



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNC

### Introduction

This hearing dealt with the tenant's Application for Dispute Resolution seeking to cancel a notice to end tenancy.

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

### Issue(s) to be Decided

The issues to be decided are whether the tenant is entitled to cancel a 1 Month Notice to End Tenancy for Cause, pursuant to Section 47 of the *Residential Tenancy Act (Act)*.

### Background and Evidence

During the hearing the parties came to the following agreement:

1. The tenant withdraws her Application for Dispute Resolution;
2. The landlord withdraws the 1 Month Notice to End Tenancy for Cause issued December 3, 2012;
3. The tenant agrees to vacate the property on or before March 31, 2013;
4. The tenant agrees if she finds accommodation earlier than March 31, 2013 she will give the landlord notice to end the tenancy earlier. The tenants notice must comply with the requirements for providing a notice to end tenancy under Section 45 of the *Act*;
5. The landlord agrees he will accept a notice to end tenancy that is provided by the tenant to end the tenancy earlier than March 31, 2013 if that notice complies with the requirements of Section 45 of the *Act*.

### Conclusion

In support of this settlement and with agreement of both parties I grant the landlord an order of possession effective **March 31, 2013 after service on the tenant**. This order

must be served on the tenant. If the tenant fails to comply with this order the landlord may file the order with the Supreme Court of British Columbia and be 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: January 18, 2013

