

Test of Reasonableness Board (TORB)

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

2nd July 2020

Our Ref: 20200626_TORB04

Mr. Wallace Fino
Tamarac Ltd
Fino, Fino Building,
Notabile Road
Mrieħel, Birkirkara BKR 3000

PA/07667/19 – Valletta – Internal alterations to existing town house, change of use from residential to class 3A accommodation and to construct lift shaft and setback floor. Including restoration of existing facade and apertures.

On Friday 26th June 2020 the Test of Reasonableness Board (TORB) discussed a request for exemption received on the above indicated permit application. Perit Adrian Mangion and Perit Liliana Vella were present on behalf of the applicant.

CRPD objected on the following non-conforming elements:

Internal Environment:

- Dining area inaccessible except by stairs.

Exemption requested since the existing staircase divides the room from the lift and landing at the rear of the property and it is therefore not possible to render the proposed dining area accessible.

The applicants advised that they considered having the dining area in a currently proposed non-accessible room and a guest room in it's stead however in view that the proposed dining area is quite narrow it cannot be made into a guest room as per MTA regulations. They also explained that should the the property hold one less guest room the project would no longer be feasible.

Taking all arguments in consideration, the TORB concluded that it is **REASONABLE** to exempt* the breakfast area from accessibility requirements in view of the site restrictions. Room service should however be provided for the guests of the accessible room.

**Exempted elements are marked with an 'X' above*



Ms. Rita Vella
Chairperson
Test of Reasonableness Board