

## **Residential Tenancies Board**

### **Determination Order**

**Ref: DR0918-48678**

In the matter of Paul McCleary (Receiver Over Certain Assets of Anthony McSwiggan and Catherine McSwiggan) [Applicant Landlord] and Daragh McDonnell [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 26th January 2018 served by the Applicant Receiver on the Respondent Tenant in respect of the tenancy of the dwelling at 77 Torcaill, Portmarnock, 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 56 days of the date of issue of this Order.
3. The Respondent Tenant shall pay any further rent outstanding from 11th December 2018, being the date of the Adjudication hearing, at the rate of €1,000.00 per month or proportional part thereof at the rate of €32.88 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 14 February 2019.



Emer Morrissey

Higher Executive Officer

Duly authorised to sign on behalf of the Director