



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FFT

Introduction

This hearing was convened as a result of the tenants' Application for Dispute Resolution ("application") seeking remedy under the *Residential Tenancy Act* ("Act"). The tenants applied to cancel a 1 Month Notice to End Tenancy for Cause dated April 1, 2019 ("1 Month Notice") and to recover the cost of the filing fee.

The tenants and the landlords attended the teleconference hearing. The parties gave affirmed testimony, were provided the opportunity to present their evidence orally and in documentary form prior to the hearing, and make submissions to me. The parties were offered the opportunity to ask questions during the hearing.

Neither party raised any concerns regarding the service of documentary evidence.

Preliminary and Procedural Matter

The parties confirmed their email addresses at the outset of the hearing. The parties also confirmed their understanding that the decision would be emailed to both parties and that the order of possession would be sent by email to the landlords only for service on the tenants.

Settlement Agreement

During the hearing, the parties agreed to settle these matters, on the following conditions:

1. The parties agree that the tenancy will end by mutual agreement on **June 30, 2019 at 3:00 p.m.**

2. The landlords are granted an order of possession effective June 30, 2019 at 3:00 p.m., which must be served on the tenants.
3. The parties agree to withdraw the 1 Month Notice and this application in full as part of this mutually settled agreement.
4. The landlords agree to repair the outside water supply to the hose bib as soon as possible.
5. The landlords agree to mow the lawn as soon as possible.

This settlement agreement was reached in accordance with section 63 of the *Act*. The parties confirmed their understanding and agreement that this mutually settled agreement was made on a voluntary basis and that the parties understood the final and binding nature of their settlement agreement and that it was enforceable.

Conclusion

I order the parties to comply with the terms of their mutually settled agreement described above as per section 63 of the *Act*.

The tenancy shall end on June 30, 2019 at 3:00 p.m. The landlords have been granted an order of possession, which will be served as noted above. This order must be served on the tenants and may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

The decision will be emailed to both parties.

The order of possession will be emailed to the landlords for service on the tenants.

This decision is final and binding on the parties, unless otherwise provided under the *Act*, and 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: May 17, 2019

Residential Tenancy Branch