

Residential Tenancies Board

Determination Order

Ref: DR0618-44679

In the matter of Ken Fennell (Receiver over Certain Assets of Mairead O Connor and Timothy O Connor) [Applicant Landlord] and Colm Corkery [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 by the Applicant's Representatives on 26 July 2018 on the Respondent Tenant in respect of the tenancy of the dwelling at 8 Waterside Way, Swords Road, Malahide, Co. Dublin is valid.
2. The Respondent Tenant and all persons residing in the above dwelling shall vacate and give up possession of the above dwelling within 14 days of the date of issue of this Order.
3. The Respondent Tenant shall pay the total sum of €33,018.36 to the Applicant, within 270 days of the date of issue of this Order, being rent arrears of €32,518.36 and damages of €500.00 for failing to comply with his obligations in respect of the tenancy of the above dwelling.
4. The Respondent Tenant shall also pay any further rent outstanding from 31 July 2018 being the date of the Adjudication hearing, at the rate of €1800.00 per month or proportional part thereof at the rate of €59.18 per day, unless lawfully varied, and any other charges as set out in the terms of the tenancy agreement for each month or part thereof, until such time as the Respondent Tenant vacates the above dwelling.

This Order was made by the Residential Tenancies Board on 26 October 2018.



Gary Byrne

Higher Executive Officer

Duly authorised to sign on behalf of the Director