

Residential Tenancies Board

Determination Order

Ref: DR0821-72108

In the matter of Gerry Colreavy [Applicant Landlord] and Fiona Parkin [Respondent Tenant] the Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004, determines that:

1. The Notice of Termination with a service date of 19th May 2021, and served by the Applicant Landlord upon the Respondent Tenant in respect of the tenancy of the dwelling at Apartment 100, Seapark, Mount Prospect Avenue, Clontarf, Dublin 3, is valid.
2. The Respondent Tenant, and all other persons residing in the above dwelling, shall vacate and give up possession of that dwelling within 14 days of the date of issue of this Determination Order.
3. The Respondent Tenant shall pay the total sum of €1,687.00 to the Applicant Landlord, in 33 equal consecutive weekly instalments at the rate of €50.00 per week, followed by one further instalment of €37.00 in the immediately succeeding week, commencing the next week after the date of issue of this Determination Order. This sum represents rent arrears in respect of the tenancy of the above dwelling.
4. The enforcement of this Determination Order for such payment of €1,687.00 will be deferred, and the total sum owing reduced by the cumulative sum paid in the weekly instalments made by the Respondent Tenant to the Applicant Landlord on each due date, until such time as the total sum of €1,687.00 has been paid in full.
5. For the avoidance of doubt, any default in the payment of any of the weekly 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.
6. The Respondent Tenant shall continue to pay rent as it falls due, from 5th November 2021, in the sum of €213.70 per month, or proportionate part thereof, unless lawfully altered, for as long as she continues to reside in the above dwelling. In the event that the contribution of €1,161.30 is not made on her behalf as is currently the case for any month or part thereof she shall pay the total of €1,375.00 monthly.

This Order was made by the Residential Tenancies Board on 06 January 2022.



Ciara Cronin

Higher Executive Officer

Duly authorised to sign on behalf of the Director