



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

The Application for Dispute Resolution filed by the Tenants seeks an order to cancel the one month Notice to End Tenancy dated January 28, 2017

A hearing was conducted by conference call in the presence of both parties. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached. All of the evidence was carefully considered.

Both parties were given a full opportunity to present evidence and make submissions. Neither party requested an adjournment or a Summons to Testify. Prior to concluding the hearing both parties acknowledged they had presented all of the relevant evidence that they wished to present.

I find that the one month Notice to End Tenancy was personally served on the Tenant on January 31, 2017. Further I find that the Application for Dispute Resolution/Notice of Hearing was served on the landlord by mailing by registered mail. With respect to each of the applicant's claims I find as follows:

Issue(s) to be Decided

The issue to be decided is whether the tenant is entitled to an order cancelling the Notice to End Tenancy dated January 28m 2017?

Background and Evidence

The tenancy began on January 15, 2016. The tenancy agreement provided that the tenant(s) would pay rent of \$2200 per month payable in advance on the first day of each month. The tenant(s) paid a security deposit of \$1100 at the start of the tenancy.

Settlement::

The parties reached a settlement and they asked that I record the settlement pursuant to section 63(2) of the Residential Tenancy Act as follows:

- a. The parties mutually agree to end the tenancy on April 15, 2017.
- b. The parties request that the arbitrator issue an Order of Possession for April 15, 2017.

As a result of the settlement I order that the tenancy shall end on the April 15, 2017.

Order for Possession:

I granted the landlord an Order for Possession effective April 15, 2017.

The tenant must be served with this Order as soon as possible. Should the tenant fail to comply with this Order, the landlord may register the Order with the Supreme Court of British Columbia for enforcement.

This decision is final and binding on the 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

Residential Tenancy Branch