



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This hearing was convened on the tenants' application of August 30, 2012 to have set aside a Notice to End Tenancy for cause, dated August 21, 2012 and setting an end of tenancy date of September 30, 2012.

At the commencement of the hearing, I noted that as a secondary consideration in his written submission, the tenant had asked for an extension of time if the tenancy was to end.

I advised the parties of the opportunity to craft a settlement provided by section 63 of the *Act* which authorizes me to record their agreement in a decision or order and they agreed to proceed by way of settlement.

Settlement Agreement

1. The tenant agrees to vacate the rental unit no later than 1 p.m. on October 31, 2012;
2. The tenant agrees that the landlord will receive an Order of Possession in support of the settlement agreement and understands that the Order is enforceable and can result in eviction by court bailiff if he does comply with the order;
3. The landlord agrees to extend the tenancy to October 31, 2012, provided the landlord is granted the Order of Possession effective on that date.

Conclusion

The landlord's copy of this decision is accompanied by an Order of Possession, enforceable through the Supreme Court of British Columbia, to take effect at 1 p.m. on October 31, 2012.

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: October 02, 2012.

Residential Tenancy Branch