



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes **OPT**

Introduction

This hearing dealt with an application by the tenants under the *Residential Tenancy Act* (the *Act*) for the following:

- An order of possession for the tenant pursuant to section 54;

The tenants attended with the advocate YB (“the tenants”). The landlord attended. The parties were given a full opportunity to be heard, to present affirmed testimony, make submissions, and call witnesses. I explained the hearing process and provided the parties with an opportunity to ask questions. The parties did not raise any issues regarding the service of evidence.

Before the conclusion of this 53-minute hearing, the parties discussed the issues between them, engaged in a conversation, turned their minds to compromise, and achieved a resolution of their dispute.

Pursuant to section 63 of the *Act*, the Arbitrator may assist the parties to settle their dispute and if the parties do so during the dispute resolution proceedings, the settlement may be recorded in the form of a Decision or an Order.

Given the agreement reached between the parties during the proceedings, I find that the parties have settled their dispute and the following records this settlement as a Decision:

The parties agreed as follows:

1. The landlord shall pay to the tenants in satisfaction of the tenants’ claim the sum of \$3,800.00 as follows:

- a) \$1,900.00 shall be sent to the tenant KK by bank transfer on October 16, 2020 to tenant KK's email address;
- b) The balance of \$1,900.00 shall be sent to the tenant KK by bank transfer to tenant KK's email address by 5:00 PM on October 16, 2020.

Both tenants and the landlord testified that they understood and agreed that the above terms are final, binding, and enforceable, and settle all aspects of this application.

Based on the above, I find that all matters between these parties raised in this application are resolved pursuant to the above agreed terms.

To give effect to the settlement reached between the parties and as advised to both parties during the hearing, I issue to the tenants a Monetary Order of \$3,800.00.

The tenants may file this Order in the Supreme Court of British Columbia (Small Claims division) to be enforced as an Order of that court.

Conclusion

I issue to the tenants a Monetary Order of \$3,800.00.

The tenants may file this Order in the Supreme Court of British Columbia (Small Claims division) to be enforced as an Order of that court.

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: October 16, 2020

Residential Tenancy Branch