

Residential Tenancies Board

Determination Order

Ref: DR0818-47138

In the matter of Collen Investment Limited [Applicant Landlord] and Sinead Lennon [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 4th July 2018 by the Applicant Landlord on the Respondent Tenant in respect of the tenancy of the dwelling at 46 Smithfield Gate, King Street North, Dublin 7, 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 of the date of issue of this Order.
3. The Respondent Tenant shall pay the total sum of €5,600 to the Applicant Landlord, in 10 equal consecutive installments at the rate of €560 per calendar month, on the 28th day of each month, commencing the next month after the issue of this Order. This sum represents rent arrears of €5,600, in respect of the tenancy of the dwelling at 46 Smithfield Gate, King Street North, Dublin 7.
4. The Respondent Tenant shall also pay any further rent outstanding from 17th September 2018 being the date of the Adjudication hearing, at the rate of €800 per month or proportional part thereof at the rate of €26.30 per day 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 vacate the above dwelling.
5. The enforcement of this Order for such payment of €5,600 will 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 such time as the total sum of €5,600 has been paid in full.
6. For the avoidance of doubt, any default in the payment of any 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 02 November 2018.



Claire Diggin

Higher Executive Officer

Duly authorised to sign on behalf of the Director