



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This hearing dealt with the tenant's Application for Dispute Resolution (the "Application") under the Residential Tenancy Act (the "Act") for cancellation of the landlord's One Month Notice dated February 20, 2017.

The landlord's agent (the "Landlord") appeared at the teleconference hearing and gave affirmed testimony. The tenant also appeared at the teleconference hearing and gave affirmed testimony. The tenant appeared with an advocate. During the hearing the landlord and tenant were given a full opportunity to be heard, to present sworn testimony and make submissions.

Preliminary and Procedural Matters

The landlord's agent indicated that the respondent's name was spelled incorrectly on the tenant's application. The landlord's agent provided the correct spelling of the respondent's first and last name. Therefore, I amend the tenant's application to reflect the correct spelling of the respondent's full name as shown in the style of cause.

Settlement

Pursuant to section 63 of the *Act*, the 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. During the hearing, the parties discussed the issues between them, engaged in a conversation, turned their minds to compromise and achieved a resolution of their dispute.

During the course of the hearing, the parties reached an agreement to settle this matter, on the following conditions:

1. The landlord agrees to withdraw the One Month Notice dated February 20, 2017 and the tenancy will continue in accordance with the *Act*; and

2. The parties agree that this settlement agreement constitutes a final and binding resolution of the tenant's application at this hearing.

These particulars comprise the full and final settlement of all aspects of this dispute for all the parties. The parties confirmed at the end of the hearing that this agreement was made on a voluntary basis and the parties understood the nature of this full and final settlement of all matters.

Conclusion

I order the landlord to comply with the terms of their settlement agreement described above.

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 30, 2017

Residential Tenancy Branch