

Residential Tenancies Board

Determination Order

Ref: DR0919-57299

In the matter of Gerard O Connor [Applicant Tenant] and John Barrett [Respondent Landlord] the Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004, determines that:

1. The Applicant Tenant's tenancy of the dwelling at Dungeeha House North, Gortboy, Newcastle West, Co. Limerick was unlawfully terminated. The Respondent Landlord shall pay the total sum of €1,200 to the Applicant Tenant within 42 days of the date of issue of this Determination Order, being damages for the consequences of unlawfully terminating the Applicant Tenant's tenancy of the above dwelling.
2. The Respondent Landlord shall return to the Tenant the Applicant Tenant's accordion and any property which is the property of the Applicant Tenant, which remains in the dwelling, within 10 days of the date of issue of this Determination Order. In the event that the accordion is not returned in the same condition it was in as of the 6th day of September 2019 within this time frame, the Respondent Landlord shall pay an additional sum of €800 to the Applicant Tenant within 42 days of the date of issue of this Determination Order, being an additional award of damages for the consequences of unlawfully terminating the Applicant Tenant's tenancy of the above dwelling.

This Order was made by the Residential Tenancies Board on 09 January 2020.



Grace McCormack Macken

Higher Executive Officer

Duly authorised to sign on behalf of the Director