



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FF, MNDC, MNR, OPR, CNR

This matter was scheduled for a conference call at 11:00 a.m. on this date. Both parties participated in the teleconference. At the outset of the hearing both parties confirmed that the “tenant” was renting the shed to conduct business for his glass company and that he does not live in the shed. Both parties also confirmed that the shed only has electricity and is essentially a workshop that isn’t suitable for living in. Section 4 of the Act addresses the issue before me as follows:

What this Act does not apply to

- 4** This Act does not apply to
 - (d) living accommodation included with premises that
 - (i) are primarily occupied for business purposes,
and
 - (ii) are rented under a single agreement.

It is clear to me that this is not a landlord tenant relationship and that it is a business arrangement. Based on the above, I do not have the jurisdiction to deal with this matter and both applications are dismissed.

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 16, 2017

Residential Tenancy Branch