



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's 1 Month Notice to End Tenancy for Cause pursuant to section 47;

All named parties attended the hearing. During the hearing, the parties expressed an interest and were successful in resolving this dispute by mutual agreement.

Terms of Settlement

Pursuant to section 63 of the Act, an 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.

The parties reached an agreement to settle their dispute under the following final and binding terms:

1. The landlord agrees to withdraw the 1Month Notice to End Tenancy dated August 31, 2016.
2. The parties agree that the tenant's advocate is to arrange for a meeting to be held on or before November 30, 2016, which the tenant is required to attend, involving the tenant, the tenant's advocate, the landlord and a designated third party (a tenant advocacy group). The purpose of this meeting is to arrange for conditions of the third party's involvement as the intermediary as agreed to by the parties in the record of settlement dated January 15, 2016.

3. The parties agree the landlord will be granted an **Order of Possession** effective November 30, 2016 subject to the condition described in clause 2. The landlord agrees to not enforce this Order provided the condition described in clause 2 is met on or before November 30, 2016.

Each party confirmed that they understood the terms of the agreement. The parties agreed that these particulars comprise the full and final settlement of all aspects of this dispute.

This Decision and Settlement Agreement is final and binding on both parties.

Conclusion

The landlord's 1Month Notice to End Tenancy dated August 31, 2016 is withdrawn.

Subject to the conditions described above, I grant an Order of Possession to the landlord effective **1:00 p.m. on November 30, 2016**. Should the tenant(s) 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: October 26, 2016

Residential Tenancy Branch