

## Residential Tenancies Board

### Determination Order

**Ref: DR0817-36682**

In the matter of The Trustees of the John Hennessy Pension Scheme [Applicant Landlord] and Iwona Pospiech, Igor Pospiech [Respondent Tenants] the Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004, determines that:

1. The Notice of Termination served on 04 July 2017 by the Applicant Landlord on the Respondent Tenants in respect of the tenancy of the dwelling at No 6 Coppinger Vue, Castleredmond Court, Midleton, Co. Cork, is valid.
2. The Respondent Tenants, and any other persons residing in the above dwelling, shall give up possession and vacate the dwelling, in which they are in unlawful occupation and over-holding, within 7 days of the date of issue of this Order.
3. The Respondent Tenants shall pay the total sum of €11,125.00 to the Applicant Landlord within 70 days of the date of issue of this Order, being rent arrears in respect of the tenancy of the above dwelling.
4. The Respondent Tenants shall also pay rent from the 03 November 2017, being the date of the hearing, to the Applicant Landlord, at the rate of €875.00 per month, or proportional part thereof at the rate of €28.77 per day, unless lawfully varied, and any other charges set out in the terms of the tenancy agreement, for each month or part thereof until such time as they vacate the dwelling.
5. The Applicant Landlord shall refund the entire of the security deposit to the Respondent Tenants, on gaining vacant possession of the above dwelling, less any amounts properly withheld in accordance with the provisions of the Act.

This Order was made by the Residential Tenancies Board on 19 December 2017.



Tim Ryan  
Board Member

Duly authorised to sign on behalf of the Board



Claire Diggin  
Higher Executive Officer

Duly authorised to sign on behalf of the Board