



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL O

Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's Two Month Notice to End Tenancy for Landlord's Use of Property (the Two Month Notice) pursuant to section 49;
- an "other" remedy.

All named parties attended the hearing. During the hearing, the parties expressed an interest and were successful in resolving this dispute by mutual agreement.

Terms of Settlement

Pursuant to section 63 of the Act, an arbitrator may assist the parties to settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order.

The parties reached an agreement to settle their dispute under the following final and binding terms:

1. The parties agreed to amend this application to include trailer #2 in the rental unit address. Both trailer#1 and trailer #2 on the property are rented by the tenant.
2. The tenant and landlord agree **that the tenancy for both trailer #1 and trailer #2 will end no later than 1:00 p.m. on May 1, 2019**, and, the landlord will be granted an **Order of Possession**.
3. The landlord agrees to not enforce the attached Order of Possession until May 1, 2019 on the following conditions:
 - i. The tenant pays the April 2019 rent for trailer #1 in the amount of \$450.00 on or before March 20, 2019.

- ii. The tenant pays the April 2019 rent for trailer #2 in the amount of \$500.00 on or before April 24, 2019.

If the tenant fails to comply with any of the above conditions, the landlord may enforce the attached order of possession effective **two days after service of the Order** on the tenant.

4. The landlord agrees to withdraw the 10 Day Notice to End Tenancy dated February 1, 2019.
5. The tenant agrees to remove all his property and/or any garbage from the rental property on or before May 1, 2019.

Each party confirmed that this agreement was reached voluntarily and that they understood the terms of the agreement. The parties agreed that these particulars comprise the full and final settlement of all aspects of this dispute.

This Decision and Settlement Agreement is final and binding on both parties.

Conclusion

Subject to the conditions described above, I grant an Order of Possession to the landlord effective **two days after service of the Order** on the tenant. Should the tenant fail to comply with this Order, this Order may be filed 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: March 19, 2019

Residential Tenancy Branch