



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes O, FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for a monetary order for money owed or compensation for damage or loss under the Act, and to recover the filing fee from the landlord.

Both parties appeared.

In this case, the tenant has not provided a detail calculation of the monetary order as required. The landlord stated that they do not understand the tenant's claim as the tenancy ended by mutual agreement.

Section 59 (2) of the Act states an application for dispute resolution must include full particulars of the dispute that is to be the subject of the dispute resolution proceedings, which would include a monetary calculation. The principles of natural justice require that a person be informed and given particulars of the claim against them.

As the landlord does not understand the tenant's claim and the tenant's application does not provide a detail calculation of their claim, I find the tenant has not complied with section 59 of the Act. Therefore, I dismiss the tenant's application with 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 *Residential Tenancy Act*.

Dated: April 04, 2016

Residential Tenancy Branch