



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding WILLIAMS LAKE & DISTRICT SENIOR CITIZENS  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNC, OPT

This hearing dealt with an application by the tenant under the *Residential Tenancy Act* ("the *Act*"). The tenant applied, under section 47 of the *Act* to cancel the landlord's 1 Month Notice to End Tenancy for Cause (the "1 Month Notice") as well as to obtain an order of possession for her rental unit pursuant to section 54.

The landlord attended the hearing and made an oral application for an Order of Possession. The landlord and the tenant's agent provided sworn testimony with respect to the current status of the tenancy and the tenant's application. Both parties confirmed receipt of the other's evidence for this hearing. Before the conclusion of this hearing, the parties discussed the issues between them, engaged in a conversation, turned their minds to compromise and achieved a resolution of their dispute.

## **Settlement**

Pursuant to section 63 of the *Act*, the Arbitrator may assist the parties to settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order. Given the agreement reached between the parties during the proceedings, I find that the parties have settled their dispute and the following records this settlement as a decision:

## **The Parties mutually agreed as follows:**

1. The tenant agreed to vacate the rental unit on or before August 31, 2015 at 1:00 p.m.
2. These terms comprise the full and final settlement of all aspects of this dispute for both parties.

Any agreement with respect to the security deposit will occur in the presence of the tenant's advocate and agent and only after the tenant has vacated the rental unit.

Conclusion

To give effect to the settlement reached between the parties and as discussed at the hearing, I issue the attached Order of Possession to be used by the landlord **only** if the tenant fails to vacate the rental premises by August 31, 2015, in accordance with their agreement. The landlord is provided with this Order in the above terms and the tenant(s) must be served with this Order in the event that the tenant(s) do not vacate the premises in accordance with their agreement. Should the tenants fail to comply with this Order, this Order may be filed and enforced as an Order of the Supreme Court of British Columbia.

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: August 31, 2015

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Residential Tenancy Branch

