



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Bagry Bros. Orchards Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Introduction

This hearing was convened in response to an application by the Tenant pursuant to the *Residential Tenancy Act* (the “Act”) for Orders as follows:

1. A Monetary Order for compensation - Section 67; and
2. An Order to recover the filing fee for this application - Section 72.

The Parties were each given full opportunity under oath to be heard, to present evidence and to make submissions. The Tenant confirms receipt of the Landlord’s evidence, and the Landlord confirms receipt of the Tenant’s application and evidence. The Parties each confirmed that no recording devices were being used by them for the hearing.

During the hearing the Parties came to a settlement agreement. The Parties confirmed that they did a final review for accuracy of the terms of the settlement agreement, that the agreement was made on a voluntary basis and that they understood the nature of the full and final settlement of these matters.

Agreed Facts

The tenancy started in 2001 and ended on June 1, 2021. Monthly rent of \$850.00 was payable.

Settlement Agreement

The Parties mutually agree as follows:

- 1. The Landlord will pay the Tenant \$4,100.00 no later than 4:00 p.m. on November 14, 2022; and**
- 2. These terms comprise the full and final settlement of all aspects of this dispute for both Parties.**

Section 63(2) of the Act provides that if the parties settle their dispute during dispute resolution proceedings, the director may record the settlement in the form of a decision or order. Given the agreement reached during the Hearing, I find that the Parties have settled their dispute as recorded above. To give effect to this settlement agreement I grant the Tenant a monetary order for \$4,100.00.

Conclusion

The Parties have settled the dispute.

I grant the Tenants an order under Section 67 of the Act for **\$4,100.00**. If necessary, this order may be filed in the Small Claims Court 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 Act.

Dated: November 07, 2022

Residential Tenancy Branch