

89  
PH

Aedes Danielis,  
Carlo Diacono Square,  
Zejtun.

Environment & Planning Review Tribunal.

P.O. Box 172,  
Marsa.

8<sup>th</sup> March 2017

Dear Sir,



Re: PA/02603/15- Location: Palazzo Bonici, Triq it-Teatru c/w Triq L-Ifran, Belt Valletta, Malta.- Proposal: to affect restoration works to facades on Old Bakery Street and Old Theatre Street, effect internal alterations and addition of roof structure.

With reference to the above mentioned application we wish to appeal on various points:

1. Our representations were not addressed by the case officer as per DPA report and neither were our submissions to the DPA report addressed. Contrary to what is stated by the Authority that "no submissions were received" to the DPA report, our submissions were in fact received by the authority on the 11<sup>th</sup> November 2016 within the time frame as stipulated in the Authority's letter sent to us dated 2<sup>nd</sup> November 2016.
2. The applicant had sent us a notice under section 68(3) of Chapter 504 meaning that 'ex admissis' she recognizes and admits that she is not the sole owner of the site in question. In our representations dated 10<sup>th</sup> August 2015 and 2<sup>nd</sup> September 2015 as co-owners of the property in question, we had informed the Authority and stated that "we are not giving our consent nor have we given our consent for this development application according to chapter 504 section 68(3)(a)". We wish to point out that this goes against a recent decision given by the Court of Appeal, wherein it stated that the applicant has to be given consent from the other co-owners

according to law, which in this case no consent was given from us, contrary to what the applicant declared in her application form. This is not a simple contestation of title or aspect of title but an admission from the applicant that there are other co-owners and it is apparent that they are objecting to this development and not giving their consent.

3. When the Authority received our letters the case officer was obliged, according to law, to stop processing this application and refuse same.

In view of the above the permit is to be nullified and withdrawn and thus considered void with costs.

Yours faithfully,

A handwritten signature in blue ink, reading 'Annamaria Spiteri Debono'. The signature is fluid and cursive, with the first name 'Annamaria' being the most prominent part.

Annamaria Spiteri Debono pro. & obo Caren Preziosi

List of Witnesses:

Agnes Gera de Petri Testaferrata Bonici. To confirm documents.

Perit Godwin J. Aquilina. To confirm documents