



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Oliver Kiwanis Housing Society  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNC, OPC

### Introduction

This hearing was convened in response to an application by the Tenant to cancel a notice to end tenancy pursuant to section 47 of the *Residential Tenancy Act* (the “Act”) and an application by the Landlord for an order of possession pursuant to section 55 of the Act.

Both Parties attended the conference call hearing. During the Hearing the Parties reached a settlement agreement. 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.

### Agreed Facts

The tenancy began November 2013. Rent of \$167.00 is payable in advance on the first day of each month. On May 30, 2017 the Landlord served the Tenant with a one month notice to end tenancy for cause. The Tenant disputes the validity of the Notice.

### Settlement Agreement

**The Parties mutually agree as follows:**

- 1. The tenancy will end and the Tenant will move out of the unit no later than 1:00 p.m. on August 31, 2017;**
- 2. No rent is payable after the tenancy ends; and**

**3. These terms comprise the full and final settlement of all aspects of this dispute for both Parties.**

Section 63 of the Act provides that if the parties settle their dispute during dispute resolution proceedings, the settlement may be recorded in the form of a decision or order. Given the mutual agreement reached during the Hearing, I find that the Parties have settled their dispute as recorded above and in order to give effect to the agreement I grant the Landlord an order of possession effective 1:00 p.m. on August 31, 2017.

Conclusion

The Parties have settled the dispute.

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: August 14, 2017

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Residential Tenancy Branch