



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes DRI MNDC FF

Introduction

This hearing was convened as a result of the tenant's application for dispute resolution under the *Residential Tenancy Act* (the "Act"). The tenant applied to dispute an additional rent increase, for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement and to recover the cost of the filing fee.

The tenant, an agent for the tenant (the "agent") and the landlord attended the teleconference hearing. The parties gave affirmed testimony, were provided the opportunity to present their evidence orally and in documentary form prior to the hearing, and make submissions to me.

Neither party raised any concerns regarding the service of documentary evidence.

Preliminary and Procedural Matter

By consent of the parties, the name of occupant S.N. was removed from the tenant's application as occupant S.N. had never signed the tenancy agreement. This amendment was made in accordance with section 64(3) of the *Act*.

Settlement Agreement

During the hearing, the parties agreed to settle all matters related to this tenancy, on the following conditions:

1. The landlord agrees to pay the tenant **\$398.00** comprised of \$345.00 due to a rent increase issue, plus the \$50.00 filing fee.

2. The landlord agrees to pay the tenant as per #1 above by **February 2, 2016** by Interac E-Transfer.
3. The tenant is granted a monetary order pursuant to section 67 of the *Act* in the amount of \$398.00 which will have no force or effect if the landlord pays the tenant in accordance with #1 and #2 above.
4. The tenant agrees to withdraw his application in full as part of this mutually settled agreement.
5. Both parties agree that this mutually settled agreement represents a full and final settlement of all matters related to this tenancy.

This settlement agreement was reached in accordance with section 63 of the *Residential Tenancy Act*.

Conclusion

I order the parties to comply with the terms of their settled agreement.

The tenant has been granted a monetary order pursuant to section 67 of the *Act* in the amount of \$398.00 which will be of no force or effect if the amount owing has been paid as described above. If the landlord does not pay the amount as described above, this order must be served on the landlord and may be filed in the Provincial Court (Small Claims) and enforced as an order of that court.

This decision is final and binding on the parties, unless otherwise provided under the *Act*, 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: January 29, 2016

Residential Tenancy Branch

