



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OLC, FF

Introduction

This hearing dealt with an application by the tenant for an order compelling the landlord to comply with the Act. Despite having been served with the application for dispute resolution and notice of hearing sent via Express Post with a signature required on February 13, the landlord did not participate in the conference call hearing.

Issue to be Decided

Should the landlord be ordered to comply with the Act?

Background and Evidence

The tenant's undisputed evidence is as follows. The tenancy began in May 2014 and ended in October 2014 and in each month of the tenancy, the tenant paid her rent in cash to the landlord. Despite repeated requests, the landlord refused to provide the tenant with written receipts. The tenant seeks an order compelling the landlord to provide her with receipts as well as recovery of the \$50.00 filing fee paid to bring her application.

Analysis

Section 26(2) of the Act provides that landlords must provide tenants with a receipt when rent is paid in cash. I find that the landlord has not complied with the Act and I order the landlord to provide the tenant with written receipts for each month of the tenancy. As the tenant has been successful in her application I find that she is entitled to recover the \$50.00 filing fee and I award her that sum. I grant the tenant a monetary order under section 67 for \$50.00. This order may be filed in the Small Claims Division of the Provincial Court and enforced as an order of that Court.

Conclusion

The landlord is ordered to provide rent receipts for rent paid in May – October 2014 and the tenant is granted a monetary order for \$50.00.

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: March 09, 2015

Residential Tenancy Branch

