

## 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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19th September 2019

Our Ref: 12SepTORB\_07

Ms. Anne Borg Mizzi  
'Iċ-Ċaqgħa'  
Triq V. Boron  
Naxxar NXR 2280

PA/04902/19 – Naxxar – Change of use of pre-1967 residence to Class 3A guesthouse. The proposal includes minimal internal alterations together with the restoration of facade.

On Thursday 12th September 2019 the Test of Reasonableness Board (TORB) discussed a request for exemption received on the above indicated permit. Perit Melanie Spiteri and Ms. Anne Borg Mizzi were present on behalf of the applicant.

Exemption was requested on the First Floor upwards from accessibility requirements due to the space restrictions of the existing historical building. The applicants proposing to render the Ground Floor Level fully accessible with an accessible for all guest room.

CRPD objected on the following non-conforming elements:

- Spot levels should be provided where lines could refer change in levels.
- Missing grab rail should be indicated and conform on plan as per AADG 2011 & LN198 of 2019.
- All common areas (sanitary, breakfast area, public terrace) should be rendered accessible to all as per AADG2011.
- Turning circle leading to the accessible for all en-suite should be marked and provided on plan as per AADG2011.
- All external paving material should be marked and labeled on plan as per AADG2011.

Taking all arguments in consideration, the TORB concluded that it is **REASONABLE** to exempt the First Floor Level upwards from accessibility regulations on condition that the Ground Floor Level is accessible for all including an accessible entrance and reception, accessible guest room and ensuite and the installation of an assistance bell at the accessible for all guest room as proposed to Board.

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



Rita Vella  
Chairperson  
Test of Reasonableness Board