



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 1027110 Bc Ltd
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MNDC, FF

This hearing dealt with the tenants' Application for Dispute Resolution seeking a monetary order.

The hearing was conducted via teleconference and was attended by both tenants and 3 agents for the landlord. Both parties had witnesses attend and were prepared to provide testimony however they were not called upon.

This Application was originally brought forward by the tenants seeking compensation. At the original hearing of November 5, 2015 the parties agreed to an adjournment to allow the parties to negotiate a number of matters between the parties.

The hearing was reconvened on January 22, 2016 at which time the parties confirmed that they had reached agreement on the tenants' original claim and for the tenants' sale of the manufactured home to the landlords.

Neither party had submitted a documented agreement but they sought additional time to submit a written agreement. I granted additional time and an agreement was submitted into evidence.

I had agreed, at the original hearings that I would issue any appropriate orders to support the agreement made between the parties. However, upon further consideration I have determined that I cannot provide any orders in support of these agreements.

As the manufactured home is being sold by the tenants to the landlords I find that any monetary order issued would be supporting the sale of tenants' manufactured home and this is outside of my jurisdiction under the *Manufactured Home Park Tenancy Act (Act)*.

From the testimony of the male tenant at the April 4, 2016 hearing and the documentary evidence submitted by the landlord's agent I am satisfied that the agreement between the parties includes compensation for the issues raised in this Application for Dispute Resolution.

As such, I find the matters raised in the tenants' Application are resolved and no longer require adjudication.

Issue(s) to be Decided

The issues to be decided are whether the tenants are entitled to a monetary order for compensation for damage or losses suffered as a result of the tenancy and to recover the filing fee from the landlord for the cost of the Application for Dispute Resolution, pursuant to Sections 60, and 65 of the *Act*.

Conclusion

Based on the above, I dismiss the tenant's Application for Dispute Resolution.

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: April 4, 2016

Residential Tenancy Branch