



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL, CNC, OLC, FFT

Introduction

This hearing was convened by way of conference call concerning an amended application made by the tenant seeking an order cancelling a notice to end the tenancy for the landlords' use of the property; an order cancelling a notice to end the tenancy for cause; an order that the landlords comply with the *Residential Tenancy Act*, regulation or tenancy agreement; and to recover the filing fee from the landlords for the cost of the application.

The tenant and both landlords attended the hearing, and the tenant was accompanied by a friend for support.

During the course of the hearing I determined that the Two Month Notice to End Tenancy for Landlord's Use of Property was not issued in accordance with the *Act* and I cancelled it.

Also, during the course of the hearing the parties agreed to settle this dispute in the following terms:

- the landlords will have an Order of Possession effective at 1:00 p.m. on December 31, 2021 and the tenancy will end at that time.

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 landlords.

Conclusion

For the reasons set out above, and by consent, I hereby grant an Order of Possession in favour of the landlords effective at 1:00 p.m. on December 31, 2021 and the tenancy will end at that time.

This order is final and binding and may be enforced.

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 18, 2021

Residential Tenancy Branch