



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPB FF

Introduction

This hearing was convened as a result of the Landlord's Application for Dispute Resolution, made on October 10, 2017. The Landlord applied for the following relief, pursuant to the *Residential Tenancy Act* (the "Act"):

- an order of possession based on a mutual agreement to end the tenancy; and
- an order granting recovery of the filing fee.

The Landlord was represented at the hearing by H.C., legal counsel. The Tenants were represented at the hearing by J.S., legal counsel.

Settlement

At the outset of the hearing, H.C. and J.S. advised the parties had entered into a written settlement agreement. The settlement agreement was not submitted into evidence. However, H.C. and J.S. confirmed the settlement agreement included the parties' agreement that the tenancy will end on January 31, 2018, at 11:59 p.m., and that the Tenants will vacate the rental property by January 31, 2018, at 11:59 p.m.

Further, H.C. and J.S. agreed the Landlord was entitled to an order of possession. Accordingly, I grant the Landlord an order of possession, which will be effective January 31, 2018, at 11:59 p.m.

As the dispute was resolved through negotiation, I decline to grant recovery of the filing fee to the Landlord.

Conclusion

In support of the written settlement agreement made between the parties, and at the request of H.C. and J.S., I grant the Landlord an order of possession, which will be effective January 31, 2018, at 11:59 p.m. The order may be filed in and enforced as an order of the Supreme Court of British Columbia.

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: December 22, 2017

Residential Tenancy Branch