

Test of Reasonableness Board (TORB)

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

31st January 2020

Our Ref: JanTORB_07

Ms. Mary Doris Camilleri
'Firefly'
Triq il-Bajja
Bugibba, St. Paul's Bay SPB2024

PA/01899/19 – St. Paul's Bay – Miscellaneous alterations to licenced Class 4D premises and sanctioning of front garden canopy and signage.

On Friday 24th January 2020 the Test of Reasonableness Board (TORB) discussed a request for exemption received on the above indicated permit application. Perit Paul Camilleri was present to make his case in front of the TORB.

CRPD objected on the following non-conforming elements:

- With reference to proposed tables and chairs area, spot levels from pavement / road to tables and chairs area should be provided where lines could refer to as a step.
- Applicant is requested to indicate the accessible route on submitted plan drawing in accordance to AADG 2011.
- Specifications regarding the 'flex steps' should be marked and indicated on plan.
- Main entrance should be marked and indicated on plan with spot levels on both sides as per AADG 2011.
- Double leaf doors should have one leaf of a minimum of 900mm.
- Accessible sanitary facilities door should be marked on plan as per AADG 2011 (opening outwards).
- Service counter height should conform to AADG 2011.
- Yard entrance should be marked with spot levels on both sides.
- Maximum threshold 15mm.
- External paving material should be added to all outdoor areas.

Exemption was requested on the main entrance from conforming to AADG 2011. Plans currently show a ramp with gradient 1:10 while that in order to conform to Standards would need to be with gradient 1:16. According to applicant a ramp according to AADG 2011 cannot be implemented in view of the already limited internal space. There is also not enough space in the 'front garden' to accommodate the required ramp.

Taking all arguments in consideration, the TORB concluded that it is **REASONABLE** to exempt* the main entrance ramp's gradient from conforming to AADG 2011 on condition that a bell (with signage) according to AADG 2011 is provided for persons with disability to call for assistance should they require.

**Exempted elements are marked in an 'X' above.*



Mr. Joseph Bugeja
Vice-Chairperson
Test of Reasonableness Board