



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, MNR, MNSD, MNDC, FF

Introduction

This hearing was scheduled to deal with a landlord's application for an Order of Possession for unpaid rent and a Monetary Order for unpaid rent, late fees, NSF fees; and, authorization to retain the security deposit. Both parties appeared or were represented at the hearing and were provided the opportunity to make relevant submissions, in writing and orally pursuant to the Rules of Procedure, and to respond to the submissions of the other party.

At the commencement of the hearing the parties stated that they had reached an agreement to settle this dispute. I have recorded the mutual agreement by way of this decision and the Order that accompanies it.

Issue(s) to be Decided

What are the terms of the mutual agreement?

Background and Evidence

The parties were in agreement that prior to this hearing the amounts owed to the landlord had been satisfied. The parties further agreed to the following:

1. The landlord withdraws the request for an Order of Possession;
2. Future rent payments shall be made when due under the tenancy agreement (which is the 1st of every month).
3. The tenants shall compensate the landlord \$50.00 for the cost of filing this Application for Dispute Resolution.

Analysis

Pursuant to section 63 of the Act, I have the authority to assist parties in reaching a settlement agreement during the hearing and to record a settlement agreement in the form of a decision or order.

I have accepted the agreement reached by the parties during this hearing and make the terms an Order to be binding upon both parties. Accordingly, I find the tenancy has been re-instated and the tenancy continues at this time.

I have provided the landlord with a Monetary Order in the amount of \$50.00 in recognition of term no. 3 of the mutual agreement.

Conclusion

The parties reached a mutual agreement to resolve this dispute. The tenancy continues at this time. The landlord has been provided a Monetary Order in the amount of \$50.00 to serve upon the tenants and enforce as necessary.

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 30, 2013

Residential Tenancy Branch

