



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION AND RECORD OF SETTLEMENT

Dispute Codes

ET, FF

Introduction

This hearing was convened in response to an application by the landlord filed September 08, 2017 for an early end to the tenancy and obtain an Order of Possession and recover their filing fee. Both parties attended the conference call hearing and provided their testimony. The tenant acknowledged receipt of the landlord's document evidence and had benefit of assistance in this matter. The landlord provided a witness to which the tenant had opportunity to respond.

Background and Evidence

Section 63 of the *Residential Tenancy Act* provides that the parties may attempt to settle their dispute during a hearing. Pursuant to this provision, some discussion between the parties during the hearing led to a resolution. Specifically, it was agreed by the parties and they confirmed to me as follows;

1. Both parties agree that **the tenancy will end** and the tenant will vacate by no later than on **January 31, 2018** and the landlord will receive an **Order of Possession** effective and enforceable no sooner than the agreed date.

It should be noted that if the tenant determines to vacate sooner they must advise the landlord as soon as possible.

So as to perfect this agreement the landlord is given an **Order of Possession** to reflect the agreed conditions of #1 of this agreement. If necessary, this Order may be filed in the Supreme Court and enforced as an Order of that Court.

As the parties mutually resolved their dispute I decline to grant recovery of the filing fee.

These particulars comprise the **full and final settlement** of all aspects of this dispute. Both parties testified in the hearing that they understood and agreed to the above terms. Both parties testified that they understood and agreed the above terms settle all aspects of this dispute and are final and binding on both parties and that any Order is enforceable.

Conclusion

The parties settled their dispute in the above terms.

This Decision and Settlement are final and binding.

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 24, 2017

Residential Tenancy Branch