



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FFT OLC PSF

Introduction

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

- an order requiring the landlord to comply with the *Act*, regulation or tenancy agreement pursuant to section 62;
- an order to the landlord to provide services or facilities required by law pursuant to section 62; and,
- authorization to recover his filing fee for this application from the tenant pursuant to section 72.

Both parties attended the hearing and had full opportunity to provide affirmed testimony, present evidence, cross examine the other party, and make submissions.

At the commencement of the hearing, the tenant testified that they had vacated the rental unit prior to the hearing. The tenants' claims for an order requiring the landlord to comply with the *Act*, regulation and tenants' claim for an order for the landlord to provide services or facilities both relate to an ongoing tenancy. These claims are moot after the tenancy ends. Since the tenants have vacated the rental unit, I dismiss both of these claims as no longer disclosing a dispute that may be determined under the *Act* pursuant to section 62(4) of the *Act*.

Since the tenants have not prevailed in this matter, I dismiss the tenants' application for reimbursement of the filing fee pursuant to section 72 of the *Act*.

Conclusion

The tenants' application is 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: May 09, 2019

Residential Tenancy Branch