



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing

DECISION

Dispute Codes CNR, FFT

Introduction

On 6 December 2022, the Applicant applied to the Residential Tenancy Branch [the 'RTB'] for Dispute Resolution, asking me for the following orders against the Respondent.

1. Cancellation of a 10-day notice to end tenancy [the 'Notice'], *per* s. 46 of the *Residential Tenancy Act* [the 'Act'].
2. Reimbursement of the \$100.00 filing fee for this application, *per* s. 72 (1) of the Act.

Both parties appeared at the hearing on 14 March 2023.

Settlement of Dispute

During this hearing, and before any evidence was received, the parties settled their dispute. In settling this dispute, they agreed on the following terms [the 'Terms'].

1. The Applicant will pay to the Respondent \$6,100.00 before 16 March 2023.
2. The Notice is of no further force or effect.
3. This settlement comprises the full and final settlement of the tenant's application.

At the hearing, both parties confirmed that they understood and agreed to these Terms and that:

- a) the Terms are final, binding and enforceable; and
- b) the Terms settle all aspects of this dispute.

Conclusion

In light of this settlement, I set aside the Notice and dismiss this application without leave to re-apply.

I order that the Applicant pay to the Respondent \$6,100.00 for unpaid rent *per* section 67 of the Act. This gives effect to the settlement reached between the parties, as discussed at the hearing. To enforce this order, the landlord must serve the tenant with a copy of it.

If the tenant does not comply with my order, then the landlord may file this order in the Small Claims Division of the Provincial Court of British Columbia. Then the landlord can enforce my order as an order of that court.

I make this decision *per* section 63 of the Act, and on authority delegated to me by the Director of the RTB *per* section 9.1(1) of the Act.

Dated: 15 March 2023

Residential Tenancy Branch