



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

RECORD OF SETTLEMENT

Dispute Codes

CNL OLC FF

Introduction

This hearing was convened in response to an application by the tenant seeking Orders under the *Residential Tenancy Act* (the Act). The tenant and the landlord agent(s) attended the conference call hearing and provided testimony.

Background and Evidence

Section 63 of the *Residential Tenancy Act* provides that the parties may attempt to settle their dispute(s) during a hearing. Pursuant to this provision, discussion between the parties during the hearing led to a settlement agreement as follows. Specifically:

1. The parties agree the tenancy will end **May 31, 2017 at 5:00 p.m.**
2. The parties agree the tenant will **not pay any rent for May 2017** pursuant to Section 51 of the Act regarding a Section 49 Notice.
3. The parties agree that on the last day of the tenancy the landlord will provide the tenant with payment in the amount of **\$1000.00** in full satisfaction of this matter.
4. The parties acknowledged the tenant's security deposit, held in trust by the landlord, will be administered at the end of the tenancy in accordance with the Act.

So as to perfect this agreement,

The tenant is given a **Monetary Order** under Section 67 of the Act in the amount of **\$1000.00**. If the landlord does not pay the tenant the agreed amount, the tenant may serve the Order on the landlord. **I Order** that *if the landlord satisfies*

the agreed amount this Order becomes null and of no effect. If necessary, the Order may be filed in Small Claims Court and enforced as an Order of that court.

and,

The landlord is given an **Order of Possession** to reflect condition #1 of this agreement, effective May 31, 2017 at 5:00 p.m. 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.

These particulars comprise the **full and final settlement** of all aspects of the tenant's application. Both parties testified they understood and agreed to the above terms. The parties confirmed this agreement was made on a voluntary basis and that the parties understood the nature of this full and final settlement of all matters.

The full text of the Act, and other resources, can be accessed via the Residential Tenancy Branch website: www.gov.bc.ca/landlordtenant.

Conclusion

The parties settled all aspects of the tenant's application 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 24, 2017

Residential Tenancy Branch