



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding ISLAND COMMUNITY MENTAL HEALTH
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNL

Introduction

This hearing was scheduled to deal with a tenant's application to cancel a 2 Month Notice to End Tenancy for Landlord's Use of Property. Both parties appeared or were represented at the hearing and were provided the opportunity to make relevant submissions, in writing and orally pursuant to the Rules of Procedure, and to respond to the submissions of the other party.

At the outset of the hearing I informed the parties that I did not have a copy of the subject Notice to End Tenancy or any supporting documents or evidence from either party in the file before me. Both parties confirmed that they had not submitted any supporting documents or evidence. Accordingly, the hearing proceeded based on verbal testimony only.

After both parties had an opportunity to be heard, I explored resolution of this dispute by way of a mutual agreement. Both parties turned their minds to reaching a mutual agreement and I was able to facilitate such an agreement. I have recorded the mutual agreement by way of this decision and the Order of Possession that accompanies it.

Issue(s) to be Decided

What are the terms of the mutual agreement?

Background and Evidence

The parties mutually agreed upon the following terms in resolution of this matter:

1. The tenancy shall continue until 3:00 p.m. on June 30, 2017 at which time the tenant will return vacant possession of the rental unit to the landlord.
2. The tenant remains obligated to ensure rent is paid for the month of June 2017.

3. The landlord will provide a letter for the tenant's use confirming the relevant dates of this tenancy and that payment of rent has been made in full and on time. The landlord is to email this letter to the tenant's advocate by Friday, May 26, 2017.

Analysis

Pursuant to section 63 of the Act, I have the authority to assist parties in reaching a settlement agreement during the hearing and to record the agreement in the form of a decision or order.

I have accepted and recorded the mutual agreement reached by the parties during this hearing and I make the terms an Order to be binding upon both parties.

In recognition of the mutual agreement, I provide the landlord with an Order of Possession that is effective at 3:00 p.m. on June 30, 2017 to serve and enforce upon the tenant as necessary and appropriate.

Conclusion

The parties reached a mutual agreement in resolution of this dispute. I have recorded the terms of the mutual agreement in this decision. I have also provided the landlord with an Order of Possession effective at 3:00 p.m. on June 30, 2017 in recognition of the mutual agreement.

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