



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION ON REQUEST FOR CORRECTION

The applicant has requested a correction to a Review Consideration decision of the Residential Tenancy Branch dated November 25, 2014 of a decision dated October 15, 2014.

Section 78 of Residential Tenancy Act [Section 71 of the Manufactured Home Park Tenancy Act] enables the Residential Tenancy Branch to:

- ☐ correct typographic, grammatical, arithmetic or other similar errors in a decision or order, or
- ☐ deal with an obvious error or inadvertent omission in a decision or order.

The following information was submitted to support the request:

The tenant states on their application that they applied for review consideration within the legislated timelines and that the matter should have been accepted and considered. The tenant has submitted a tracking receipt slip that reflects delivery of an item to the Branch on November 17, 2014. The tenant has stated on the "Request for Correction" that an obvious error occurred and that she should be granted the Review Consideration.

I have reviewed the tenants original "Application for Review Consideration". In the tenants own application that she filled out; she stated she received the original decision on November 5, 2014. The tenant filed for a "Review Consideration" on November 21, 2014 as is reflected in the file by a "RECEIVED" stamp. On that same application it clearly states that an application must be filed within 15 days of receiving the decision or order. The tenant did not provide the tracking slip as part of her Review Consideration Application. The documentary evidence that was available at that time was considered in making a decision. The information available at the time was that the tenant was outside of the legislated timeline and that the application must be dismissed.

The Request for Correction is a very narrow focus as to what can be addressed as listed in the first part of this decision. The tenants' application is outside that scope of consideration; there was no obvious error as there wasn't a tracking slip submitted for

consideration. The tenant is at liberty to file for another Review Consideration if she so chooses. Based on the above, there is no need for a Correction.

The original Application for Review Consideration decision dated November 25, 2014 is confirmed.

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 26, 2015

Residential Tenancy Branch



Residential Tenancy Branch

RTB-136

Now that you have your decision...

All decisions are binding and both landlord and tenant are required to comply.

The RTB website (www.gov.bc.ca/landlordtenant) has information about:

- How and when to enforce an order of possession:
Visit: www.gov.bc.ca/landlordtenant/orders
- How and when to enforce a monetary order:
Visit: www.gov.bc.ca/landlordtenant/orders
- How and when to have a decision or order corrected:
Visit: www.gov.bc.ca/landlordtenant/review to learn about the correction process
- How and when to have a decision or order clarified:
Visit: www.gov.bc.ca/landlordtenant/review to learn about the clarification process
- How and when to apply for the review of a decision:
Visit: www.gov.bc.ca/landlordtenant/review to learn about the review process
Please Note: Legislated deadlines apply

To personally speak with Residential Tenancy Branch (RTB) staff or listen to our 24 Hour Recorded Information Line, please call:

- Toll-free: 1-800-665-8779
- Lower Mainland: 604-660-1020
- Victoria: 250-387-1602

Contact any Service BC Centre or visit the RTB office nearest you. For current information on locations and office hours, visit the RTB web site at www.gov.bc.ca/landlordtenant

Residential Tenancy Branch

#RTB-136 (2011/07)

