

PRACTICE NOTE

RE: The Residential Tenancies Act

On the return of the Originating Application under s. 39 of the Residential Tenancies Act the Court may refer the matter to a Residential Tenancies Board or proceed to hear the matter.

To prevent unnecessary preparation for hearing and attendance by witnesses on the first appearance in response to an Originating Application, the court will hear the parties only as to whether or not the matter should be referred to a Board. If there is to be no referral, then a date will be set by the Court for the hearing. If there is to be a referral, the matter of setting the date for the hearing is for the Board which will be investigating the matter.

Sgd. T. Alex Hickman
Chief Justice