



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPL

Introduction

This hearing dealt with an application by the landlord pursuant to the *Residential Tenancy Act*, for an order of possession.

Both parties attended the hearing and were given full opportunity to present evidence and make submissions. The tenant acknowledged receipt of evidence submitted by the landlord. Both parties gave affirmed testimony.

Issues to be decided

Is the landlord entitled to an order of possession?

Background and Evidence

The background facts are generally undisputed. The parties attended a hearing on October 30, 2019. During that hearing the parties came to an agreement. The tenant agreed to move out by 1:00pm on December 31, 2019. The landlord agreed to allow the tenancy to continue until this date. An order of possession was not issued to the landlord.

On November 21, 2019, the landlord made this application for the purpose of obtaining an order of possession.

Analysis

Based on the testimony of both parties, I find that they came to a mutual agreement to end this tenancy by 1:00 pm on December 31, 2019.

Under the provisions of section 55, I issue an order of to the landlord effective by 1:00 pm on December 31, 2019. Should the tenant fail 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.

Conclusion

I grant the landlord an order of possession effective by **1:00 pm on December 31, 2019.**

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: December 19, 2019

Residential Tenancy Branch