



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC

### Introduction

A hearing was conducted by conference call in the presence of both parties. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached. All of the evidence was carefully considered.

Both parties were given a full opportunity to present evidence and make submissions. Neither party requested an adjournment or a Summons to Testify. Prior to concluding the hearing both parties acknowledged they had presented all of the relevant evidence that they wished to present.

### Issue(s) to be Decided:

The issue to be decided is whether the tenant is entitled to an order cancelling the Notice to End Tenancy dated May 1, 2015?

### Background and Evidence

The tenancy began on January 1, 2015 when the parties entered into a one year fixed term tenancy agreement. The tenancy agreement provided that the tenant(s) would pay rent of \$1700 per month payable on the first day of each month. The tenancy agreement provided that the tenants would pay a security deposit of \$1000.

### Settlement:

At the hearing the parties reached a settlement and they asked that I record the settlement pursuant to section 63(2) of the Residential Tenancy Act as follows:

- a. The parties mutually agree to end the fixed term tenancy agreement on August 31, 2015.

- b. The parties request the arbitrator issue an Order for Possession for August 31, 2015.
- c. The parties agree the monetary claim should be dismissed with liberty to re-apply.

Order for Possession:

**As a result of the settlement I granted the landlord an Order for Possession effective August 31, 2015.** I further ordered that the monetary claim be dismissed with liberty to re-apply. .

The tenant must be served with this Order as soon as possible. Should the tenant fail to comply with this Order, the landlord may register the Order with the Supreme Court of British Columbia for enforcement.

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: June 11, 2015

---

Residential Tenancy Branch

