



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Seaview Terrace  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      MT CNR

### Introduction

This hearing dealt with the tenant's application to cancel a notice to end tenancy and an extension of time to make the application.

### Preliminary Issue – Extension of Time

On July 13, 2014 the tenant received a notice to end tenancy for unpaid rent. A tenant who receives a notice to end tenancy for unpaid rent and seeks to dispute the notice must make an application to cancel the notice within five days of having been served with the notice. In this case the tenant did not apply to cancel the notice until July 23, 2014.

The tenant stated that the reason she did not apply to cancel the notice until July 23, 2014 was because the skytrain broke down twice and the tenant was stranded, so she could not make her application.

Under section 66(1) of the Residential Tenancy Act, an extension of time can only be granted where the applicant has established that there are exceptional circumstances. I find that the tenant has failed to prove that exceptional circumstances prevented her from applying to cancel the notice. I therefore dismiss the tenant's application.

### Conclusion

The tenant's application is dismissed.

Dated: September 23, 2014

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Residential Tenancy Branch

