



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION and Record of Settlement

Dispute Codes

ET, FF

Introduction

This hearing dealt with the landlord's Application for Dispute Resolution to end the tenancy early pursuant to Section 56 of the Act, and obtain an Order of Possession. The application is inclusive of a request to recover the filing fee from the tenant.

The hearing was conducted via teleconference and was attended by the landlord and the tenant.

Issue(s) to be Decided

Is the landlord entitled to an Order of Possession to end the tenancy without the requirement of one (1) month's notice, pursuant to 56 of the Act?

Background and Evidence

During the course of the hearing the parties discussed their dispute and agreed to settle the issues in dispute to the full satisfaction of both parties, and that I record their settlement as per Section 63 of the Residential Tenancy Act, as follows:

1. The tenant and landlord agree that **this tenancy will end December 31, 2012**, and the landlord will receive an **Order of Possession** effective on the agreed date.

So as to perfect this agreement the landlord is being given an Order of Possession.

As the parties were able to settle their dispute, **I decline** to award the landlord recovery of the filing fee from the tenant for the cost of this application.

Conclusion

I grant the landlord an Order of Possession, **effective December 31, 2012**. The tenant must be served with this Order. If the landlord serves the Order of Possession on the

tenant and the tenant fails 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 and Order are final and binding on both parties.

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: December 06, 2012

Residential Tenancy Branch