



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards
Ministry of Housing and Social Development

DECISION

Dispute Codes: OPL and CNL

Introduction

These applications were brought by both the landlord and the tenants.

By application of January 12, 2009, the landlord sought an Order of Possession pursuant to a Notice to End Tenancy for landlord use served on December 22, 2008.

By application of January 8, 2009, the tenants sought to have the same notice set aside.

Evidence

At the commencement of the hearing, the parties gave evidence that they had reached a mutual agreement to end the tenancy at some time prior to May 31, 2009. By that time, the tenant felt he would be able to complete a purchase on a home and the landlord would need possession of the property for demolition.

Accordingly, the landlord requested and the tenant agreed that the landlord should have an Order of Possession effective at 1 p.m. on May 31, 2009.

Conclusion

Thus, the landlord's copy of this decision is accompanied by an Order of Possession, enforceable through the Supreme Court of British Columbia, to take effect at 1 p.m. on May 31, 2009.

February 5, 2009

Dispute Resolution Officer