



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Vancouver Native Housing Society  
and [tenant name suppressed to protect privacy]

## **DECISION**

**Dispute Codes**      CNL, OLC, LRE

### **Introduction**

This hearing was convened in response to an application by the Tenant pursuant to the *Residential Tenancy Act* (the “Act”) for Orders as follows:

1. An Order cancelling a notice to end tenancy - Section 49;
2. An Order for the Landlord’s compliance - Section 62; and
3. An Order restricting the Landlord’s entry into the unit - Section 70.

Both Parties attended the conference call hearing. The Tenant states that it is not seeking to restrict the Landlord’s entry. I therefore dismiss this claim.

During the hearing the Parties reached a settlement agreement. 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 the matter.

### **Background**

The tenancy started February 1, 2019. The Tenant was given a two month notice to end tenancy for the reason that the Tenant does not qualify for the subsidized rental unit.

### **Settlement Agreement**

**The Parties mutually agree as follows:**

- 1. The tenancy will end at 1:00 p.m. on January 31, 2021;**

- 2. The Tenant will move out of the unit no later than 1:00 p.m. on January 31, 2021 and the Landlord will accept short notice from the Tenant if the Tenant wishes to move out earlier than 1:00 p.m. on January 31, 2020;**
- 3. These terms comprise the full and final settlement of all aspects of this dispute for both Parties.**

Section 63(2) of the Act provides that if the parties settle their dispute during dispute resolution proceedings, the director may record the settlement in the form of a decision or order. Given the mutual agreement reached during the Hearing, I find that the Parties have settled their dispute as recorded above. To give effect to this agreement I grant the Landlord an order of possession effective 1:00 p.m. January 31, 2021.

#### Conclusion

The Parties have settled the dispute.

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: December 03, 2020

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Residential Tenancy Branch