



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes O

Introduction

This hearing was convened in response to an application by the Landlord pursuant to the *Residential Tenancy Act* (the “Act”) for an Order of Possession.

I accept the Landlord’s evidence that the Tenant was served with the application for dispute resolution and notice of hearing by registered mail in accordance with Section 89 of the Act. The Tenant did not participate in the conference call hearing.

The Landlord was given full opportunity to be heard, to present evidence and to make submissions.

Issue(s) to be Decided

Is the Landlord entitled to an Order of Possession?

Background and Evidence

On February 2, 2012, the Parties signed a mutual agreement to end the tenancy on February 29, 2012. A copy of this agreement was provided as evidence. The Landlord requests an Order of Possession.

Analysis

Section 55 of the Act provides that a Landlord may request an order of possession where the landlord and tenant have agreed in writing that the tenancy is ended. Given the mutual agreement to end the tenancy and the request of the Landlord, I find that the Landlord is entitled to an Order of Possession effective 1:00 p.m. February 29, 2012.

Conclusion

I grant an Order of Possession to the Landlord effective 1:00 p.m. February 29, 2012. The Tenant must be served with this **Order of Possession**. 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.

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: February 22, 2012.

Residential Tenancy Branch