

16th October 2019

The Environment and Planning Review Tribunal

Nru. ta' l-Aplikazzjoni: PA/7090/18

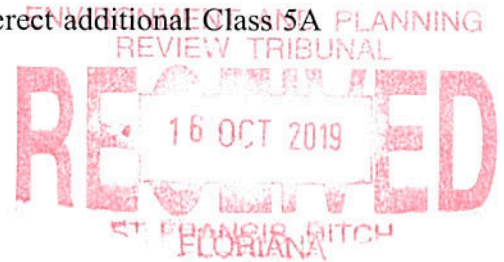
Lokazzjoni: GM Yard, Triq tal-Balal, San Gwann

Proposta: To carry out modifications to plans of Class 5A premises

approved with PA 1853/12 and erect additional Class 5A
garages/stores

Ref. Taghna:

Ref. Tribunal:



Margod Investments Limited

vs

L-Awtorita' ta' l-Ippjanar

The appellant respectfully submits:-

- I) The applicant made the submission of this application in 2018.
- II) This application was refused by the Commission and the decision was published on the 18th September 2019.
- III) The appellant feels aggrieved by this decision and is hereby submitting this appeal.

Together with this appeal, the appellant is submitting:-

- A copy of the decision notice (Dok JA1).
- Receipt of Payment (Dok JA2).

The appellant respectfully submits the following:

- 1.1 The Authority wrongly applied the provisions of the law and policy regulating this site.
- 1.2 The site in question is covered by a legitimate permit and committed site hence, the current permit should have been approved.
- 1.3 The site in question is surrounded by similar and identical developments, all of which have been duly notified to the authority, and hence the Authority was duty bound to approve the said permit.
- 1.4 The Authority also took the benefit of a site inspection to very same and on the basis of this, the Authority should have approved the permit.
- 1.5 The proposed development is in line with the local plan policies regulating the site, and is not contrary to the provisions of the applicable policies.
- 1.6 The proposed development satisfies all other applicable criteria and requirements that are necessary for this development to be favourably considered and approved.

In view of the above, and further submissions that the appellant reserves to make, the appellant requests the Tribunal to revoke the decision of the Commission, and consequently order the Authority to issue the relative permit, and this under those terms and conditions that the Tribunal may deem appropriate.

With Respect



Av. Ian J. Stafrace

Witnesses:

1. Appellants, and consultants and consultees and officers of the Authority to confirm the facts.



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