



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 1027110 BC LTD (WESTSTONE)
VANCOUVER EVICTION SERVICES
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MT CNR CNLC

This hearing dealt with the tenant's application pursuant to the *Manufactured Home Park Tenancy Act* ("the Act") for more time to make an application to cancel the landlord's Notice to End Tenancy for Unpaid Rent or 2 Month Notice to End Tenancy for Landlord's Use of Property and to apply to cancel both Notices to End Tenancy.

Both parties attended the hearing. The landlord testified that, at a previous Residential Tenancy Branch ("RTB") hearing, the landlord had withdrawn their application for an Order of Possession, indicating that the tenant had vacated the manufactured home site. The tenant did not attend this previous hearing although at this hearing, the tenant confirmed that he no longer resides at the manufactured home site. The tenant explained that he was forced to vacate his home – that he did not do so of his volition. I note that the tenant's advocate he will advise the tenant of any applications the tenant is at liberty to make with respect to this tenancy.

Given that both parties indicate that the tenant no longer resides at the manufactured home site, I find that the tenant's application is moot and I am unable to consider the tenant's application.

Conclusion

The tenant's application is dismissed in its entirety without leave to reapply.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Manufactured Home Park Tenancy Act*.

Dated: January 07, 2016

Residential Tenancy Branch

