



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNSD, MNDC, FF, O

Introduction and Preliminary Matter

This hearing was convened as a result of a Tenant's Application for Dispute Resolution Landlord filed September 22, 2014 for a Monetary Order for double the security deposit, for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement and to recover the filing fee.

Both parties appeared at the hearing. The hearing process was explained and the participants were asked if they had any questions. The Applicant provided affirmed testimony and confirmed that she shared a bathroom and kitchen with the Respondent. The Respondent agreed with this testimony.

Section 4(c) of the Act provides that the Residential Tenancy Act does not apply to living accommodation in which the tenant shares bathroom or kitchen facilities with the owner of that accommodation.

Accordingly, I lack jurisdiction to consider the requests made by the Applicant and I hereby dismiss her application.

Conclusion

As the parties share bathroom and kitchen facilities the Application is dismissed pursuant to section 4(c) of the Act.

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

