



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 0947638 BC Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC CNR

Introduction

This hearing was convened as a result of the Tenant's Application for Dispute Resolution. A participatory hearing, via teleconference, was held on October 26, 2017. The Tenant applied for the following relief, pursuant to the *Residential Tenancy Act* (the "Act"):

- more time to make an application to cancel the Notice to End Tenancy;
- cancellation of the landlord's 10 Day Notices to End Tenancy for Unpaid Rent (the 10 Day Notices) pursuant to section 46; and,
- cancellation of the landlord's 1 Month Notices to End Tenancy for Cause (the 1 Month Notices) pursuant to section 47.

The Landlord and the Tenant both attended the hearing and provided affirmed testimony.

Settlement Agreement

During the hearing, the Tenant indicated that she was interested in moving out of the rental unit. The parties came to a mutual agreement as set out below and the Tenant withdrew her application. Section 63 of the Act allows me to assist the parties to reach an agreement and provide the supporting Orders.

Both parties agreed on the following terms:

- the Tenant will move out by 1:00 pm on November 30, 2017

- the Landlord is entitled to an order of possession effective November 30, 2017, and it is open to the Landlord to enforce this order, should the Tenant fail to move out.

I order that the landlord may serve and enforce the Order of Possession if the tenant fails to move out by **November 30, 2017 at 1:00 pm**.

Conclusion

In support of the agreement described above, the landlord is granted an order of possession effective **November 30, 2017 at 1:00 pm**, which the Landlord may serve and enforce if the tenant fails to move out as agreed. This order must be served on the tenant. If the tenant fails to comply with this order the landlord may file the order with the Supreme Court of British Columbia and be enforced as an order of that Court.

This Order **must** be read in conjunction with the above mutual settlement agreement and the Landlord **must not** seek to enforce this Order on the Tenant, unless the Tenant fails to move out as agreed upon above.

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 26, 2017

Residential Tenancy Branch