



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes RPP

Introduction

The tenants apply for return of personal property.

The rental unit is a two bedroom condominium apartment. The tenancy started in February 2014 for a one year fixed term at a monthly rent of \$4000.00. A \$2000.00 security deposit was paid.

The tenants ceased residing in the premises in September 2014.

In mid-December, by a "Direct Request" application, the landlord obtained an order of possession and a \$16,000.00 monetary award. She then obtained a writ of possession and apparently a bailiff acting under the writ has caused the tenants' personal possessions to be moved and stored.

Yesterday the landlord received a list of the items being stored. The tenants do not yet have a copy of the list.

The landlord states that neither the order of possession nor the writ of possession have yet been served on the tenants.

It was agreed at this hearing that within twenty four hours the landlord will, by email, provide the tenants with the name of the bailiff and a copy of the list prepared by the bailiff or the storage company of the tenants' items being stored. The tenants will pursue recover of their personal possessions directly with the bailiff.

This application is dismissed with leave granted to the tenants to re-apply should they claim items missing or seek their value.

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: January 20, 2015

Residential Tenancy Branch

