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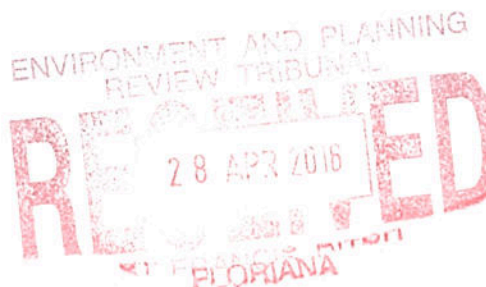
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The Chairman,
Environment and Planning Review Tribunal,
Floriana

Our ref: 5614, 5615 and 5616

Your ref:

Site: I/o Siggiewi



Request for appeal from MEPA decision

Dear Sir,

Reference is made to the attached MEPA decision dated 28th March 2016 received on the 2nd April 2016 with the subject 'Requests for de-scheduling of three sites at Taz-Zebbiegha, Misrah il-Hawt and Il-Faqanija I/o Siggiewi', copy attached as appendix A.

Reference is made to the attached previous submissions by the undersigned dated December 2015, and which submission were never even acknowledged by MEPA. Copies of submissions attached as appendices B, C and D.

Any reference to MEPA in this letter is deemed to refer to decisions taken by MEPA and/or the legal pursuer to MEPA which is the Planning Authority.

Since MEPA has issued a decision to the said original requests, an appeal to this decision is being submitted since:

- a) The decision issued by MEPA is not specific to the site in question as it refers to three requests pertaining to different areas. Since each area/quarry has a different background in terms of natural and ecological heritage, such a decision referring to three different submissions is illogical and unjustified as each site has to be treated on its own merits;
- b) The request was not based on the whole quarry but on a specific part of the quarry which merits de-scheduling;
- c) The decision taken by MEPA is not based on the unique qualities of the area in question but refers to other issues which are totally irrelevant such as existing enforcements in other parts of the quarry or in other quarries. It even referred to a court sentence (!) which is totally irrelevant as the de-scheduling of a site is to be based on the site and not on the applicant's criminal history;
- d) The decision taken by MEPA to claim fuori termine is totally unjustified since the MEPA has in a similar circumstances and adjacent to the site in question adopted a totally different attitude by considering the applicant's request and subsequently granting such a request;
- e) Such a request should have been treated by MEPA in more detail. The undersigned has requested meetings with Ms Stephanie Farrugia, who denied such requests.

Concluding, since:

[I] it is inconceivable that MEPA should take such a decision not based on scientific, ecological and/or heritage grounds;

li] the case was decided not on its own merits but by referring to other irrelevant issues, and each site should have been uniquely dealt with;

lii] MEPA has not treated this request in line with similar requests; and

lv] since MEPA has not given the applicant the right for a fair hearing, and in line with similar requests which were acceded to by MEPA, I am kindly requesting that this Tribunal annuls the said decision dated 28/03/2016.

Regards,



Perit Anton Zammit Dip Law of Proc. (Melit), B.E.&A.(Hons.),A.&C.E.
24/04/2016