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2nd August, 2018

The Chairman
Environment and Planning Review Tribunal
St. Francis Ravelin
Floriana.



PA Ref: PA 3349/18 – Proposed Placing of mobile kiosk, wooden platform with tables and chairs and enclosed canopy between October and May.
(Frankie Portelli & Justin Debono - Qala).
My Ref: 1437-16C_L2

Reference is made to the above captioned development application and to PA's refusal published on 1st August, 2018. Whilst attaching the relevant payment receipt of € 200.00, a site plan and a copy of the letter of refusal, on behalf of my clients' I would like to forward their request for an appeal on the basis of the following counter arguments:

- a. The site in question already holds valid development permits for the placing of a mobile kiosk and table and chairs, which permits bear references PA 3549/15, PA 7103/17 and PA 8997/17.
- b. Apart from the fact that the kiosk and tables and chairs are already committed by valid permits, with respect to the canopy and the extended months from October to May, local plan policy for Gozo and Comino GZ Qala 3 provides favourably for the upgrade of beach facilities in the area.
- c. None of the consultees (SEO, ERA, MTA, TM, SCH, EHD, CRPD & WSC) did object to the proposal.
- d. The proposed kiosk, wooden platform, tables and chairs and enclosed canopy are all removable items, which would surely not have any negative impact on the surrounding area;

- e. A similar legally established commitment exists some 50m away from my clients' site, as per attached photographs. The said commitment is covered by valid development permit bearing reference PA 4172/15, which was favourably considered by PA. The same commercial outlet, is covered by a valid permit for a tented structure, which has been approved by EPRT through PA 3395/13. Case details of these relevant permits are being attached for ease of reference.
- f. Similar enclosed canopies have been favourably considered within ODZ, as ancillary facilities to commercial outlets, amongst which PA 1972/16, case details of which are being attached for ease of reference.

Thus, in light of the above, we would like to urge EPRT to favourably consider this development application.

Yours Sincerely,



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