



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OLC, FFT

Introduction

This hearing convened as a result of a Tenants' Application for Dispute Resolution, filed on September 29, 2022, wherein the Tenants requested an Order that the Landlord comply with the *Residential Tenancy Act* (the "Act"), the *Residential Tenancy Regulation* and/or the residential tenancy agreement as well as recovery of the filing fee.

The hearing of the Tenants' Application was scheduled at 9:30 a.m. on November 25, 2022. Both parties called into the hearing. The Tenants called in on their own behalf and were assisted by S.B., C.B.'s mother. The Landlord was also assisted by his two daughters, S.F. and C.S.

At the outset of the hearing the parties confirmed that the Tenants had given notice to end their tenancy effective December 1, 2022, five days after the hearing. As the tenancy is ending, the relief sought by the Tenants was no longer relevant.

The Tenants confirmed they intended to bring forward a further claim for monetary compensation from the Landlord. The Landlord indicate he may also make such a claim. The parties were reminded that they are both at liberty to make such claims provided they do so within 2 years of the end of the tenancy as required by section 60 of the *Act*. The parties were also cautioned to deal with the Tenants' security deposit in accordance with section 38 of the *Act*.

Conclusion

The Tenants gave notice to end their tenancy December 1, 2022 such that the relief sought in the application was no longer relevant. I therefore dismiss their claim 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: November 29, 2022

Residential Tenancy Branch