



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

### Dispute Codes:

ET, FFL

### Introduction

A hearing was convened on August 15, 2022 to consider the Landlord's application for an Order of Possession, for an early end to the tenancy' and to recover the fee for filing this Application for Dispute Resolution.

The hearing was adjourned for reasons outlined in my interim decision of August 15, 2022. The hearing was reconvened on August 23, 2022 and was concluded on that date.

Service of documents submitted to the Residential Tenancy Branch prior to August 14, 2022 was addressed in the interim decision.

On August 14, 2022 and August 15, 2022, the Landlord submitted additional evidence to the Residential Tenancy Branch. The Landlord stated that this evidence was not served to the Tenants. As it was not served to the Tenants, it was not accepted as evidence for these proceedings.

On August 22, 2022, the Tenants submitted evidence to the Residential Tenancy Branch. The male Tenant stated that this evidence was not served to the Landlord. As it was not served to the Landlord, it was not accepted as evidence for these proceedings.

Issue(s) to be Decided

Should this tenancy end early and, if so, should the Landlord be granted an Order of Possession?

Background and Evidence

Prior to discussing the merits of the Application for Dispute Resolution, the Landlord and the Tenants mutually agreed to resolve all issues in dispute at these proceedings by mutually agreeing to end the tenancy on October 31, 2022.

The aforementioned settlement agreement was summarized for the parties on at least two occasions. The Landlord and the Tenants clearly indicated their intent to resolve this dispute under these terms.

The Landlord and the Tenants each acknowledged that they understood they were not required to enter into this agreement and that they were doing so voluntarily.

The Landlord and the Tenants each acknowledged that they understood the agreement was final and binding.

Analysis

I am satisfied that the Landlord and the Tenants mutually agreed to settle all issues in dispute at these proceedings by mutually agreeing to end this tenancy on October 31, 2022.

Conclusion

On the basis of the aforementioned settlement agreement, I grant the Landlord an Order of Possession that is effective **at 1:00 p.m. on October 31, 2022**. This Order may be served on the Tenants, filed with the Supreme Court of British Columbia, and enforced as an Order of that Court.

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: August 24, 2022

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Residential Tenancy Branch