



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      OLC, FFT

### Introduction

This hearing was convened by way of conference call concerning an application made by the tenant seeking an order that the landlord comply with the *Residential Tenancy Act*, regulation or tenancy agreement; and to recover the filing fee from the landlord for the cost of the application.

The tenant and the landlord attended the hearing, during which the parties agreed to settle this dispute in the following terms:

1. The landlord will ensure that the tenant is not continually disturbed by the tenant in the unit above by notifying the tenant in the unit above each time a complaint is received that he must be respectful of other tenants;
2. The landlord will write a breach letter to the tenant in the unit above indicating that if disturbances continue the tenancy will be at risk, and notify the tenant in this hearing that the letter has been sent to the tenant in the unit above.

The parties confirmed at the end of the hearing that this agreement was made on a voluntary basis and that the parties understood the nature of this full and final settlement of this matter.

Since the parties have settled this dispute, I decline to order that the tenant recover the filing fee from the landlord.

### Conclusion

For the reasons set out above, and by consent, I hereby order the landlord to comply with the settlement terms as set out.

The tenant's application for recovery of the filing fee is hereby dismissed.

This order is final and binding and may be enforced.

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 02, 2023

---

Residential Tenancy Branch