

6th January 2021

**The Environment and Planning Review Tribunal**

Received  
g 2/1/21

*Nru. ta' l-Applikazzjoni:* PA/4744/17

*Lokazzjoni:* Quarry Site at Tal-Ponta, san Lawrenz, Gozo

*Ref. Taghma:*

*Ref. Tribunal:*

**Francis Bugeja**

vs

**L-Awtorita' ta' l-Ippjanar**

The appellant respectfully submits:-

- I) The applicant made the submission of this application in 2017.
- II) This application was approved by the Commission and the decision was published on the 9<sup>th</sup> December 2020.
- III) The appellant feels aggrieved by the imposition of condition one (1) in this decision and is hereby submitting this appeal.

Together with this appeal, the appellant is submitting:-

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

The appellant respectfully submits the following:

- 1.1 The Authority wrongly imposed an obligation on the appellant to deposit a guarantee for the value of forty thousand euro (€ 40,000) when this permit is a

follow up on the previous permit, namely PA 1517/02 in which a far lesser guarantee was imposed.

- 1.2 The applicant always fulfilled his obligations under the previous permit, and hence fails to understand the logic of imposing a higher guarantee.
- 1.3 The development approved was likewise approved in PA 1517/02, yet the applicant did not execute the full extent of the development approved in PA 1517/02 within the term of validity of the said permit. This new permit does not grant the applicant any further rights in the said quarry and hence the same conditions of the previous permit ought to have been applied.
- 1.4 The said imposition is not justified and is not reasonable and hence must be amended.

In view of the above, and further submissions that the appellant reserves to make, the appellant requests the Tribunal to amend condition one (1) of the said permit and impose a guarantee of the same value as that of the previous 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.



**Av. Ian J. Stafrace  
9/4 Britannia House  
Old Bakery Street  
Valletta**