



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      OLC

### Introduction

This hearing dealt with the tenants' application pursuant to the *Residential Tenancy Act* ("Act") for:

- an order requiring the landlord to comply with the *Act*, *Residential Tenancy Regulation* ("*Regulation*") or tenancy agreement, pursuant to section 62.

"Tenant KM" did not attend this hearing, which lasted approximately 8 minutes. The landlord, the landlord's English language translator, and tenant TJ ("tenant") attended the hearing and were each given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses.

This hearing began at 11:00 a.m. with me and the tenant present. The landlord and his translator called in late at 11:02 a.m. This hearing ended at 11:08 a.m.

The landlord confirmed his name. He stated that he co-owns the rental unit with his wife and said that he had permission to speak on her behalf at this hearing. He provided the rental unit address.

The landlord's translator confirmed his name and spelling. He said that he is the grandson of the landlord named in this application and he had permission to assist the landlord at this hearing with English language translation. He provided the landlord's mailing address for me to send this decision to the landlord after the hearing.

The tenant confirmed his name and provided his email address for me to send this decision to both tenants after the hearing. He stated that he had permission to represent tenant KM, the other tenant named in this application (collectively "tenants").

Rule 6.11 of the Residential Tenancy Branch (“RTB”) *Rules of Procedure* (“*Rules*”) does not permit recording of this hearing by any party. During this hearing, the landlord, the landlord’s translator, and the tenant all separately affirmed, under oath, that they would not record this hearing.

I explained the hearing process to both parties. They had an opportunity to ask questions. Neither party made any adjournment or accommodation requests.

At the outset of this hearing, the tenant confirmed that that both tenants vacated the rental unit on January 31, 2022, the same date that they filed this application. He said that the tenants filed this application for an order regarding the noise from the landlord’s son’s dog. I informed him that the tenants’ application was dismissed without leave to reapply, as their claim for an order to comply with the *Act*, *Regulation* or tenancy agreement, relates to an ongoing tenancy only. He confirmed his understanding of same.

### Conclusion

The tenants’ application is dismissed without 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: May 02, 2022

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Residential Tenancy Branch