



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR RR FF

Introduction

This hearing dealt with an Application for Dispute Resolution under the *Residential Tenancy Act* (the “*Act*”) by the tenant to cancel a Notice to End Tenancy for Unpaid Rent or Utilities, to allow the tenant to reduce rent for repairs, services or facilities agreed upon by not provided, and to recover the filing fee.

The tenant and an agent for the landlord appeared at the hearing, gave affirmed testimony and were provided the opportunity to present their evidence orally and in written and documentary form, and to cross-examine the other party, and make submissions to me.

Settlement Agreement

Section 63 of the *Act*, states:

Opportunity to settle dispute

- 63** (1) The director may assist the parties, or offer the parties an opportunity, to settle their dispute.
- (2) If the parties settle their dispute during dispute resolution proceedings, the director may record the settlement in the form of a decision or an order.

During the hearing, the parties agreed to settle these matters, on the following conditions:

- 1) The tenancy will end on **October 16, 2012 at 4:00 p.m.**
- 2) The tenant will provide vacant possession of the rental unit and the keys to the rental unit to the landlord no later than **October 16, 2012 at 4:00 p.m.**
- 3) The parties will meet at the rental unit to participate in a move-out condition inspection on **October 16, 2012 at 4:00 p.m.**

As the parties arrived at a mutually settled agreement, I **do not** grant the recovery of the filing fee.

Conclusion

I grant the landlord an order of possession effective **October 16, 2012 at 4:00 p.m.** The tenant must be served with the 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 final and binding on the parties, unless otherwise provided under the Act, and 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 11, 2012

Residential Tenancy Branch