

Test of Reasonableness Board (TORB)

As per the Equal Opportunities (Persons with Disability) Act I of 2000 Cap. 413 of the Laws of Malta

3rd April 2019

Our Ref: MarTORB_03

Mr. Andrew Bezzina
13, SempreViva
Triq Salvu Aquilina
Mosta MST 3161

PA/08959/18 – San Ġiljan – To sanction existing building, including connection from existing to proposed Class 4A office from Level 1 to 4, and change of use from residential to Class 4A office.

On Friday 22nd March 2019 the Test of Reasonableness Board (TORB) discussed a request for exemption received on the above indicated permit. Perit Colin Zammit and Mr. Andrew Bezzina were present on behalf of the applicant.

Exemption from CRPD's requirements as stated in Access Audit was requested due to site limitations involving a change in level between the current and adjacent property.

CRPD objected on the following non-conforming elements:

- Door leaf opening and direction.
- Lift cabin dimensions.
- Proposed office is only accessible through steps (Levels 1 and 2).
- Levels should be marked were lines could refer to a step.
- The access for all sanitary facilities dimensions do not conform to AADG 2011.
- No accessible for all sanitary facilities at Levels 3 and 4.
- No refuge areas.
- Terrace levels do not conform the AADG 2011.

Taking all arguments in consideration, the TORB concluded that it is **REASONABLE** to exempt the building from having accessible sanitary facilities at Levels 3 and 4 on condition that all remaining sanitary facilities in the building are accessible for all. It is however **NOT REASONABLE** to exempt on the remaining issues as not all possible solutions have been considered.

**Exempted elements are ticked in an X above.*



Rita Vella
Chairperson
Test of Reasonableness Board