



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION AND RECORD OF SETTLEMENT

### Dispute Codes

CNC

### Introduction

This hearing was convened in response to an application by the tenant filed April 19, 2017 pursuant to the *Residential Tenancy Act* (the Act) to cancel the landlord's Notice to End for Cause dated April 10, 2017. The tenant and the landlord attended the conference call hearing and provided testimony.

### Background and Evidence

Both parties agree the tenant received a 1 Month Notice to End Tenancy for Cause with an effective date of May 31, 2017.

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

1. That **the tenancy will end** and the tenant will vacate by no later than **November 30, 2017** and the landlord is provided an Order of Possession effective the agreed date.
2. That the tenant is seeking new appropriate accommodation with a view to vacating the rental unit sooner than the agreed tenancy end date. In which case, the tenant will provide the landlord with notice to vacate, and the tenancy will end.

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.

The parties confirmed this agreement was made on a voluntary basis and that the parties understood the nature of this settlement agreement. Both parties testified they

understood and agreed to the above terms. Both parties confirmed these particulars comprise the **full and final settlement** of all aspects of this dispute and that any Order is enforceable.

**Conclusion**

The parties settled their dispute in the above terms.

**This Decision and Settlement are final and binding.**

*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: May 23, 2017

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Residential Tenancy Branch