



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding DOGWOOD HOLDINGS SOCIETIES  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNC

### Introduction

This hearing was scheduled to deal with a tenant's application to cancel a *1 Month Notice to End Tenancy for Cause* dated August 26, 2019. Both parties appeared or were represented at the hearing and had the opportunity to make relevant submissions and to respond to the submissions of the other party pursuant to the Rules of Procedure.

At the outset of the hearing, I confirmed that the parties had exchanged their respective hearing documents and evidence upon each other, and I admitted their documents into evidence. I explained the hearing process to the parties and permitted the parties the opportunity to ask questions.

After both parties had an opportunity to be heard, the parties turned their minds to resolving this matter by way of a mutual agreement. I have recorded their mutual agreement by way of this decision and the order that accompanies it.

### Issue(s) to be Decided

What are the terms of the mutual agreement?

### Background and Evidence

During the hearing, the parties mutually agreed upon the following terms in resolution of this matter:

1. The tenancy shall continue at this time but the tenancy shall end no later than 1:00 p.m. on August 31, 2020 and the tenants shall vacate the rental unit no later than that date.
2. In the time that remains in this tenancy, the landlord may offer a different rental unit located at another location it manages to the tenants for them to consider moving to.
3. The tenants may end the tenancy at any time before August 31, 2020 without giving the landlord a full month's advance notice and the landlord shall not hold the tenants liable for loss of rent due to short notice.
4. In the time that remains in this tenancy, should the landlord receive complaints from other tenants concerning the actions or conduct of the tenants, or any occupant of the rental unit, or any guest of the tenants, the landlord shall approach the tenants with a view to remedying the situation.

### Analysis

Pursuant to section 63 of the Act, I have the authority to assist parties in reaching a settlement agreement during the hearing and to record the agreement in the form of a decision or order.

I have accepted and recorded the mutual agreement reached by the parties during this hearing and I make the term(s) an Order to be binding upon both parties.

In recognition of the mutual agreement, I provide the landlord with an Order of Possession effective at 1:00 p.m. on August 31, 2020.

### Conclusion

The parties resolved this matter by way of a mutual agreement reached during the hearing that I have recorded in this decision. In recognition of the mutual agreement, I provide the landlord with an Order of Possession effective at 1:00 p.m. on August 31, 2020 to serve and enforce as necessary.

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: November 14, 2019

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Residential Tenancy Branch