

Residential Tenancies Board

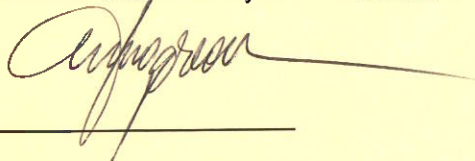
Determination Order

Ref: TR0823-006645/DR0523-85686

In the matter of Xerico Limited [Applicant Landlord] and Adam Mulqueen [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 13th March 2023 by the Applicant Landlord on the Respondent Tenant, in respect of the tenancy of the dwelling at Rear flat, 19 Father Mulhern Crescent, Belmullet, Co Mayo, F26F430 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 21 days of the date of issue of this Determination Order.
3. The Respondent Tenant shall pay the total sum of €5,600, to the Applicant Landlord, in 10 consecutive monthly payments of €560, on or before the 28th day of each month, commencing the next month after the date of issue of this Determination Order, being rent arrears up to and including the 1st of February 2024, in respect of the tenancy of the above dwelling.
4. The enforcement of this Determination Order for such payment of €5,600 shall 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 or before each due date until such time as the total sum of €5,600 has been paid in full.
5. For the avoidance of doubt, any default in the payment of the monthly instalments or further rent due 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 also pay any further rent outstanding from 1st February 2024 at the rate of €350 per month or proportional part thereof at the rate of €11.50 per day plus any other charges as set out in the terms of the tenancy agreement for each month or part thereof, until such time as he vacates the above dwelling.
7. The Applicant Landlord shall refund the entire of the security deposit of €350 to the Respondent Tenant, on gaining vacant 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 20 March 2024.



Emilia Zagrean
Higher Executive Officer
Duly authorised to sign on behalf of the Director

Residential Tenancies Board