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Environment and Planning Review Tribunal
Block B, St. Francis Ditch
Floriana

Our Ref.: 6300/22

28th October 2022

Case No.: EC/00091/22

Location: Pirates Galley, Triq San Xmun, Xlendi, Munxar

Summary: Construction of fixed structure without permit from that approved in
PA3281/15 dated 20th November 2015 and PA6781/13 dated 21st November
2013

Request for Appeal

Dear Sir/Madam,

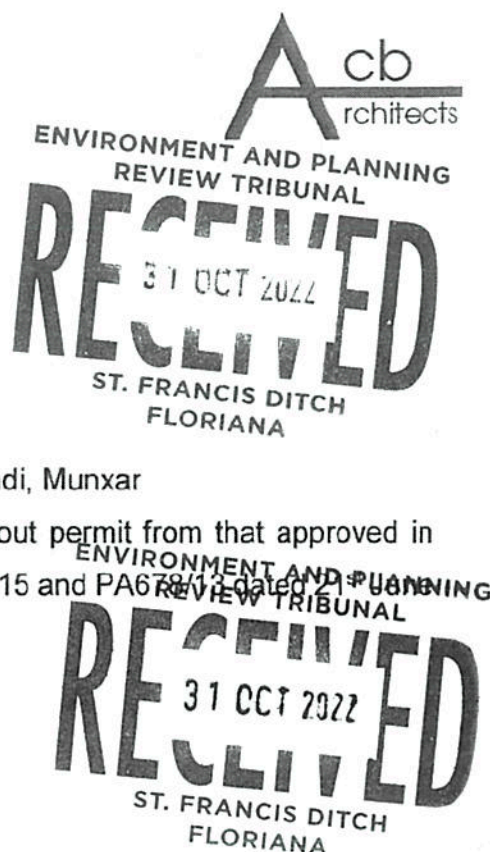
I am writing this appeal on behalf of my client, Mr. Angelo Attard, with regards to the issue of an enforcement notice EC/00091/22 pertaining to the installation of a canopy at the site of Pirates Galley in Triq San Xmun, Xlendi, Munxar.

The appellant is aggrieved by the release and issuance of the Enforcement Notice for the following grounds:

- (a) the enforcement notice was issued incorrectly in view that while Article 97 of Act VII of 2016 refers to an activity or development, the installation of a canopy does not consist neither in a development nor in an activity;
- (b) a planning application has been submitted with the Planning Authority for the sanctioning of the installation of the canopy in question with tracking number

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TRK/266475, to which the necessary clearance from the Lands Department was issued today.

For the reasons mentioned above, the appellant is respectfully submitting that the appeal should be upheld and is humbly requesting the Tribunal to declare that the Enforcement Notice EC/00091/22 should not be enforced against the appellant.

May I also point out that my client would like to reserve the right to put forward all such documentation and to make such further submission permissible at law.



Perit Anthony Bezzina

BE & A (Hons.), MA (Dip. St.), DDS, CMIC, A & CE, MP

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