

DECISION

Dispute Codes CNC, FF

This is an application filed by the Tenant to cancel a notice to end tenancy for cause and is seeking recovery of the filing fee.

Section 63 of the Act provides that the parties may attempt to settle their dispute during a hearing. Pursuant to this provision, discussion between the parties during the hearing led to a resolution. Specifically, it was agreed as follows:

Both parties agree to mutually end the tenancy on October 31, 2011, at 1:00 pm or earlier.

Both parties further agree that in the event that the Tenant is unable to secure a new tenancy by that date, he shall provide in writing, notice to the Landlord by October 30, 2011 to extend the Tenancy until November 30, 2011. If the Tenancy is extended until November 30, 2011, the Landlord shall not serve the Tenant with the order of possession until November 30, 2011.

Both parties agree that the Landlord shall be issued an order of possession that is effective not later than 2 days after service on the Tenant.

The above particulars comprise full and final settlement of all aspects of the dispute arising from this application for both parties.

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: October 19, 2011.

Residential Tenancy Branch