



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes LRE, RP, FFT

Introduction

On January 14, 2020, the Tenants applied for a Dispute Resolution proceeding seeking to set conditions on the Landlord's right to enter pursuant to Section 70 of the *Residential Tenancy Act* (the "Act"), seeking a Repair Order pursuant to Section 32 of the *Act*, and seeking recovery of the filing fee pursuant to Section 72 of the *Act*.

On January 17, 2020, this matter was set down for a Dispute Resolution Hearing on March 19, 2020 at 9:30 AM.

Issue(s) to be Decided

- Are the Tenants entitled to have conditions set on the Landlord's right to enter?
- Are the Tenants entitled to a Repair Order?
- Are the Tenants entitled to recover the filing fee?

Background and Evidence

This hearing was scheduled to commence via teleconference at 9:30 AM on March 19, 2020.

Rule 7.1 of the Rules of Procedure stipulates that the hearing must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the hearing in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

I dialed into the teleconference at 9:30 AM and monitored the teleconference until 9:41 AM. Neither the Applicants nor the Respondent dialed into the teleconference during this time. I confirmed that the correct call-in numbers and participant codes had been

provided in the Notice of Hearing. I also confirmed from the teleconference system that I was the only person who had called into this teleconference.

Analysis

As the Applicants did not attend the hearing by 9:41 AM, I find that the Application for Dispute Resolution has been abandoned.

Conclusion

I dismiss the Application for Dispute Resolution with leave to reapply; however, this does not extend any applicable time limits under the legislation. I have not made any findings of fact or law with respect to the Application.

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 20, 2020

Residential Tenancy Branch