



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

CNC, FF

Introduction

The tenant applied to cancel a 1 month Notice to end tenancy for cause that was issued on May 30, 2015 and to recover the filing fee costs.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants. The hearing process was explained, evidence was reviewed and the parties were provided with an opportunity to ask questions about the hearing process. They were provided with the opportunity to submit documentary evidence prior to this hearing, all of which has been reviewed, to present affirmed oral testimony and to make submissions during the hearing. I have considered all of the evidence and testimony provided.

At the conclusion of almost one and one-half hours of hearing time the parties reached a mutually settled agreement to end the tenancy effective August 31, 2015.

The tenant has agreed to vacate by August 31, 2015 and the landlord has accepted that date as the end of the tenancy.

The tenant understands that rent is due until August 31, 2015 or to another date mutually agreed upon by the parties, in writing.

Opportunity to settle dispute

63 (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 an order.*

Therefore, in support of the mutually settled agreement of the parties I find that this tenancy will end effective at 1 p.m. on August 31, 2015.

In support of the mutually settled agreement the landlord has been granted an Order of possession that is effective no earlier than **1 p.m. on August 31, 2015**. The Order may

be served on the tenant, filed with the Supreme Court of British Columbia and enforced as an Order of that Court.

The parties are at liberty to reach a mutually settled agreement ending the tenancy on another date. The parties were advised to use the form available on the Residential Tenancy Branch web site. Rent is due up to and including the last day of the tenancy.

This decision and mutually settled agreement is final and binding on the parties and 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: July 23, 2015

Residential Tenancy Branch

