



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC OPR

Introduction

This hearing dealt with an application by the landlord for an order of possession and a monetary order. Both parties attended the hearing and had an opportunity to be heard.

At the outset of the hearing, I advised the landlord that a copy of the Notice to End Tenancy had not been submitted into evidence. As well, the tenant advised that this matter was not under the jurisdiction of the Act because it involved the purchase of the subject property.

I advised both parties that I was not going to make any finding as to jurisdiction given the complete lack of any documentation on the file.

Issue(s) to be Decided

Is the landlord entitled to the requested orders?

Background and Evidence

As mentioned above, there was no evidence whatsoever filed in support of this claim and the tenant's position is that this matter does not fall within the jurisdiction of the Act.

Analysis & Conclusion

Given the fact that this application is for an order of possession and a monetary order for unpaid rent, I am not satisfied that the landlord has provided sufficient documentary evidence to warrant the issuance of such orders. As a result, I dismiss the landlord's application.

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: December 02, 2013

Residential Tenancy Branch

