

DECISION

Dispute Codes CNC

This hearing dealt with an Application for Dispute Resolution by the Tenant for an order cancelling the One Month Notice to End Tenancy issued by the Landlord.

Both parties, an advocate and agent appeared, and at the outset of the hearing, announced that the Tenant was vacating the premises the night of the hearing.

Issue(s) to be Decided

Is the Tenant entitled to an Order to cancel the Notice to End Tenancy?

Settled Agreement

The parties announced that the Tenant agreed to and was vacating the rental unit effective on November 5, 2010, between 5:00 and 8:00 p.m. and the tenancy will end on that date.

The Landlord agreed to allow the Tenant access through her front door to move her furniture and possessions for move out.

The Tenant understands that the Landlord will be issued an order of possession, based upon the settled agreement, and that if the Tenant fails to move out by November 5, **2010**, the Landlord may obtain a writ of possession and have the Tenant evicted.

Conclusion

The Landlord and Tenant have reached a settled agreement that the tenancy will end by **November 5, 2010**.

Based upon the settled agreement, as provided in section 63 of the Act, I grant the Landlord an **Order of Possession** that is effective on **2 days** after service on the Tenant.

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*.