



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

**Dispute Codes:** *CNL*

### **Introduction**

This hearing dealt with an application by tenant, pursuant to the *Residential Tenancy Act* for an order to set aside a notice to end tenancy for landlord's use of property. Both parties attended the hearing and were given full opportunity to present evidence and make submissions.

During the hearing the tenant informed me that she had already started moving out and was no longer disputing the notice. Therefore, I find that the notice to end tenancy must be upheld and accordingly I dismiss the tenant's application. Under the provisions of section 55, I must issue an order of possession when I have upheld a notice to end tenancy. Accordingly, I so order. Should the tenant fail to comply with the order, the order may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

### **Conclusion**

Pursuant to section 55, I grant the landlord, an order of possession effective by **1:00 p.m. on February 28, 2023.**

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: February 21, 2023

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Residential Tenancy Branch