



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Chrysalis Homes
and [tenant name suppressed to protect privacy]

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 landlord for the cost of the application. The hearing was adjourned from March 14, 2022, and my Interim Decision was provided to the parties.

The tenant and an agent for the landlord attended the hearing, and the tenant was accompanied by an Advocate and a support person.

During the course of the hearing the parties agreed to settle this dispute in the following terms:

1. the landlord will have an Order of Possession effective at 1:00 p.m. on May 31, 2022 and the tenancy will end at that time;
2. if the tenant is able to find suitable accommodation before May 31, 2022 the landlord will not require 30 days notice to vacate sooner than May 31, 2022;
3. the tenant will not smoke inside the rental unit for the duration of the tenancy;
4. the tenant's Advocate undertakes to ensure health care professionals are put on alert respecting the tenant's health and condition, and to assist in finding more supportive housing for the tenant.

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.

Conclusion

For the reasons set out above, and by consent, I hereby grant an Order of Possession in favour of the landlord effective at 1:00 p.m. on May 31, 2022 and the tenancy will end at that time, unless the tenant is able to find suitable accommodation prior to May 31, 2022, and if so, the tenant will not be required to give the landlord 1 month's notice to vacate earlier.

I further order the tenant to refrain from smoking inside the rental unit for the duration of the tenancy.

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: March 16, 2022

Residential Tenancy Branch