



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL

This hearing was convened in response to an application by the Tenants to cancel a notice to end tenancy for landlord's use (the "Notice") pursuant to section 49 of the *Residential Tenancy Act* (the "Act").

The Landlords and Tenant were each given full opportunity under oath to be heard, to present evidence and to make submissions. The Parties confirmed that the Tenant has moved out of the unit and that the Landlord has moved into the unit. As the Tenant's application to cancel the Notice is predicated on the Tenant's desire to continue a tenancy, as the Tenant moved out of the unit and as the Landlord is in possession of the unit the Notice can no longer be in dispute and the Landlord does not require an order of possession.

The Tenant's application is dismissed. This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the Act.

Dated: October 15, 2019

Residential Tenancy Branch