

Residential Tenancies Board


Determination Order

Ref: DR0322-75821

In the matter of Denis Buckley [Applicant Landlord] and Iwona Pospiech [Respondent Tenant] the Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004, determines that:

1. The Notice of Termination dated 24th August 2021 served by the Applicant Landlord on the Respondent Tenant in respect of the tenancy of the dwelling at Flat C, Franconia, 10 Roseville Terrace, Douglas Road, Cork City, Co. Cork, is valid.
2. The Respondent Tenant and any other persons residing in the above dwelling shall vacate and give up possession of the above dwelling within 84 days of the date of issue of this Determination Order.
3. The Respondent Tenant shall pay the total sum of €771.00 to the Applicant Landlord, within 56 days of the date of issue of this Determination Order, being rent arrears of €771.00 in breach of Section 16(a)(i) of the Act, in respect of the tenancy of the above dwelling.
4. The Respondent Tenant shall also pay any further rent outstanding from 15th July 2022, being the date of the Adjudication hearing, at the rate of €140.00 per week or proportional part thereof at the rate of €20.00 per day, unless lawfully varied, and any other charges as set out in the terms of the tenancy agreement for each week or part thereof, until such time as the above dwelling is vacated by the Respondent Tenant and any other persons residing therein.
5. The Applicant Landlord shall refund the entire of the security deposit of €520.00 to the Respondent Tenant, upon the Respondent Tenant vacating and giving up 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 24 August 2022.



Linda Creighton
Higher Executive Officer

Duly authorised to sign on behalf of the Director