Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes   CNC

Introduction

This hearing was convened in response to an application by the Tenant pursuant to section 47 of the *Residential Tenancy Act* (the "Act") for an Order cancelling a notice to end tenancy.

Both Parties attended the conference call hearing. At the outset, both Parties indicated their desire to reach an agreement to resolve the dispute and during the Hearing did reach 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 the full and final settlement of this matter.

Background

The tenancy began on May 1, 2016. Rent of $1,320.00 is payable on the first day of each month. The Landlord served the Tenant with a one month notice to end tenancy for cause dated July 14, 2017. The Tenant paid the full rent for October 2017.

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 October 31, 2017; and**
2. **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. To give effect to the agreement I grant the Landlord an order of possession effective 1:00 p.m. on October 31, 2017.

Conclusion

The Parties have settled the dispute.

I grant an Order of Possession to the Landlord effective 1:00 p.m. on October 31, 2017.

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: October 04, 2017

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Residential Tenancy Branch