

Residential Tenancies Board

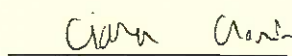
Determination Order

Ref: DR0821-72035

In the matter of Paul Clinton [Applicant Landlord] and Barry Redmond, Marcelo Lima Dos Santos [Respondent Tenants] the Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004, determines that:

1. The Notice of Termination with a date of service of 30th June, 2021, served by the Applicant Landlord on the Respondent Tenants, in respect of the tenancy of the dwelling at 25 Belgrave Court, Mountpleasant Avenue Upper, Ranelagh, Dublin 6, is valid.
2. The Respondent Tenants and any other 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 Determination Order.
3. The Respondent Tenants shall pay the total sum of €27,200.00 to the Applicant Landlord, by way of 52 consecutive instalments at the rate of €523.07 per week commencing the next week after the issue of this Determination Order. This sum represents rent arrears of €27,200, in respect of the tenancy of the dwelling at 25 Belgrave Court, Mountpleasant Avenue Upper, Ranelagh, Dublin 6.
4. The Respondent Tenants shall also pay any further rent outstanding from 2nd November, 2021 being the date of the last rent due date prior to the Adjudication hearing at the rate of €41.10 per date, unless lawfully varied, and any other charges as provided for under the terms of the tenancy agreement for each month/week or part thereof, until such time as the above dwelling is vacated by the Respondent Tenants and any other persons residing therein.
5. The enforcement of this Determination Order for such payment of €27,200.00 will be deferred and the total sum owing will be reduced by the cumulative sum paid, in monthly/weekly instalments, by the Respondent Tenants to the Applicant Landlord, on each due date, until such time as the total sum of €27,200.00 has been paid in full.
6. For the avoidance of doubt, any default in the payment of any of the monthly/weekly instalments shall act to cancel any further deferral and the balance due at the date of default of any such monthly/weekly payment shall immediately become due and owing to the Applicant Landlord.
7. The Applicant Landlord shall refund the security deposit of €1,250.00 to the Respondent Tenants, upon the Respondent Tenants 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 16 March 2022.



Ciara Cronin

Higher Executive Officer

Duly authorised to sign on behalf of the Director