



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Greater Victoria Housing Society
and [tenant name suppressed to protect privacy]

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; the landlord's agent; and the landlord's witness.

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 reached the following settlement:

1. The tenant agrees to keep noise in his rental unit down including but not limited to the volume of music at all times;
2. The tenant agrees that should the landlord receive any noise complaints before January 31, 2014 that may be proven against the tenant he will vacate the rental unit; and
3. If no complaints that may be proven against the tenant are received by the landlord before January 31, 2013 the landlord agrees the tenant will not be required to vacate the rental unit, unless either the tenant or landlord has issued a new notice to end the tenancy for any other reasons allowed under the *Act*.

Conclusion

In support of this settlement and with agreement of both parties I grant the landlord an order of possession effective **two days after service on the tenant**. This order must be served on the tenant only in accordance with the above settlement and no later than January 31, 2014. 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: November 27, 2013

Residential Tenancy Branch

