



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNL-MT, LRE

### Introduction

This hearing dealt with the tenant's Application for Dispute Resolution seeking more time to cancel a notice to end tenancy; to cancel a notice to end tenancy; and for an order to restrict the landlord's access to the rental unit.

The hearing was conducted via teleconference and was attended by the tenant and the landlord.

At the outset of the hearing, the parties confirmed the tenant vacated the rental unit at the end of December 2021. As such, I find the tenancy has ended and there is no longer a need for the tenant to dispute the Notice to End Tenancy or set conditions on the landlord's access to the rental unit as the landlord now has possession of the rental unit.

### Issue(s) to be Decided

The issues to be decided are whether the tenant is entitled to more time to apply to cancel a notice to end tenancy and to cancel a Two Month Notice to End Tenancy for Landlord's Use of Property, pursuant to Sections 49, and 66 of the *Act*.

Should the tenant be unsuccessful in seeking to cancel the Two Month Notice to End Tenancy for Landlord's Use of Property it must also be decided if the landlord is entitled to an order of possession pursuant to Section 55(1) of the *Act*.

### Conclusion

Based on the above, I dismiss the tenant's Application for Dispute Resolution, in its entirety, with out leave to reapply.

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: January 06, 2022

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Residential Tenancy Branch