

Residential Tenancies Board

Determination Order

Ref: DR0220-60344

In the matter of Ken Fennell [Applicant] (In capacity as Receiver over Certain Assets of Algodorn Limited, Landlord) and Pawel Haida [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 11 July 2018 on behalf of the Applicant Receiver on the Respondent Tenant in respect of the tenancy of the dwelling at 13 Fernhill Drive, Clonakilty, Co. Cork, is valid. The tenancy terminated on 29 January 2019.
2. The Respondent Tenant, and all other persons residing in the above dwelling, shall vacate and give up possession of the dwelling on or before 6 May 2020 or within 28 days of the date of issue of this Determination Order, whichever is the later date. On vacating, the Respondent Tenant shall return the keys of the dwelling to the Applicant Receiver or his agent.
3. From 6 March 2020 (date of the hearing) onwards the Respondent Tenant shall continue to pay rent to the Applicant Receiver at the rate of €750.00 per month or proportional part thereof at the rate of €24.66 per day, unless lawfully varied, together with any other charges provided for under the terms of the tenancy agreement, for each month or part thereof, until such time as he vacates the dwelling.
4. The Applicant Receiver shall refund the entire of any security deposit to the Respondent Tenant 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 20 August 2020.



Ciara Cronin

Higher Executive Officer

Duly authorised to sign on behalf of the Director