

Decision

Dispute Codes: CNC

Introduction

This hearing dealt with an application by the tenant for cancellation of a notice to end tenancy for cause. Both parties participated in the hearing and gave affirmed testimony.

Issues to be decided

- Whether the tenant is entitled to the above under the Act

Background and Evidence

Pursuant to a written tenancy agreement, the month-to-month tenancy began on February 1, 2010. Rent in the amount of \$650.00 is payable in advance on the first day of each month. A security deposit of \$325.00 was collected at the outset of tenancy.

The landlord issued a 1 month notice to end tenancy for cause dated June 24, 2010. A copy of the notice was submitted into evidence. Reasons shown on the notice for its issuance are as follows:

Tenant has engaged in illegal activity that has, or is likely to:

adversely affect the quiet enjoyment, security, safety or physical well-being of another occupant or the landlord

jeopardize a lawful right or interest of another occupant or the landlord

Analysis

During the hearing the tenant confirmed that it is his intention to vacate the unit at the end of August 2010. Accordingly, he withdrew his application to dispute the landlord's notice to end tenancy, and the landlord confirmed her wish to have an order of possession effective August 31, 2010.

Conclusion

I hereby issue an order of possession in favour of the landlord effective not later than **1:00 p.m., Tuesday, August 31, 2010**. This order must be served on the tenant.

Should the tenant fail to comply with the order, the order may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

DATE: August 23, 2010

Dispute Resolution Officer