

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

and with the Landlord's Application for Dispute Resolution under the Act for:

- an Order of Possession based on a 10 Day Notice under sections 46 and 55 of the Act
- authorization to recover the filing fee for this application from the Tenant under section 72 of the Act

Settlement

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. At the conclusion of the hearing, the parties reached an agreement to settle their disputes.

Both parties agreed to the following terms of a final and binding settlement:

1. The Tenant agrees to provide the Landlord with vacant possession of the subject rental property on September 15, 2024, by 1:00 PM. An Order of Possession will be issued.
2. The Landlord agrees to forgive the rent owing by the Tenant for the months of August and September 2024, as well as the filing fee for their application.

Conclusion

As the parties have reached a settlement, I make no factual findings about the merits of this application.

To give effect to the settlement reached between the parties, and as discussed at the hearing, I grant an Order of Possession to the Landlord effective **on September 15, 2024, after service of this Order** on the Tenants. Should the Tenants or any occupant

on the premises fail to comply with this Order, this Order may be filed and enforced as an Order of the Supreme Court of British Columbia.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under section 9.1(1) of the Act.

Dated: September 10, 2024

Residential Tenancy Branch