



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      OPR, MNR, FF

### Introduction

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

- an order of possession for unpaid rent pursuant to section 55;
- a monetary order for unpaid rent pursuant to section 67;
- authorization to recover his filing fee for this application from the tenant pursuant to section 72.

This matter was set for a conference call hearing at 10:30 a.m. on this date. ~~Both parties failed to attend the hearing by way of conference call. I waited until 11 minutes past the start of the scheduled hearing time in order to enable both parties to connect with this teleconference hearing.~~ **Due to an error, the arbitrator was not able to connect with the parties to conduct the hearing. As such, this matter is adjourned to be re-scheduled to a participatory hearing on April 7, 2017. Notice(s) of the re-scheduled hearing shall be sent out to both parties as a result of this error.**

~~Rule 7 of the Rules of Procedure provides that:~~

#### **7.1 Commencement of the dispute resolution hearing**

~~The dispute resolution hearing will commence at the scheduled time unless otherwise set by the arbitrator.~~

#### **7.2 Delay in the start of a hearing**

~~In the event of a delay of a start of a conference call hearing, each party must stay available on the line to commence the hearing for 30 minutes after the time scheduled for the start of the hearing.~~

~~In the event of a delay of a face-to-face hearing, unless otherwise advised, the parties must remain available to commence the hearing at the hearing location for 30 minutes after the time scheduled for the start of the hearing.~~

#### **7.3 Consequences of not attending the hearing**

~~If a party or their agent fails to attend the hearing, the arbitrator may conduct the dispute resolution hearing in the absence of that party, or dismiss the application, with or without leave to re-apply.~~

**7.4 Evidence must be presented**

~~Evidence must be presented by the party who submitted it, or by the party's agent. If a party or their agent does not attend the hearing to present evidence, any written submissions supplied may or may not be considered.~~

~~Accordingly, in the absence of any evidence or submissions from either party and in the absence of both parties participation in this hearing, I order the application dismissed with leave to reapply. I make no findings on the merits of the matter. Leave to reapply is not an extension of any applicable limitation period.~~

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 24, 2017

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Residential Tenancy Branch

DECISION/ORDER AMENDED PURSUANT TO SECTION 78(1)(A)  
OF THE RESIDENTIAL TENANCY ACT ON March 31, 2017  
AT THE PLACES INDICATED IN **BOLD**.