



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FF

Introduction

This hearing was convened in response to an application by the Tenant for an order cancelling a notice to end tenancy pursuant to section 47 of the *Residential Tenancy Act* (the “Act”) and for an order to recover the filing fee pursuant to section 72 of the Act.

Both Parties attended the conference call hearing during which the Parties reached a settlement agreement for the Tenant’s claim in its application. The Parties confirmed at the end of the hearing that this agreement was made on a voluntary basis and that the Parties understood the nature of this full and final settlement of this matter.

Undisputed Facts

The tenancy started 6 years ago. Rent of \$685.00 is payable monthly. On February 28, 2020 the Landlord served the Tenant in person with a one month notice to end tenancy for cause (the “Notice”). The Notice sets out reasons for the tenancy to end and details for those reasons in the body of the Notice. A copy of that Notice was provided as evidence.

Settlement Agreement

The Parties mutually agree as follows:

- 1. The tenancy will end at 1:00 p.m. on June 30, 2020 and the Tenant will move out of the unit on or before that time and date; and**

2. These terms comprise the full and final settlement of all aspects of this dispute for both Parties.

Section 63(2) of the Act provides that if the parties settle their dispute during dispute resolution proceedings, the director may record the settlement in the form of a decision or order. Given the mutual agreement reached during the hearing, I find that the Parties have settled their dispute as recorded above. In order to give effect to this agreement I grant the Landlord an order of possession in accordance with the agreement.

Conclusion

The Parties have settled the dispute.

I grant an Order of Possession to the Landlord effective 1:00 p.m. on June 30, 2020.

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: May 08, 2020

Residential Tenancy Branch