

DECISION

Introduction

This hearing dealt with the Tenant's Application for Dispute Resolution under the *Residential Tenancy Act* (the "Act") for:

- cancellation of the Landlord's 10 Day Notice to End Tenancy for Unpaid Rent (10 Day Notice) and an extension of the time limit to dispute the 10 Day Notice under sections 46 and 66 of the Act

This hearing dealt with the Landlord's cross Application for Dispute Resolution under the *Residential Tenancy Act* (the "Act") for:

- an Order of Possession based on a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities under sections 46 and 55 of the Act

Analysis

Under section 63 of the Act, the Arbitrator may assist the parties to settle their dispute. If the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order. During this hearing, the parties reached an agreement to settle their dispute.

Both parties agreed to the following terms of a final and binding resolution of the Tenant's application and the issues in dispute arising out of this tenancy at this time and that they did so of their own free will and without any element of coercion:

1. The Tenant will pay the Landlord \$1,500.00 by 1:00 PM on February 28, 2024;
2. The Tenant will pay the Landlord \$1,350.00 by 1:00 PM on March 27, 2024;
3. Both parties agreed that the Tenant will be responsible for paying rent on the first day of the month;
4. The 10 Day Notice is cancelled, the tenancy continues in accordance with the Act;
5. Both parties agreed that these particulars comprise the full settlement of all aspects of the Tenant's current application for dispute resolution.

Conclusion

Since the parties settled their dispute, I make no findings on the merits of the application and cross application.

I make this decision based on the authority delegated to me by the Director of the Residential Tenancy Branch under section 9.1(1) of the Act.

Dated: February 16, 2024

Residential Tenancy Branch