



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

OPC, FFL

Introduction

The hearing was convened in response to an Application for Dispute Resolution, in which the Landlord applied for an Order of Possession for Cause and to recover the fee for filing this Application for Dispute Resolution.

The Agent for the Landlord stated that on June 15, 2019 the Dispute Resolution Package and evidence the Landlord submitted to the Residential Tenancy Branch on June 05, 2019 were sent to the Tenant, via registered mail. The Tenant acknowledged receipt of these documents and the evidence was accepted as evidence for these proceedings.

Each party affirmed that they would provide the truth, the whole truth, and nothing but the truth at these proceedings.

Issue(s) to be Decided

Is the Landlord is entitled to an Order of Possession?

Background and Evidence

Prior to discussing the merits of the One Month Notice to End Tenancy for Cause that is the subject of this dispute, the Agent for the Landlord and the Tenant mutually agreed to settle all issues in dispute at these proceedings under the following terms;

- the tenancy will end, by mutual consent, on July 31, 2019; and
- the Landlord will receive an Order of Possession which requires the Tenant to vacate the unit by July 31, 2019.

This settlement agreement was summarized for the parties on at least two occasions and both parties in clearly indicated that they agreed to resolve this dispute under these terms.

The Agent for the Landlord and the Tenant each acknowledged that they understand they were not required to enter into this agreement and that they understood the agreement was final and binding.

Analysis

I find that all issues in dispute at these proceedings have been settled in accordance with the terms of the aforementioned settlement agreement.

Conclusion

On the basis of the aforementioned settlement agreement, I grant the Landlord an Order of Possession that is effective at 1:00 p.m. on July 31, 2019. This Order may be served on the Tenant, filed with the Supreme Court of British Columbia, and enforced as an Order of that Court.

This settlement agreement is recorded on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.

Dated: July 23, 2019

Residential Tenancy Branch