



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNETC, FFT

Introduction

This hearing was scheduled to deal with a tenant's application for compensation payable where a landlord does not use the rental unit for the purpose stated on a *Two Month Notice to End Tenancy for Landlord's Use of Property* ("2 Month Notice"), as provided under section 51(2) of the Act.

Both the tenant and an agent for the landlord appeared for the hearing.

At the outset of the hearing, I heard consistent statements that the parties reached a mutual agreement in full satisfaction of the tenant's claim against the landlord and the tenant has been provided a bank draft for the agreed upon amount. Accordingly, the parties requested that I record that the parties have resolved this dispute by way of a settlement agreement and I have reflected that by way of this decision.

The tenant raised a concern that the bank draft has been deposited but he has yet to receive confirmation that the hold has been removed by the bank draft and the tenant sought remedy in the event the bank draft is non-negotiable or dishonoured. In the event the bank draft given to the tenant is dishonoured, the tenant may seek a review hearing by making an Application for Review Consideration under the ground new and relevant evidence.

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 10, 2022

Residential Tenancy Branch