



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION AND RECORD OF SETTLEMENT

Dispute Codes CNR ERP RP OLC FF

Introduction

This hearing was convened in response to an application by the tenant filed August 11, 2018 to cancel the landlord's Notice to End, for emergency repairs and recover their filing fee. Both parties attended the conference call.

Background and Evidence

At the outset of the hearing the tenant notified the proceeding they no longer reside in the rental unit and are actively in the process of moving all of their possessions from the rental unit.

Section 63 of the *Residential Tenancy Act* provides that the parties may attempt to settle their dispute during a hearing. Pursuant to this provision, discussion between the parties during the hearing led to a resolution. Specifically, both parties agreed as follows;

1. that **the tenancy will end** and the tenant will vacate by no later than on **October 07, 2018**.
2. that the landlord will receive an **Order of Possession** effective the agreed date of October 07, 2018.

So as to perfect this agreement the landlord will be given an **Order of Possession** to reflect condition #1 of this agreement. The tenant must be served with this Order. If necessary, this Order may be filed in the Supreme Court and enforced as an Order of that Court.

These particulars comprise the **full and final settlement** of all aspects of this dispute for both parties. Both parties testified at the hearing that they understood and agreed to

the above terms. Both parties testified that they understood and agreed that 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 all aspects of 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 01, 2018

Residential Tenancy Branch