



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

### Dispute Codes:

CNL, FF

### Introduction

The tenant has applied to cancel a two month Notice to end tenancy for landlords' use of the property and to recover the filing fee cost from the landlord. A copy of the Notice was supplied as evidence.

The landlord was present at the hearing. The landlord provided affirmed testimony that that the Notice was issued on November 26, 2016.

The landlord provided affirmed testimony that the tenant has been informed and has agreed that the two month Notice to end tenancy for landlords' use of the property is withdrawn and that the tenancy will continue. The landlord stated that he realizes the family member who intended to move into the rental unit does not meet the definition of close family member.

Therefore, based on the landlords' submission and the intention of the tenant, who applied to cancel the Notice, I accept that the parties have agreed that the two month Notice ending tenancy for landlords' use of the property issued on November 26, 2016 is cancelled. I can only assume that the tenant did not attend the hearing as agreement has been reached between the parties.

### Conclusion

The two month Notice to end tenancy for landlords' use of the property issued on November 26, 2016 has been withdrawn. By the tenants' absence I accept that the tenant has agreed the Notice is cancelled and the tenancy will continue.

This decision is final and binding 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 11, 2017

---

Residential Tenancy Branch