



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Code: CNC

Introduction

This hearing dealt with an Application for Dispute Resolution by the Applicants to cancel a One Month Notice to End Tenancy for Cause.
Both parties appeared.

Preliminary and procedural matter

The first thing that I must determine whether this application has jurisdiction under the *Residential Tenancy Act*. The legislation does not confer authority to consider disputes between all types of relationships between parties. Only relationships between landlords and tenants can be determined under the *Act*.

In this case the parties are before the Supreme Court of British Columbia. The issue of ownership of the property is to be determined.

Given the potential of an interest in the real property by the Applicants, I must refuse jurisdiction on the grounds that such interest is the exclusive jurisdiction of the Supreme Court of British Columbia.

Therefore, I decline to hear the landlords' application for lack of jurisdiction.

Conclusion

I decline to hear the Applicants application for lack of jurisdiction.

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: September 18, 2017

Residential Tenancy Branch