



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

**Dispute Codes**      CNC

### **Introduction**

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

- cancellation of the landlord's One Month Notice to End Tenancy for Cause (the "**Notice**") pursuant to section 47;

Both parties attended the hearing and were each given a full opportunity to be heard, to present affirmed testimony, to make submissions, and to call witnesses.

At the outset, I advised the parties of rule 6.11 of the Rules of Procedure (the "**Rules**") which prohibits participants from recording the hearing. The parties confirmed that they were not recording the hearing.

The tenant testified, and the landlord confirmed, that the tenant served the landlord with the Notice of Dispute Resolution Package on or about May 6, 2022, in person. The landlord testified, and the tenant confirmed, that the landlord served the tenant with his evidence package.

### **Settlement**

Pursuant to section 63 of the Act, an arbitrator may assist the parties to settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order. During the hearing the parties discussed the issues between them, engaged in a conversation, turned their minds to compromise and achieved a resolution of their dispute.

Both the Tenant(s) and Landlord agreed that I can make this Order and consented to the language contained therein.

The parties agreed to the following final and binding settlement of all issues currently under dispute:

1. The tenants will not engage in the following conduct:

- a. Holding a party<sup>1</sup> in their rental unit or on the landlord's premises at any time for the duration of the tenancy.
2. Failure to comply with this Order in perpetuity, may result in the Landlord issuing a 30-Day Notice for Cause.
3. The landlord must serve a copy of this Order to the tenants within two (2) days of receiving this Order.

These particulars comprise the full and final settlement of all aspects of this dispute. The parties gave verbal affirmation at the hearing that they understood and agreed to the above terms as legal, final, and binding, which settle all aspects of this dispute between them.

### **Conclusion**

As the parties have reached a settlement, I make no factual findings about the merits of this application.

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 22, 2022

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Residential Tenancy Branch

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