



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPT

Introduction

This hearing was convened by way of conference call concerning an application made by the tenant seeking an Order of Possession of the rental unit.

The tenant and both landlords attended the hearing, and the landlords were accompanied by a translator and were represented by Legal Counsel.

At the commencement of the hearing, the parties agreed that the tenant, while resident in the rental home, shared kitchen and bathroom facilities with the landlords, who are owners of the residential property.

The *Residential Tenancy Act* specifies that the *Act* does not apply to tenancies where the tenant shares kitchen or bathroom facilities with the owner. My authority is only with the *Residential Tenancy Act*, and since the *Act* does not apply, I decline jurisdiction to hear and decide on any matters relating to this tenancy.

Conclusion

For the reasons set out above, I decline jurisdiction with respect to this dispute.

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 27, 2022

Residential Tenancy Branch