emergency, which prevented the applicant from applying in time. I find that the tenant has failed to prove that exceptional circumstances prevented him from filing for review within the prescribed time limit and I therefore dismiss the application for review.

Decision

I dismiss the application for review and confirm the original decision and order of November 6, 2013.

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: November 29, 2013