



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FFT

Introduction

This hearing was convened by way of conference call concerning an application made by the tenant seeking an order cancelling a notice to end the tenancy for cause and to recover the filing fee from the landlords for the cost of the application.

The tenant and an agent for the landlord attended the hearing and the landlord was accompanied by a witness.

During the course of the hearing, the parties agreed that a spelling error exists in the City name of the rental unit, and the parties agreed that it should be amended. The frontal page of this Decision reflects that amendment.

Also, during the course of the hearing the parties agreed to settle this dispute. The tenant agrees to have no other family members residing in the rental unit after February 28, 2021, and the notice to end the tenancy is cancelled and the tenancy continues. If any other family members reside in the rental unit beyond that date, the landlord will be at liberty to serve another notice to end the tenancy for breach of this agreement.

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.

Since the parties have settled this dispute, I decline to order that the tenant recover the filing fee from the landlord.

Conclusion

For the reasons set out above, the One Month Notice to End Tenancy for Cause dated October 22, 2020 is hereby cancelled and the tenancy continues.

I hereby order the tenant to ensure that no family members reside in the rental unit beyond February 28, 2021.

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 21, 2020

Residential Tenancy Branch