



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNR

### Introduction

This hearing dealt with the tenants' Application for Dispute Resolution (the "Application") under the Residential Tenancy Act (the "Act") for:

- cancellation of the landlord's 10 Day Notice To End Tenancy for Unpaid Rent or Utilities (the "10 Day Notice").

The landlord and tenant S.E. appeared at the teleconference hearing and gave affirmed testimony. Tenant S.E. appeared as agent for tenant B.S. (collectively the "Tenants"). During the hearing the landlord and tenant S.E were given a full opportunity to be heard, to present sworn testimony and make submissions.

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 10 Day Notice dated March 11, 2017.
2. The tenants will vacate the rental unit by 1:00 p.m. on April 22, 2017.
3. The parties agree that the landlord will be granted an order of possession effective April 22, 2017 at 1:00 p.m.
4. The parties agree that this settlement agreement constitutes a final and binding resolution of the tenants' Application at this hearing.

The parties confirmed at the end of the hearing that this agreement was made on a voluntary basis and that the parties understood the nature of this full and final settlement of this matter.

Conclusion

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

Pursuant to section 55, I grant an Order of Possession to the landlord **effective April 22, 2017 at 1:00 p.m.**, subject to the tenants being served with this Order. Should the tenants fail to comply with this Order, this Order may be filed and enforced as an Order of the Supreme Court of British Columbia.

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: April 19, 2017

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Residential Tenancy Branch