

Dublin family gets €40k for illegal eviction

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The High Court has awarded €40,000 to a Dublin family who are due to be evicted from their home by Dublin City Council for anti-social behaviour.

The court ruled in December last year that the eviction of Carol and Laurence Pullen from their home in Donnycarney in Dublin was a breach of their rights under the European Convention on Human Rights.

It ruled Dublin City Council had held an 'in-house investigation' into the allegations of anti-social behaviour and had not given the Pullens an opportunity to dispute the lawfulness or proportionality of the decision to evict them.

This morning's hearing was to decide on damages.

Ms Justice Mary Irvine awarded Carol and Laurence Pullen €20,000 each for the breach of their rights under the convention.

She said the court must proceed on the basis that the Pullens were not guilty of anti-social behaviour because this finding was made in breach of their convention rights.

The court heard the local authority has undertaken not to evict the Pullens in the event of an appeal by the council.

Story from RTÉ News:

<http://www.rte.ie/news/2009/1013/eviction.html>