



# Dispute Resolution Services

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Residential Tenancy Branch  
Ministry of Housing

A matter regarding SURFSIDE HOLDINGS LTD.  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      OLC  
                              OPN, FFL

### Introduction

This hearing convened as a result of a Cross Applications. In the Tenant's Application filed on October 21, 2022 the Tenant sought an Order that the Landlord comply with the *Residential Tenancy Act*, the *Residential Tenancy Regulation*, and/or the residential tenancy agreement. In the Landlord's Application filed on October 24, 2022 they sought an Order of Possession based on a Tenant's Notice to End Tenancy and recovery of the filing fee.

The hearing of the Applications was scheduled for teleconference at 11:00 a.m. on March 2, 2023. Both parties called into the hearing. The hearing process was explained and the participants were asked if they had any questions. Both parties were provided the opportunity to present their evidence orally and in written and documentary form, and make submissions to me.

### Settlement and Conclusion

During the hearing the parties resolved matters by mutual agreement. The terms of their agreement is recorded in this my Decision and Order pursuant to section 63 of the *Residential Tenancy Act* and Rule 8.4 of the *Residential Tenancy Branch Rules of Procedure*. As the parties resolved matters by agreement I make no findings of fact or law with respect to their relative claims.

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.

The terms of their settlement follow.

1. The tenancy shall end and the Tenant shall vacate the rental unit by no later than **1:00 p.m. on March 31, 2023.**
2. The Landlord is granted an Order of Possession effective **12:00 p.m. on April 1, 2023.** The Landlord must serve the Order on the Tenant as soon as possible and may if necessary, file and enforce the Order in the B.C. Supreme 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: March 06, 2023

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Residential Tenancy Branch