



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC

### Introduction

This hearing was convened as the result of the tenant's application for dispute resolution under the Residential Tenancy Act (Act). The tenant applied for an order cancelling the One Month Notice to End Tenancy for Cause (Notice) issued by the landlords.

The tenant's advocate and the landlord appeared and confirmed the settlement reached prior to the hearing.

The evidence shows the parties signed a Mutual Agreement to End Tenancy document signed by the parties on July 23, 2020, in which the parties agreed in writing that the tenancy would end on November 30, 2020, at 7:00 p.m.

The documentary evidence also shows that the parties signed a separate agreement that the landlord would be issued an order of possession at the hearing on July 27, 2020 for November 30, 2020.

### **Settled Agreement**

The tenant, her advocate on the tenant's behalf, and the landlord agreed to a mutual settlement under the following terms and conditions:

1. The tenancy shall end by 7:00 p.m. on November 30, 2020;
2. The tenant agrees and understands the landlord will be issued an order of possession for the rental unit, based upon the settled agreement and Mutual Agreement to End a Tenancy, and that if the tenant fails to vacate the rental unit by 7:00 p.m., November 30, 2020, the landlord may serve the order of possession on the tenant for enforcement purposes; and

3. The parties acknowledge their understanding that this settled Decision resolves the matters contained in the tenant's application and that no finding is made on the merits of the said application for dispute resolution or the landlord's Notice.

### Conclusion

The tenant and the landlords have reached a settled agreement of the tenant's application.

Based upon the settled agreement as outlined above, I provide the landlord with an order of possession of the rental unit in the event the tenant fails to vacate the rental unit by November 30, 2020, by 7:00 p.m.

This settlement agreement was reached in accordance with section 63 of the *Residential Tenancy Act*. The parties are bound by the terms of this agreement, as well as by the terms of their tenancy agreement and the Act. Should either party violate the terms of this settled agreement, the tenancy agreement or the Act, it is open to the other party to take steps under the Act to seek remedy.

This decision containing the recorded settlement of the parties 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: July 27, 2020

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Residential Tenancy Branch