



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OLC, FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for an order to comply the Act, regulation, or tenancy agreement and to recover the filing fee.

This matter commenced on February 23, 2017, and was adjourned to today's date. The interim decision should be read in conjunction with this decision.

In this matter, the tenant's application for dispute resolution has not been completed properly. The application does not show that the tenant seeks monetary compensation or a rent reduction as those areas were left blank in their application. Further, there is no monetary worksheet completed. Due to the above, I find it was unclear as to the matter that was to be heard.

Further, the tenant alleged that they sent in an amended application and additional evidence in by email to the Residential Tenancy Branch on or about February 4, 2017. However, the Residential Tenancy Branch does not accept evidence by email. There is no record of an amended application or further evidence submitted in the audit notes.

Therefore, I find due to the principles of natural justice that requires that a person be informed and given particulars of the claim against them and Section 59 of the Act. I find it appropriate to dismiss the tenant's application with leave to reapply.

The landlord at the hearing provided the tenant with a mailing address for future service.

Conclusion

The tenant's application is dismissed with 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 24, 2017

Residential Tenancy Branch