

Private Residential Tenancies Board

Determination Order

Ref: DR153/2008

In the matter of Paul Martin (Applicant Tenant) and Michael and Jacqueline Kelly (Respondent Landlords), the Private Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004 and pursuant to a declaration under section 97(4)(b) of that Act relating to a decision reached by the parties themselves, determines as follows:

1. The Respondent Landlord shall waive all claims to the arrears of rent of €5,500 owed by the Applicant Tenant, being damages for the unlawful termination of the tenancy of the dwelling at 14 Haddon Court, Clontarf, Dublin 3.
2. The Respondent Landlord shall pay, by way of a Bank Draft, the sum of €1,100 to the Applicant Tenant, within 7 days of the date of issue of this Order, being the security deposit in respect of the tenancy of the above dwelling.
3. The Applicant Tenant shall accept the Respondent Landlord's waiver of the arrears of rent, in full and final settlement of his claim in respect of the tenancy of the above dwelling.

This Order was made by the Private Residential Tenancies Board on 17 September 2008.

Eoin O'Sullivan
Board Member
Duly authorised to sign on behalf of the Board

Anne Marie Caulfield
Director
Duly authorised to sign on behalf of the Board