



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes DRI CNC FF

Introduction

This hearing convened to deal with an application to cancel a notice to end tenancy for cause and to dispute a rent increase. The applicant renter and the respondent owner participated in the teleconference hearing.

Preliminary Issue - Jurisdiction

Under section 4(c) of the *Act*, the *Act* does not apply to living accommodation in which the tenant shares bathroom or kitchen facilities with the owner of that accommodation.

The respondent stated that he is a co-owner of the rental property, and he shares a kitchen and bathroom with the renter. The renter stated that the owner has his own bathroom, but they do share a kitchen.

I find that the *Act* does not apply to this matter, and I therefore have no jurisdiction to render a decision.

Conclusion

I decline to hear this matter as I have no jurisdiction to consider this application.

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: March 7, 2017

Residential Tenancy Branch