



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION AND RECORD OF SETTLEMENT**

**Dispute Codes**      CNL FF

### **Introduction**

This hearing was convened in response to an application by the tenant filed February 01, 2017 pursuant to the *Residential Tenancy Act* (the Act) to cancel the landlord's Notice to End for Cause and recover the filing fee. The tenants and their advocate as well as the landlord and their legal counsel, attended the conference call hearing and provided testimony.

### **Background and Evidence**

Both parties agree that on February 01, 2017 the tenant received a 1 Month Notice to End Tenancy for Cause.

**Section 63** of the *Residential Tenancy Act* provides that the parties may attempt to settle their dispute during a hearing. Pursuant to this provision, discussion between the parties during the hearing led to a resolution. Specifically, it was agreed as follows;

1. Both parties agree that **the tenancy will end** and the tenant will vacate by no later than on **APRIL 15, 2017** and the landlord will be provided an Order of Possession effective the agreed date.

So as to perfect this agreement the landlord is given an **Order of Possession** to reflect condition #1 of this agreement. The tenant must be served the Order. If necessary, this Order may be filed in the Supreme Court and enforced as an Order of that Court.

As the parties mutually resolved their dispute I decline to consider the tenant's request for the filing fee.

These particulars comprise the **full and final settlement** of all aspects of this dispute for both parties. Both parties testified at the hearing that they understood and agreed to the above terms. Both parties testified that they understood and agreed the above

terms settle all aspects of the dispute and are **final and binding on both parties** and that any Order is enforceable.

### **Conclusion**

The parties settled all aspects of their dispute in the above terms.

**This Decision and Settlement are final and binding on both parties.**

*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: March 06, 2017

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Residential Tenancy Branch

