



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

### Dispute Codes:

CNR

### Introduction

This hearing was held in response to the tenant's Application for Dispute Resolution in which the tenant has applied to cancel a 10 Day Notice to End Tenancy for Unpaid Rent.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants. The hearing process was explained, evidence was reviewed and the parties were provided with an opportunity to ask questions about the hearing process. They were provided with the opportunity to submit documentary evidence prior to this hearing, all of which has been reviewed, to present affirmed oral testimony and to make submissions during the hearing. I have considered all of the evidence and testimony provided.

### Issue(s) to be Decided

Should the 10 Day Notice to End Tenancy for Unpaid Rent issued on \_\_\_\_\_ be cancelled?

### Background and Evidence

The tenant applied to cancel a 10 Day Notice to End Tenancy for Unpaid Rent issued on April 2, 2012 and received by the tenant on April 7, 2012.

The tenancy commenced on August 1, 2002; rent is currently \$719.00 per month due on the first day of each month.

The tenant confirmed that \$341.00 owed for the balance of April rent is due to the landlord as a result of the co-tenant's failure to provide payment.

### Mutually Settled Agreement

The landlord and tenant agreed to the following:

- The tenant will provide vacant possession of the rental unit to the landlord no later than 6 p.m. on April 30, 2012; and

- The landlord will be provided with an Order of possession effective 6 p.m. on April 30, 2012.

Therefore; based on the agreement of the parties, I Order the tenant to vacate the rental unit no later than 6 p.m. on April 30, 2012.

The landlord has been granted an Order of possession that is effective **two days after it is served upon the tenant**. 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: April 25, 2012.

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Residential Tenancy Branch