

## Test of Reasonableness Board (TORB)

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

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31st January 2020

Our Ref: JanTORB\_01

Ms. Maria Grazia Cassar  
c/o Din l-Art Helwa, 133  
Melita Street  
Valletta VLT 1123

PA/07134/19– Mellieħa – Proposed usage of pre-1967 disused but restored military structures as observation center with sleep over facilities. This observation center shall be utilized for educational, research and recreational activities.

On Friday 24th January 2020, the Test of Reasonableness Board (TORB) discussed a request for exemption received on the above indicated permit. Ms. Maria Grazia Cassar and Perit Joseph Attard were present on behalf of the applicant.

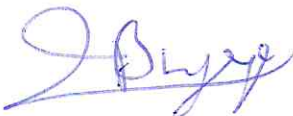
CRPD objected on the following non-conforming elements:

- Levels on both sides of all entrances should be indicated on plan.
- The dimensions of the accessible for all sanitary facilities to be indicated on plan.
- The proposed development contains areas which are accessible only through steps, and hence it is not accessible to all.
- No accessible accommodation room indicated

Exemption was requested on the installation of a passenger lift to provide access to the First Floor Level upwards in view that the only access is through a staircase of stone newel which has a width of 600mm and therefore cannot accommodate a lift. Applicants advised that a lift on the outside of the Tower cannot be implemented as it would be an aesthetical eyesore to the site which is a Level 3 – Ecological Area, Level 2- AEI, Area of High Landscape Value and Natura 2000 site.

Taking all arguments in consideration, the TORB concluded that it is **REASONABLE** to exempt\* the First Floor level and upwards from being accessible on condition that the Ground Floor is accessible for all.

*\*Exempted elements are marked in an 'X' in the tick boxes above.*



Mr. Joseph Bugeja  
Vice-Chairperson  
Test of Reasonableness Board