



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

OPL, CNL, FF

Introduction

This hearing was convened in response to cross applications.

The Landlord filed an Application for Dispute Resolution, in which the Landlord applied for an Order of Possession and to recover the fee for filing an Application for Dispute Resolution. At the outset of this hearing the Agent for the Landlord withdrew this Application for Dispute Resolution.

The Tenants filed an Application for Dispute Resolution, in which the Tenants applied to cancel a Notice to End Tenancy for Landlord's Use of Property and to recover the fee for filing an Application for Dispute Resolution.

The Tenant stated that on July 07, 2016 the Application for Dispute Resolution and the Notice of Hearing were personally served to the Landlord. The Agent for the Landlord does not dispute service of these documents.

Issue(s) to be Decided

Should the Notice to End Tenancy for Landlord's Use of Property be set aside?

Background and Evidence

At the outset of the hearing the Tenant and the Agent for the Landlord mutually agreed to settle the issues in dispute at these proceedings under the following terms:

- the Landlord will withdraw the Two Month Notice to End Tenancy that is the subject of this dispute;
- the tenancy will continue until it is ended in accordance with the *Residential Tenancy Act (Act)*; and
- the Tenants may reduce one monthly rent payment by \$100.00 in compensation for the fee paid to file an Application for Dispute Resolution.

Analysis

This matter has been settled in accordance with the aforementioned settlement agreement.

Conclusion

This matter has been resolved by mutual consent and the tenancy continues.

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 17, 2016

Residential Tenancy Branch