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Our Ref. 79/09

Your Ref. PA 945/18

Dec. 18, 2018

**The Secretary
Environment and Planning Review Tribunal
P.O. Box 172,
Marsa**



**Application no.: PA 945/18
Location: Site at (Field), Triq Lapsi, Siggiewi, Malta
Proposal: Proposed construction of rabbit farm, ancillary manure clamp,
basement store, basement water reservoir and proposed gate**

Appeal against condition imposed prior to issue of permit

Dear Sir / Madam,

On behalf of my client, Silvio Borg, I would like to register an appeal related to a request by the Planning Authority for the presentation of proof that applicant is not owner of site subject to ecf 324/10 and / or removal of all illegalities from site subject to ECF 324/10, prior to issue of executable permit.

Please note that there was never any relation between site approved with this application (PA 945/18) and any other site.

This does not have any material bearing on the proposed (now approved) development and the PA cannot provide such condition for the removal of illegalities from another site, which site is registered on third party and does not form part of application site.

There is no law within the Planning development act which directs PA directorate to impose the removal of any illegality on a different site or to present legal proof that applicant is not owner of a site (that does not form part of application site) that is subject to an enforcement notice.

This request would create an unwanted precedent.

On the above, I kindly request the EPRT to amend request issued by PA on 11th December 2018 and delete clause (a) of letter.

Tancred Mifsud A&C.E.

architect, civil & structural consultant