

## **DECISION**

Dispute Codes      CNC

### Introduction

This conference call hearing was convened in response to the tenant's application for cancellation of a 1 Month Notice to End Tenancy for Cause.

Both parties attended the hearing and provided affirmed testimony. They were given a full opportunity to be heard, to present evidence and to make submissions.

### Issue(s) to be Decided

Should the 1 Month Notice to End Tenancy be set aside, and should the tenancy continue?

### Background and Evidence

The rental unit consists of a split basement suite in a single detached home. Pursuant to a written agreement, the tenancy started on September 3<sup>rd</sup>, 2010.

During the hearing the parties provided evidence on the circumstances surrounding the dispute. The tenant indicated that she was looking to relocate at the end of January 2012. The landlord stated that she wanted the tenancy to end in December 2011. Matters were discussed and further explored, and the parties undertook to achieve a resolution.

### Analysis

Section 63 of the *Residential Tenancy Act* provides for the parties to resolve their dispute during the dispute resolution proceedings. Accordingly, the parties have agreed to the following:

- The parties agree that the tenancy will end on January 31<sup>st</sup>, 2012.
- That the landlord is granted an Order of Possession effective on that date.
- That the above constitutes a final settlement to all aspects of this dispute.

### Conclusion

I grant the landlord an Order of Possession effective at 1:00 p.m., Tuesday, January 31<sup>st</sup>, 2012. This Order must be served on the tenant and may be filed in 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: November 16, 2011.

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Residential Tenancy Branch