



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL, FF

Introduction

This is an application brought by the tenant requesting disputing a Notice to End Tenancy that was given for landlord use, and requesting recovery of his filing fee.

A substantial amount of documentary evidence, photo evidence, and written arguments has been submitted by the parties prior to the hearing. I have thoroughly reviewed all relevant submissions.

Decision in reasons

When reviewing the information provided by the parties I determined that there has already been a finding that the Residential Tenancy Act has no jurisdiction over this matter as the original agreement was a rental purchase agreement.

The respondent in this case testified that he has purchased a manufactured home from the previous owner and wants to do some work on the manufactured home, and that's why he is given in eviction notice.

The respondent however has provided no evidence to show that he has entered into a residential tenancy agreement with the applicant, nor has he provided every evidence to

show that the relationship between the previous owner and the applicant was ever a landlord tenancy relationship.

Conclusion

I declined jurisdiction over this matter and I dismiss it without leave to reapply, pursuant to section 62(4)(b) of the Residential Tenancy 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: October 11, 2016

Residential Tenancy Branch

