



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPL, FFL

Introduction

This hearing was convened by way of conference call concerning an application made by the landlord seeking an Order of Possession for landlord's use of property and to recover the filing fee from the tenant for the cost of the application.

The landlord attended the hearing with a translator and was represented by an agent. The tenant also attended. The landlord's translator was affirmed to well and truly interpret the proceedings from the English language to the landlord's Native language and from the landlord's Native language to the English language to the best of the interpreter's skill and ability.

The landlord and the landlord's agent and the tenant each gave affirmed testimony, and the parties were given the opportunity to question each other.

At the conclusion of the hearing the parties agreed to settle this dispute in the following terms:

1. the tenancy will end on May 31, 2023 and the landlord will have an Order of Possession effective at 1:00 on that date;
2. the landlord will provide the tenant with the equivalent of 1 months rent in accordance with the *Residential Tenancy Act*.

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 landlord recover the filing fee from the tenant.

Conclusion

For the reasons set out above, and by consent, I hereby grant an Order of Possession in favour of the landlord effective at 1:00 p.m. on May 31, 2023 and the tenancy will end at that time.

I hereby order the landlord to compensate the tenant the equivalent of 1 months rent in accordance with the *Residential Tenancy Act*.

The landlord'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: May 11, 2023

Residential Tenancy Branch