



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPL, FF
CNL, OLC, MNDC, LRE, FF

Introduction

This hearing was convened by way of conference call concerning applications made by the landlord and by the tenant. The landlord has applied for an Order of Possession for landlord's use of property and to recover the filing fee from the tenant for the cost of the application. The tenant has applied for an order cancelling a notice to end the tenancy for landlord's use of property; for an order that the landlord comply with the *Act*, regulation or tenancy agreement; for a monetary order for money owed or compensation for damage or loss under the *Act*, regulation or tenancy agreement; for an order suspending or setting conditions on the landlord's right to enter the rental unit; and to recover the filing fee from the landlord.

The landlord and the tenant attended the hearing, during which the parties agreed to settle this dispute in the following terms:

1. The landlord will have an Order of Possession effective December 3, 2016 at 1:00 p.m. and the tenancy will end at that time;
2. The tenant will have a monetary order as against the landlord in the amount of \$1,028.00.

Since the parties have settled this dispute, I decline to order that either party recover the filing fees.

Conclusion

For the reasons set out, and by consent, I hereby grant an Order of Possession in favour of the landlord effective December 3, 2016 and the tenancy will end at that time.

I further grant a monetary order in favour of the tenant as against the landlord pursuant to Section 67 of the *Residential Tenancy Act* in the amount of \$1,028.00.

These orders are final and binding and may be enforced.

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: November 22, 2016

Residential Tenancy Branch