



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes: CNC

### **Introduction:**

The Application for Dispute Resolution filed by the Tenant seeks an order to cancel a one month Notice to End Tenancy dated December 15, 2017 and setting the end of tenancy for January 15, 2018.

A hearing was conducted by conference call in the presence of both parties. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached.

I find that the Notice to End Tenancy was served on the Tenant by posting on December 15, 2017. Further I find that the Application for Dispute Resolution/Notice of Hearing was served on the landlord by mailing, by registered mail to where the landlord resides on December 22, 2017.

### **Issues to be Decided:**

The issue to be decided is whether the tenant is entitled to an order cancelling the one month Notice to End Tenancy dated December 15, 2017?

### **Background and Evidence:**

The tenancy began on October 1, 2017. The tenancy agreement provided that the tenant(s) would pay rent of \$530 per month payable in advance on the first day of each month. The tenant(s) paid a security deposit of \$250 at the start of the tenancy.

### **Settlement:**

At the start of the hearing the parties reached a settlement and they asked that I record the settlement pursuant to section 63(2) of the Residential Tenancy Act as follows:

- a. The parties mutually agree to end the tenancy on April 30, 2018.
- b. The parties request the arbitrator issue an Order of Possession for April 30, 2018.

### **Order for Possession:**

As a result of the settlement I issued an Order of Possession for April 30, 2018.

The tenant must be served with this Order as soon as possible. Should the tenant fail to comply with this Order, the landlord may register the Order with the Supreme Court of British Columbia for enforcement.

**This settlement and order is final and binding on the parties.**

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: February 08, 2018

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Residential Tenancy Branch