



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION AND RECORD OF SETTLEMENT**

### **Dispute Codes**

CNC FF

### **Introduction**

This hearing was convened in response to an application by the tenant pursuant to the *Residential Tenancy Act* (the “Act”) to cancel a One Month Notice to End for Cause and recover the filing fee. Both parties attended the hearing and provided testimony. The landlord confirmed receiving the Notice of Dispute Resolution Proceeding and the tenant’s application. The parties confirmed exchanging evidence with the other.

The *style of cause* (this action) has been altered, removing the name of the tenant’s 2 year old child (BJ) as a party to this proceeding.

This tenancy began April 01, 2019. The tenant received a One Month Notice to End for Cause on May 26, 2019 with an effective date of June 30, 2019.

At the outset and during the course of the hearing the parties briefly discussed their dispute and agreed to settle this dispute to the satisfaction of both parties.

**Section 63** of the *Residential Tenancy Act* provides that the parties may attempt to settle their dispute during a hearing and an Arbitrator may record their settlement as a Decision and Order. Pursuant to this provision, some discussion between the parties led to resolution respecting the dispute of this matter. As a result the parties confirmed to me that **they both agreed as follows;**

- 1. The tenancy will end August 31, 2019** and the landlord will receive an **Order of Possession** effective the agreed date.

Both parties testified in the hearing confirming to me that they understood and agreed to the above, and that the settlement particulars comprise the full and final settlement of this matter and the status of the tenancy.

So as to perfect this settlement agreement,

The landlord is given an **Order of Possession**, effective **August 31, 2019**. The tenant must be served with this Order. If the tenant fails to comply with the Order, the Order may be filed in the Supreme Court of British Columbia and enforced as an Order of that Court.

As the parties settled this matter I decline to grant the tenant the filing fee.

### **Conclusion**

The parties settled their dispute in the above terms.

**This Decision and Settlement agreement 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: July 23, 2019

---

Residential Tenancy Branch