



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNL O

### Introduction

This hearing was convened as a result of the tenant's application for dispute resolution under the *Residential Tenancy Act* (the "Act"). The tenant applied to cancel a 2 Month Notice to End Tenancy for Landlord's Use of Property (the "2 Month Notice").

The tenant and the landlord attended the teleconference hearing. The parties gave affirmed testimony, were provided the opportunity to present their evidence orally and in documentary form prior to the hearing, and make submissions to me.

Neither party raised any concerns regarding the service of documentary evidence.

### Settlement Agreement

During the hearing, the parties agreed to settle this matter, on the following conditions:

1. The parties agree that the tenancy will end on **July 8, 2017 at 1:00 p.m.**
2. The landlord is granted an order of possession effective **July 8, 2017 at 1:00 p.m.**
3. The tenant withdraws his application in full as part of this mutually settled agreement and accepts the 2 Month Notice from the landlord.
4. The landlord agrees to waive rent from July 1-8, 2017 inclusive.
5. The landlord understands that June 2017 rent of \$1,812.12 must be returned to the tenant as compensation for issuing a 2 Month Notice.
6. The tenant waives the filing fee for their Application.

This settlement agreement was reached in accordance with section 63 of the *Act*.

Furthermore, the parties agreed that this agreement was made on a voluntary basis and that the parties understood the nature of the settlement agreement was full, final and binding on the parties regarding the matter before the undersigned arbitrator.

Conclusion

I order the parties to comply with the terms of their mutually settled agreement described above pursuant to section 63 of the *Act*.

The landlord has been granted an order of possession effective July 8, 2017 at 1:00 p.m. This order must be served on the tenant and may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

This decision is final and binding on the parties, unless otherwise provided under the *Act*, and 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: June 8, 2017

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Residential Tenancy Branch