



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes **CNC-MT, OLC**

CNC, OLC, MNDCT, AAT

Introduction

This hearing dealt with the tenant's two application pursuant to the *Residential Tenancy Act* (the "Act") for:

- An order to cancel a One Month Notice To End Tenancy for Cause pursuant to sections 47 and 55;
- A request for more time to cancel a Notice to End Tenancy pursuant to section 66;

And

- An order to cancel a One Month Notice To End Tenancy for Cause pursuant to sections 47 and 55;
- An order for the landlord to comply with the *Act*, Regulations and/or tenancy agreement pursuant to section 62;
- A monetary order for damages or compensation pursuant to section 67; and
- An order to allow access to the tenant or their guests pursuant to section 30.

Both the landlord and the tenant attended the hearing. The landlord acknowledged service of the tenant's two Applications for Dispute Resolution. The landlord advised there is another hearing scheduled for February 25, 2022 regarding a dispute to another notice to end tenancy. The file number of the other file is recorded on the cover page of this decision.

Settlement Reached

At the commencement of the hearing, the landlord advised me that the parties have reached a settlement of the issues currently before me. Pursuant to section 63 of the *Act*, I recorded the following terms of settlement:

1. The parties mutually agree to end the tenancy at 1:00 p.m. on November 30, 2021 by which time the tenant and any other occupant will have vacated the rental unit.
2. The rights and obligations of the parties under the *Act* continue until the tenancy ends.
3. The parties will attend the rental unit at 1:00 p.m. on November 30, 2021 for a move-out condition inspection report.
4. The hearing set for February 25, 2022 is cancelled and the tenant withdraws that application.

Both parties testified that they understood and agreed to the above terms, free of any duress or coercion. Both parties testified that they understood and agreed that the above terms are legal, final, binding and enforceable, which settle all aspects of this dispute.

Conclusion

To give effect to the settlement reached between the parties and as discussed at the hearing, I issue an Order of Possession to the landlord. The landlord is to serve this Order of Possession upon the tenant immediately and enforce it as early as 1:00 p.m. on November 30, 2021, should the landlord be required to do so.

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: November 05, 2021

Residential Tenancy Branch