



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Welbec Quesnel Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes

Tenant Application: CNE
Landlord Application: OPE, FF

Introduction

This hearing was convened as the result of the cross applications of the parties for dispute resolution under the Residential Tenancy Act (Act).

The tenant applied for:

- an order cancelling the One Month Notice to End Tenancy for End of Employment issued by the landlord.

The landlord cross applied for:

- an order of possession of the rental unit pursuant to a One Month Notice to End Tenancy for End of Employment served to the tenant; and
- to recover the cost of the filing fee.

The tenant and the landlord attended the hearing, the hearing process was explained to the parties and an opportunity was given to resolve the issue in the applications.

The tenant said she provided her notice to vacate to the landlord, effective on April 30, 2021. The tenant agreed she was ending the tenancy and the landlord confirmed receiving the tenant's notice and that he wanted an order of possession of the rental unit.

The parties were informed that I would record their settlement.

Settlement and Conclusion

During the hearing the parties reached a settlement. Pursuant to section 63 of the Act, I record their agreement in this my Decision and resulting order. As the parties resolved matters by agreement, I make no findings of fact or law with respect to the parties' claims.

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. The terms of the settlement are as follows.

1. The tenant agrees to vacate the rental unit by 1:00 p.m. Pacific Time on April 30, 2021;
2. The tenant understands the landlord will be issued an order of possession of the rental unit, based upon the settled agreement, and that if the tenant fails to vacate the rental unit by 1:00 p.m. Pacific Time, April 30, 2021, 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 parties' respective applications regarding possession of the rental unit.

I order the parties to comply with their settlement and the resulting order.

The tenant is cautioned that if she does not voluntarily comply with the order of possession, **costs of such enforcement, such as bailiff fees, are subject to recovery from the tenant.**

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.

As this matter was settled, I have not granted the landlord recovery of their filing fee.

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: April 12, 2021

Residential Tenancy Branch