

7th October 2020

The Environment and Planning Review Tribunal

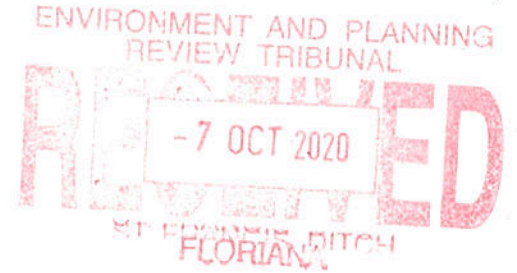
Nru. ta' l-Aplikazzjoni: PA/2633/20

Lokazzjoni: 55, Triq iz-Znuber, Attard

Proposta:

Ref. Taghna:

Ref. Tribunal:



Joseph Farrugia

vs

L-Awtorita' ta' l-Ippjanar

The appellant respectfully submits:-

- I) The applicant made the submission of this application in 2020.
- II) This application was refused by the Commission and the decision was published on the 9th September 2020.
- 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:

The appellant respectfully submits the following:

- 1.1 The Authority wrongly applied the provisions of the law and policy regulating this site.

- 1.2 Contrary to the reason for refusal, the proposed development is not in breach of policy S4 of DC 15 which policy does not state that a one way system is a sub-standard system. In as much as the same policy caters for, and regulates one way aisles. Even more so when the minimum height of the area in question is 211 cm and hence inaccessible to vehicles which exceed the said height.
- 1.3 The said policy regulates the width of the aisles and certainly the proposed development is in line with the said policy.
- 1.4 As clearly explained throughout the process of the application, the proposed development also fulfills all applicable criteria in relation to fire and air ventilation.
- 1.5 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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