



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

Introduction

This is an application by the tenant for a review of a decision and order of the director dated January 30, 2014.

Preliminary Issue – Extension of Time

The tenant indicated in her review consideration application, she was personally served the decision and order on February 4, 2014, and she made the application for review on February 12, 2014. As the decision related to an order of possession, the tenant was required to apply for a review within two days after receiving the decision or order. The tenant has therefore made a request for an extension of time to apply for review. The tenant indicated that she did not apply for a review in time because she attended the Residential Tenancy Branch office at 4:03 p.m. on February 11, 2014, but the office was already closed so she could not file until the next day.

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. In this case the tenant was required to file an application by February 6, 2014. The tenant did not provide any information why she was unable to apply for a review consideration between February 4, 2014 and February 11, 2014. I find that the tenant has failed to prove that exceptional circumstances prevented her from filing for review within the prescribed time limit and I therefore dismiss the application.

Decision

I dismiss the application for review and confirm the original decision and order of January 30, 2014.

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: February 24, 2014

Residential Tenancy Branch