



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MT, CNR

Introduction

This hearing convened as a result of a Tenant's Application for Dispute Resolution wherein the Tenant requested an Order canceling a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities issued February 3, 2016 as well as an Order requesting more time to dispute the notice pursuant to section 66.

Both parties appeared at the hearing. The Tenant was assisted by an advocate, S.M. The hearing process was explained and the participants were asked if they had any questions. Both parties provided affirmed testimony and were provided the opportunity to present their evidence orally and in written and documentary form and make submissions to me.

During the hearing the parties reached a mutual agreement. Pursuant to section 63 of the *Residential Tenancy Act* and *Residential Tenancy Rules of Procedure Rule 8.4* I record the parties' agreement in this my Decision and resulting Order.

Settlement

The terms of the parties settlement is as follows:

1. The 10 Day Notice to End Tenancy for Unpaid Rent or Utilities dated February 3, 2016 is cancelled.
2. The Notice of Rent Increase issued on March 9, 2016 is cancelled.
3. The tenancy shall end at 1:00 p.m. on August 31, 2016 and the Landlord shall be granted an Order of Possession effective at that time. The Landlord must serve the Order of Possession on the Tenant and may file and enforce it in the B.C. Supreme Court.

4. Should the Tenant find alternate accommodation and provide the Landlord with Notice to End the Tenancy in accordance with the *Residential Tenancy Act* before August 31, 2016 the Landlord will release the Tenant from any claim for loss of rent revenue for ending the tenancy prior to August 31, 2016.

Conclusion

The parties resolved all matters by mutual agreement in accordance with the terms set out in this Decision.

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: April 13, 2016

Residential Tenancy Branch