



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDCT, FFT

This matter was scheduled for a conference call at 1:30 p.m. on this date. Both parties participated in the teleconference. At the outset of the hearing both parties confirmed that the applicant shared a kitchen with the owner and landlord of this property. Section 4 of the Act addresses the issue before me as follows:

Section 4 of the states: **What this Act does not apply to**

4 This Act does not apply to

(c) living accommodation in which the tenant shares bathroom
or kitchen facilities with the owner of that accommodation,

As such, based on the testimony of both parties, I find that the Act does not apply to the present situation. Accordingly, I have no jurisdiction to adjudicate this dispute or grant the relief sought.

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: November 24, 2020

Residential Tenancy Branch