



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding THE LOOKOUT EMERGENCY AID SOCIETY
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MNDC, MNSD, OLC, LRE, LAT

Introduction

This hearing was scheduled to deal with a tenant's application for a variety of remedies available under the Residential Tenancy Act. Both parties appeared or were represented at the hearing and were provided the opportunity to make relevant submissions, in writing and orally pursuant to the Rules of Procedure, and to respond to the submissions of the other party.

At the outset of the hearing, the landlord submitted that the Act does not apply to this tenancy. I proceeded to hear verbal submissions from both parties on this point. The tenant acknowledged that the rental unit was provided and accepted by him as transitional housing.

Section 4 of the Act provides for types of living accommodation to which the Act does not apply, including:

(f) living accommodation provided for emergency shelter or transitional housing.

Based upon the submissions of both parties, I was satisfied the rental unit was provided for transitional housing. Accordingly, I find the Act does not apply to this tenancy and I do not have jurisdiction to resolve the dispute.

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 14, 2013

Residential Tenancy Branch

