

Test of Reasonableness Board (TORB)

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

19th September 2019

Our Ref: 12SepTORB_06

Mr. Hussain Maaloul
Flst 6, STS Court
St. Paul's Bay SPB 3140

PA/03384/19 – St. Paul's Bay - Change of use from approved commercial outlet to Class 4B mini market including butcher, minor internal alterations and sanctioning of front garden.

On Thursday 12th September 2019 the Test of Reasonableness Board (TORB) discussed a request for exemption received on the above indicated permit. Perit Michael Anastasi was present on behalf of the applicant.

Clearance on the proposed stair inclined platform lift was requested as it is difficult to install any other means of access due to the 3rd party garages underneath the front garden and entrance.

CRPD objected on the following non-conforming elements:

- Stair incline lift will only be considered as an acceptable form of vertical circulation in an existing building following clear proof by a competent person e.g. warranted perit that other forms of vertical access (passenger lift or a platform lift) are not technical possible.
- In the existing building and facilities the use of the stair inclined lift as part of an accessible entrance route shall be considered only if it is located within the building fabric and/or adequately sheltered from the elements.
- A stair incline lift will only be considered as a means of access, where an existing building is defined as one which was constructed before 1st January 2000.
- The stair platform lift shall have a clear area of 1500mm by 1500mm wide at the bottom landing.
- For a building with a single stairway the clear stairway width for means of escape shall be maintained between the carriage rails of the stair inclined lift and the handrail opposite.

Taking all arguments in consideration, the TORB concluded that it is **REASONABLE** accept the installation of a stair inclined platform lift on condition that it conforms to AADG 2011. Bell and signage as per AADG 2011 should also be installed.

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



Rita Vella
Chairperson
Test of Reasonableness Board