



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL

Introduction

This hearing was convened by way of conference call in response to an Application for Dispute Resolution filed by the Tenants on March 10, 2022 (the “Application”). The Tenants applied to dispute a Two Month Notice to End Tenancy for Landlord's Use of Property (the “Notice”).

The Tenants appeared at the hearing. The Landlord appeared at the hearing with T.K. as their advocate.

The parties agreed the Tenants moved out of the rental unit May 30, 2022. I explained to the parties that the dispute of the Notice is no longer an issue if the Tenants moved out of the rental unit because the only issue before me is whether the tenancy should continue or end pursuant to the Notice and the tenancy has already ended May 30, 2022, when the Tenants moved out.

Tenant J.G. said the Tenants want to proceed with a request to recover monies paid for an illegal rent increase. I told the Tenants that the Application does not include a request to dispute an illegal rent increase or for monies owed in this regard, the Tenants must make an Application for Dispute Resolution for this, and I cannot consider this because it is not included in the Application. I note that it is not sufficient to provide evidence related to an illegal rent increase, the Tenants must make an Application for Dispute Resolution setting out what they are seeking and go through the process of serving this on the Landlord and allowing the Landlord an opportunity to respond.

The parties did not raise any further issues.

Given the Tenants have moved out of the rental unit and the issue raised in the Application is moot, the Application is dismissed without leave to re-apply.

Conclusion

The Application is dismissed without leave to re-apply.

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: June 24, 2022

Residential Tenancy Branch