



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes ERP, RP, FF

Introduction

This hearing dealt with the tenants' application pursuant to the *Residential Tenancy Act* ("Act") for:

- an order requiring the landlord to perform emergency and regular repairs at the rental unit, pursuant to section 33; and
- authorization to recover the filing fee for this application, pursuant to section 72.

The landlord and the two tenants, male and female, attended the hearing and were each given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses. This hearing began at 9:30 a.m. and concluded at approximately 9:45 a.m. The male tenant unexpectedly disconnected from the conference at approximately 9:43 a.m. The hearing concluded with the female tenant and the landlord only.

At the outset of the hearing, both parties confirmed that the tenants had already vacated the rental unit. Therefore, the tenants do not require emergency or regular repairs to be done because their tenancy is over.

The tenants confirmed that they did not pay a \$100.00 filing fee because they obtained a fee waiver. They explained that they applied for this claim in error.

The tenants stated that they wanted to obtain monetary compensation from the landlord. I notified the tenants that they had not applied for the above relief in their application. They only submitted a monetary order worksheet as evidence, but this did not add a claim to their application. I notified the tenants that if they wished to pursue the above relief, they would be required to file a new application for dispute resolution and pay a filing fee.

Conclusion

The tenants' entire application is dismissed without 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: March 17, 2017

Residential Tenancy Branch

