

## **DECISION**

### Dispute Codes:

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### Introduction

This hearing was convened in response to the Landlord's Application for Dispute Resolution, in which the Landlord has made application for "Other". At the outset of the hearing the Landlord and the Tenant indicated that they understood the Landlord was seeking an Order of Possession.

Both parties were represented at the hearing. They were provided with the opportunity to submit documentary evidence prior to this hearing, to present relevant oral evidence, to ask relevant questions, and to make relevant submissions to me.

### Issue(s) to be Decided

The issues to be decided are whether the Landlord is entitled to an Order of Possession, pursuant to section, 55 of the *Residential Tenancy Act (Act)*.

### Background and Evidence

The Landlord and the Tenant agree that the parties entered into a written mutual agreement to end this tenancy on October 31, 2011.

### Analysis

Section 44(1)(c) stipulates that a tenancy ends if the landlord and the tenant agree, in writing, to end the tenancy. On the basis of the undisputed evidence presented at the hearing, I find that the parties agreed, in writing, to end the tenancy on October 31, 2011.

As the tenancy is ending on October 31, 2011 and the Tenant is obligated to vacate the rental unit on that date, I grant the Landlord an Order of Possession, pursuant to section 55(3) of the *Act*.

Conclusion

I grant the Landlord an Order of Possession that is effective at 1:00 p.m. on October 31, 2011. This Order may be served on the Tenant, filed with the Supreme Court of British Columbia, and enforced as an Order of that Court.

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: September 26, 2011.

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Residential Tenancy Branch