



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNC

### Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's One Month Notice to End Tenancy for Cause (the One Month Notice) pursuant to section 47.

All named parties attended the hearing. During the hearing, the parties expressed an interest and were successful in resolving this dispute by mutual agreement.

### Terms of Settlement

Pursuant to section 63 of the Act, an arbitrator may assist the parties to settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order.

The parties reached an agreement to settle their dispute under the following final and binding terms:

1. The landlord agrees to withdraw the One Month Notice to End Tenancy dated August 23, 2019.
2. The tenant and landlord reached a mutual agreement to **end this tenancy** *no later than 1:00 p.m. on April 30, 2020*, and, the landlord will be granted an **Order of Possession** effective this date.
3. The tenant agrees that effective December 1, 2019 the monthly rent payable will be \$1100.00.

4. The tenant agrees there will be absolutely no smoking in the rental unit or on the balcony.

Each party confirmed that this agreement was reached voluntarily and that they understood the terms of the agreement. The parties agreed that these particulars comprise the full and final settlement of all aspects of this dispute.

**This Decision and Settlement Agreement is final and binding on both parties.**

Conclusion

The landlord's One Month Notice dated August 23, 2019 is withdrawn.

As per the party's mutual agreement to end this tenancy, I grant an Order of Possession to the landlord effective **1:00 p.m. on April 30, 2020**. Should the tenant fail to comply with this Order, this Order may be filed and enforced as an Order of the Supreme Court of British Columbia.

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 05, 2019

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Residential Tenancy Branch