



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

CNC, FF

Introduction

The tenant applied to cancel a 1 month Notice ending tenancy for cause that was issued on September 30, 2013; plus recovery of filing fee costs.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants. The hearing process was explained, evidence was reviewed and the parties were provided with an opportunity to ask questions about the hearing process. They were provided with the opportunity to submit documentary evidence prior to this hearing; to present affirmed oral testimony and to make submissions during the hearing.

The tenant received the landlord's 8 page evidence submission within 5 days of the hearing. The tenant did not supply written submissions.

Mutually Settled Agreement

The parties came to a settled agreement to end the tenancy effective 1 p.m. on November 30, 2013.

The parties agreed that the landlord is entitled to an Order of possession effective at 1 p.m. on November 30, 2013.

The landlord will schedule a move-out condition inspection with the tenant.

Discussed took place in relation to section 29 of the Act; which sets out a landlord's right to enter a unit. The landlord wishes to show the unit to prospective occupants. The tenant asked that the landlord avoid November 20 and 21, 2013, as she is undergoing cancer treatments.

General information in relation to the security deposit was discussed; the tenant was encouraged to review the Residential Tenancy Branch (RTB) web site; either party may contact a RTB information officer, with specific questions.

Therefore, pursuant to section 63(2) of the Act, in support of the mutual agreement of the parties, I find that the tenancy will end effective 1 p.m. on November 30, 2013 and that the landlord is entitled to an Order of possession for that date and time.

Therefore; landlord has been granted an Order of possession that is effective **1 p.m. on November 30, 2013**. This Order may be served on the tenant, filed with the Supreme Court of British Columbia and enforced as an Order of that Court.

Conclusion

The parties reached a mutually settled agreement ending the tenancy.

An Order of possession has been issued to the landlord.

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: November 15, 2013

Residential Tenancy Branch

