

## 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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4th March 2020

Our Ref: 20200228\_TORB08

Ms. Isabella Debattista  
Mirabelle Flat 4  
Misraħ il-Bajja  
Bugibba, St. Paul's Bay SPB2510

PA/05407/18 – Valletta – Change of use from existing retail outlet to class 4D including internal alterations, minor changes to facade and fixing of sign.

On Friday 28th February 2020 the Test of Reasonableness Board (TORB) discussed a request for exemption on the above indicated permit approval. Ms. Isabella Debattista and Perit Christian Spiteri were present on behalf of the applicant.

CRPD objected on the following non-conforming elements when inspecting for compliance certification:

- Entrance ramp is not compliant; it is approximately 220cm long and rises between 21 and 26cm (the street slopes). Length to be 282cm minimum 1 in 12 from mid-point of door).
- Bar counter not compliant.

Permit already issued by the Planning Authority and which also holds CRPD's approval. Permit approval consisted of a ramp with 1:16 gradient at the entrance of the Pub. Exemption requested in view that a ramp with gradient 1:12 continued with a ramp with a gradient of 1:63 was installed instead as when uncovering the old flooring of the entrance corridor to remove the previous step it was discovered that the tiles were laid onto masonry slabs which form part of an underlying 3rd party basement and which were laid at a higher level than the road.

Exemption also requested in regards to the bar/ counter height since the Pub will be completely table service.

Taking all arguments in consideration, the TORB concluded that it is **REASONABLE** to exempt\* the main entrance ramp (the first part with gradient 1:12) from AADG 2011 requirements in view of the restrictions found onsite. The Bar/ Counter height is also exempted in view that the establishment will adopt a table-service environment

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



Ms. Rita Vella  
Chairperson  
Test of Reasonableness Board