

**Fit-Tribunal ta' Revizjoni tal-Ambjent u l-Ippjanar**

PA/07546/16

Prof. John Portelli (detentur tal-karta tal-identita' numru 726944 M) u Victoria Portelli (detentriċi tal-karta tal-identita' numru 218646 M)

vs

L-Awtorità tal-Ippjanar u Emily Bromage



**Rikors ta' Prof. John u Victoria konjuġi Portelli**

Jesponu bir-rispett

Illi kontestwalment ma' dan ir-rikors qed jiġi ntavolat rikors tal-appell mid-deċiżjoni tal-Awtorità tal-Ippjanar tad-29 ta' Marzu 2017 (ippubblikat fid-19 ta' April 2017) dwar l-Applikazzjoni Nru PA/07546/16 ta' permess ta' żvilupp minn Emily Bromage (il-"Permess").

Illi a tenur ta' l-Artikolu 33 tal-Att dwar it-Tribunal ta' Revizjoni ta' l-Ambjent u l-Ippjanar (Kap. 551 tal-Liġijiet ta' Malta), l-appellanti qed jitolbu s-sospensjoni tal-eżekuzzjoni tal-Permess sakemm jiġi deċiż ir-rikors tal-appell.

Illi l-Permess ma jaqax taħt l-eċċezzjonijiet għal sospensjoni msemmija fl-Art 33(1) tal-Kap. 551. Jekk l-eżekuzzjoni tal-Permess ma tiġix sospiża, dan se jkun ta' preġudizzju ħafna ikbar għar-rikorrenti meta mqabbel mal-preġudizzju li jista' jiġi kkawżat lill-intimata Emily Bromage jekk tiġi sospiża l-eżekuzzjoni tal-Permess. Barra minn hekk l-iżvilupp ma jistax jiġi faċilment imneħħi jew imqiegħed lura fl-istat li kien qabel dak l-iżvilupp mingħajr ma johloq inkonvenjent serju lir-rikorrenti.

Għaldaqstant, għar-raġunijiet suesposti r-rikorrenti jitolbu bir-rispett lil dan it-Tribunal sabiex, a tenur ta' l-Artikolu 33 tal-Kap. 551, jissospendi l-Permess.

Ma' din l-applikazzjoni qed tiġi annessa traduzzjoni fil-lingwa Ingliża għal kull buon fini.

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**In the Environment and Planning Review Tribunal**

**PA/07546/16**

**Prof. John Portelli (holder of identity card number 726944M) and Victoria Portelli (holder of identity card number 218646M)**

**vs**

**The Planning Authority and Emily Bromage**

**Application of Prof. John Portelli and Victoria Portelli**

It is respectfully submitted:

Together with this application, an appeal application is being filed against the decision of the Planning Authority of 29 March 2017 (published on 19 April 2017) in connection with application PA/07546/16 submitted by Emily Bromage for development permission (the "Permit")

In terms of article 33 of the Environment and Planning Tribunal Act (Cap. 551 of the Laws of Malta), appellants are requesting the suspension of the execution of the permit pending determination of the appeal.

The Permit is not one which falls within the exemptions listed in article 33(1) of Cap 551. If the execution of the permit is not suspended, the appellants would suffer a greater prejudice than the applicant would if the permit were to be suspended. Additionally, the development cannot be removed and the site cannot be reinstated without causing major inconvenience for the appellants.

Therefore, in view of the above, the appellants respectfully request that this tribunal uphold, on the basis of article 33 of Cap. 551, their request to suspend the permit.

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