



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

REVIEW CONSIDERATION

Dispute Codes: FF MNDC OLC PSF RR

Introduction

This matter came before me as a result of an application by the landlord for an order for a new hearing on a matter for which a final decision was issued on November 04, 2013. The landlord applied on the basis that he was unable to attend the original hearing due to circumstances beyond his control.

The landlord stated on his application that he received a copy of the decision on November 7, 2013. He filed his Application for Review Consideration on November 18, 2013. The landlord did not request an extension of time in which to file his application.

Analysis

Section 80(b)(ii) of the Act provides that where a decision relates to services or facilities under section 27, any application for review consideration must be filed within 5 days of the date the applicant receives the decision. The decision at issue related to whether the landlord was obligated to provide laundry facilities and heat and an order was issued in that respect. Because the landlord filed his claim 11 days after having received the decision and failed to request an extension of time in which to file his application, I find that the application must be dismissed as it was filed outside the statutorily prescribed timeframe.

Conclusion

The application for review is dismissed. The decision issued November 04, 2013 is 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: November 21, 2013