

## Residential Tenancies Board

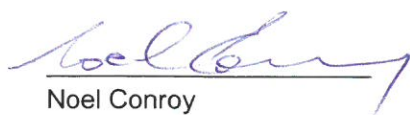
### Determination Order

**Ref: DR0117-31222**

In the matter of Michael Kennedy [Applicant Landlord] and Sarah Jo Wellburn [Respondent Tenant] the Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004, determines that:

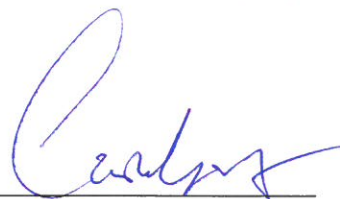
1. The Notice of Termination served on the 28th October 2016 by the Applicant Landlord on the Respondent Tenant, in respect of the tenancy of the dwelling at 35 Dunbrody Wharf, Newross, Co. Wexford, is valid.
2. The Respondent Tenant and any persons residing in the above dwelling shall vacate and give up possession of the above dwelling within 14 days of the issue of this Order.
3. The Respondent Tenant shall pay the sum of €1900 to the Applicant Landlord, in 12 consecutive monthly payments of €150, on the 28th day of each month, followed by one payment of €100 in the immediately succeeding month, commencing the next month after the issue of this Order, being rent arrears in respect of the tenancy of the above dwelling.
4. The Respondent Tenant shall pay any rent outstanding from the 1st February 2017, at the rate of €380 per month and/or €12.49 per day, unless lawfully varied, and any other charges as set out in the terms of the tenancy agreement for each month/day or part thereof, until such time as she vacates the above dwelling.
5. The enforcement of this Order for such payment shall be deferred and the total sum owing reduced by the cumulative sum paid in the monthly instalments made by the Respondent Tenant to the Applicant Landlord on each due date until the sum of €1900 has been paid in full.
6. For the avoidance of doubt any default in the payment of the monthly instalments shall act to cancel any further deferral and the balance due at the date of default of any such monthly payment shall immediately become due and owing to the Applicant Landlord.

This Order was made by the Residential Tenancies Board on 10 March 2017.



Noel Conroy  
Board Member

Duly authorised to sign on behalf of the Board



Carolyn O'Brien  
Higher Executive Officer

Duly authorised to sign on behalf of the Board