



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OLC, FF

This hearing was convened in response to an application by the Tenant pursuant to the *Residential Tenancy Act* (the “Act”) for Orders as follows:

1. An Order for the Landlord’s compliance - Section 62; and
2. An Order to recover the filing fee for this application - Section 72.

The Parties were each given full opportunity to be heard, to present evidence and to make submissions.

The Parties confirm that the Tenant has moved out of the unit. As the Tenant’s claim for an order that the Landlord comply is only relevant to an ongoing tenancy, I dismiss the Tenant’s application.

The Tenant confirms that it is seeking compensation in relation to breaches by the Landlord during the tenancy. The Tenant confirms that this claim is not included in its application and no amendment was filed with the Residential Tenancy Branch (the “RTB”) to add this claim for this dispute proceeding.

Rule 4.1 of the RTB Rules of Procedure provides that an applicant may amend its application by completing an Amendment to an Application for Dispute Resolution form (“Amendment”) and filing the Amendment with any supporting evidence with the RTB directly or through a Service BC office. As the Tenant did not complete an Amendment and file it with the RTB I find that I may not consider the Tenant’s claim for compensation. The Tenant remains at liberty to make an application for this claim.

This decision is made on authority delegated to me by the Director of the RTB under Section 9.1(1) of the Act.

Dated: March 27, 2020

Residential Tenancy Branch