ROBERT MUSUMECI
avukat - perit

TRIBUNAL TA' REVIZJONI TA' L-AMBJENT U L-IPPJANAR

Rif Ta' l- Awtorita': PA5454/19

(*Deskrizzjoni tal- Proposta*: To cover the front garden in a lightweight visually permeable material and place tables and chairs in conjunction with an existing licensed restaurant.)
(*Sit:* Happy Pigs, Triq il-Kahli, San Pawl il-Bahar)
(*Rif Taghna*: RM034/20 ABRM310/19)
(*Rif Tribunal*: N/A)

ENVIRONMENT AND PLANNING REVIEW TRIBUNAL
RECEIVED
14 FEB 2020
ST FRANCIS DITCH
FLORIANA

Maria Dolores Grima

-vs-

L-Awtorita' ta' Malta dwar l-Ambjent u l-Ippjanar

Rikors tal-appellanta
Data: 05.02.20

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1. Illi din l-applikazzjoni kienet deciza favorevolment mill-Kummisjoni ta' l- Ippjanar nhar id-9 ta' Jannar 2020;

2. Illi sussegwentement, l-appellanta rceviet in-*non-executable permit* bid-data tad-9 ta' Jannar 2020 fejn hija ntalbet taghmel is-segwenti hlasijiet:

2.1 *'To make up for the shortfall in parking provision of 3 parking spaces, this development permission is subject to a contribution amounting to the sum of €11,000 in favour of the Planning Authority's Commuted Parking Payment Scheme for the locality within which the site is located. The contribution shall be utilised as required and directed by the Planning Authority.'*

3. Illi l-appellanta qed tikkontesta l-hlas hawn fuq imesmmi, ekwivalenti ghal €11,000 *'in favour of the Planning Authority's Commuted Parking Payment Scheme'* u dan proprju ghar-ragunijiet segwenti:

3.1 Illi l-imsemmi ammont qed jintalab *in vista* ta' *tables and chairs* li se jitpoggew fil-konfini esterni tas-sit;

3.2 Huwa pacifiku li meta l-izvilupp *si tratta* ta' *'outdoor catering area'*, dan it-Tribunal ma jitlobx hlasijiet addizzjonali *'in favour of the Planning Authority's Commuted Parking Payment Scheme'* (Ara per ezempju **PA3283/15**, **PA2229/16**, **PA6027/16** u **PA6200/16**).

4 Illi *in vista* tar-ragunijiet *sovra* espressi, l-appellant qed jitlob lil dan it-Tribunal jesonora lill-appellanta milli thallas l-imsemmi ammont ta' €11,000 rapprezentanti *CPPS*.

5 Illi flimkien ma dan ir-rikors, l-appellanta qed tannetti s-segwenti dokumenti:

- **Dokument RM1:** Kopja tal-formola ta' l-applikazzjoni
- **Dokument RM2:** *Site plan* relattiva
- **Dokument RM3:** Pjanti sottomessi ghall-approvazzjoni tal-Kummissjoni
- **Dokument RM4:** Kopja tan-*Non-Executable Permit*
- **Dokument RM5:** L-ircevuta tal-hlas tad- dritt ta' l-appell

Dr Robert Musumeci
LL.B. LL.D. B.E.&A.(Hons) M.Sc. (Cons.Tech.) ***Perit***