



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

### Dispute Codes:

**OPB, FF**

### Introduction

This hearing was scheduled in response to the landlord's Application for Dispute Resolution, in which the landlord has requested an order of possession based on a breach of the tenancy agreement and to recover the filing fee from the tenant for the cost of this Application for Dispute Resolution.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants. The hearing process was explained and the parties were provided with an opportunity to ask questions about the hearing process.

The landlord made evidence submissions to the Residential Tenancy Branch. The tenant said that none of the evidence was served and that the only the hearing documents were provided.

The parties agreed that the tenancy has ended. The date the tenancy ended is in dispute.

The landlord requested an amendment to the application to allow a monetary claim. The concepts of natural justice and administrative fairness were explained. The landlord did not amend the application and the tenant was not served with notice of a monetary claim. The request for amendment was declined as an amendment to the application was not made in accordance with the Rules of Procedure.

Therefore, I find that the tenancy has ended and that an order of possession is not required.

The parties were each given general information on the hearing process, amending an application and evidence submissions. The parties were encouraged to seek out information on the Residential Tenancy Branch web site.

### Conclusion

The tenancy has previously ended. An order of possession is not required; the matter is settled.

This decision is final and binding on the parties, unless otherwise provided under the Act, and 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: November 23, 2016

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Residential Tenancy Branch