



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 in response to an application by the Tenant pursuant to the *Residential Tenancy Act* (the “Act”) for an Order as follows:

1. An Order cancelling a Notice to End Tenancy – Section 47.

The Tenant and Landlord were each given full opportunity to be heard, to present evidence and to make submissions. During the Hearing, both Parties indicated their desire to reach an agreement to resolve the dispute and during the Hearing did reach a settlement agreement.

Settlement Agreement

Section 63 of the Act is set out as follows:

- (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 order.

Given the authority under the Act, the Parties desire to settle their dispute during the proceedings, and agreement reached between the Parties during the proceedings, I find that the Parties have settled their dispute and the following records this settlement as a Decision:

The Parties mutually agree as follows:

- 1. The Tenant will give the Landlord the key to the Tenant’s unit today;**

- 2. The Landlord will make a copy of the key and return the Tenant's key on the same day.**
- 3. The Landlord withdraws the notice to end the tenancy; and**
- 4. The tenancy continues.**
- 5. These terms comprise the full and final settlement of all aspects of this dispute for both Parties.**

Conclusion

The tenancy continues as mutually agreed.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the Act.

Dated: January 15, 2013
