



Is-Swieqi
LOCAL COUNCIL

MINUTI

KUNSILL LOKALI SWIEQI

IS-SEBGHA KUNSILL 2015-2018

SEDUTA NUMRU 14

27 TA' JANNAR 2016 FIL-5PM FL-UFFIĊĊJU AMINISTRATTIV TAL-KUNSILL

PREŻENTI:

Is-Sinjuri:

NOEL MUSCAT	SINDKU
DR. JUSTIN FENECH	VICI SINDKU – 5.50pm
MARY ANNE ABLE	KUNSILLIER – 5.45pm
ALEX CHETCUTI	KUNSILLIER
PAUL FENECH	KUNSILLIER
THERESA VALENTINO	KUNILLIER
ALFRED CURMI	KUNSILLIER
MAURO MICELI	KUNSILLIER
MARIO FAVA	KUNSILLIER

Is-Sindku qal it-talba.

I RAPPORTI MILL-KUNSILLIERI

Mill-Kunsillier A. Curmi

1. Il-Kunsillier A. Curmi pprezenta rapport idettaljat li gie ccirkulat minn qabel permezz ta' email ta' xi xoghlijiet li ghad irridu jigu diskussi jew ippjanati. Dan ir-rapport se jkun aness ma' dawn il-minuti bhala App. A.
2. Il-Kunsillier staqsa jekk waslitx korrispondenza mill-ARMS dwar il-kontijiet li hallas il-Kunsill ghall-kosnum tad-dawl li l-istess kontijiet jidhru li thallus ghan-nom tal-Ministeru. Is- Segretarju Ezekuttiv nfoma li dwar dawn il-kontijiet hemm ftehim bejn is-Sindku, il-Kunsillier M. Fava u s-Segretarju Ezekuttiv flimkien ma' Chairman ta' l-Enemalta. Is- Segretarju Ezekuttiv komplja jinforma li fil-Kunsill waslet ittra mill-ARMS li ghalkemm mhux cara bizzejjed pero' qed tindika li l-kontijiet thallsu ghan-nom tal-Kunsill u mhux tal-Ministeru.
3. Il-Kunsillier staqsa jekk sarux kuntatti mal-kuntrattur dwar paving blocks jicaqalqu quddiem il-hwienet fi Triq is-Swieqi. Is- Segretarju Ezekuttiv informa li l-kuntrattur gie nfurmat u dan se jmur l-ewwel cans possibli.

Mill-Kunsillier T. Valentino

1. Il-Kunsillier pprezentat rapport idettaljat tal-hidma li saret minn naha taghha mill-ahhar seduta s'issa. Dan ir-rapport se jkun aness ma' dawn il-minuti bhala App. B.
2. Hija staqsiet jekk il-Kunsill irceviex xi twegiba minn naha tal-MEPA dwar l-ogezzjoni li l-Kunsill ghamel rigward it-tibdil ta' North Harbour Local Plan. Is-Segretarju Ezekuttiv wiegeb li sa llum, il-Kunsill ghadu ma rcieva l-ebda *feedback* dwar din il-materja.
3. Il-Kunsillier infurmat li diversi residenti huma nkwitati ferm dwar it-tibdil tar-rotot tat-transport pubbliku peress li xi rotot li kienu jintuzaw spiss u li residenti sabu hom utli hafna, issa twaqqu kompletament minghar alternattiva. Is- Sindku nfoma li huwa wkoll kellu lmenti simili u saru diveri rapporti lit-TM dwar din il-kwistjoni.
4. Hija rreferiet ghall-progett li se jsir minn naha ta' TM fuq ir-roundabout tal-Kappara. Bhalma ma jista jigi mbassar, it-triq li taghti minn San Gwann ghas-Swieqi se tibda tintuza' aktar minn kull tip ta' vettura u ghaldaqstant jkun jaqbel li hekk kif se titwessa din it-trejqa, jahsbu ukoll biex issir bankina. Fuq suggeriment tal-Kunsillier, gie deciz sabiex tinkiteb ittra lit-TM dwar din il-materja.

**HUGH ZAMMIT
SEGRETARJU EZEKUTTIV**

**NOEL MUSCAT
SINDKU**

I RAPPORTI MILL-KUNSILLIERI

Mill-Kunsillier M. Abela

1. Il-Kunsillier infurmat li hemm fi Triq ix-Xiber hemm xi dawl tat-triq maqtugh anke fin-nizla ta' hdejn il-Forti tal-Madliena. Is- Segretarju Ezekuttiv informa li se jaghmel rapporti neccessarji sabiex dan id-dawl jitranga mill-aktar fis.
2. Hija ssugheriet sabiex jekk hu possibli jigi nstallat bus-stop fi Triq ix-Xiber kantuniera ma' Triq is-Siegh. Is- Segretarju Ezekuttiv informa li se jistaqsi lit-TM dwar din il-materja.
3. B' referenza ghall-bankina li hemm fi Triq il-Madliena hdejn il-kappella, il-Kunsill talab sabiex issir linja bajda tul il-bankina kollha kif ukoll issiru parking bays (parti fuq il-bankina u parti fit-triq) sabiex b'hekk noholqu iktar spazji ghall-parkegg minghajr ma ndejqu il-wiesgha t-triq. Is- Segretarju Ezekuttiv informa li diga' kiteb lit-TM u lill-Kumissarju tal-Pulizija ghall-approvazzjoni taghhom.

Mill-Kunsillier A. Chetcuti

1. Il-Kunsillier informa li f' isem dan il-Kunsill, huwa ghamel kuntatt mal-Ministeru ta' l-Agrikultura u l-Harsien ta' l-animali dwar l-ippjanar li jsir dog park fil-lokalita' kif ukoll li titella wirja ta' l-animali. Wara diskuzzjoni, gie deciz li titella attivita fejn fiha jkun hemm wirja ta' l-animali u li din l-attivita ssir nahr id-29 ta' Gunju 2016. Kien hemm qbil unanimu dwar dan. Fuq suggeriment tal-Kunsillier, gie deciz ukoll li tinkiteb ittra ufficjali sabiex f' din l-attivita' jippartecipaw il-klieb tal-Pulizija. Is- Segretarju Ezekuttiv ha l-inkairgu li jaghmel dan.
2. Huwa informa li l- laqgha li sraet fil-bini tal-Kunsill ma' l-ufficjali tal-Wasteserv nhar il-Gimgha 29 ta' Jannar' 16 kienet wahda ta' success u ghalha attendew bi hgarhom diversi residenti fejn inghataw informazzjoni vasta dwar l-iskart u kif jista jitnaqqas l-uzu tal-borza s-sewda.
3. Il-Kunsillier irrefera ghall-kuntratt ta' gbir ta' skart domestiku li l-Kunsill ghandu mal-kuntrattur Galea Cleaning Solutions. Huwa nforma li wahda mill-fatturi li l-kuntrattur kien ibazza l-offerta hija li jarmi l-iskart kollu migbur fil- pjant tal-Maghtab. Minhabba it-tibdil li sar ricentament, issa se jkollu jarmi l-iskart fil-pjant ta' San Antnin. Dan ovjament jinvolvi distanzi itwal u iktar hin u ghalhekk se jinvolvi iktar spejjez. Ghaldaqstant, il-Kuntrattur qed jitlob li dawn l-ispejjez li gew imposti fuqu jigu mghottija lilu mill-Kunsill. Wara diskuzzjoni, il-Kunsill qabbad lis-Segretraju Ezerkuttiv sabiex jitlob lill-kuntrattur jiddikjara l-ispejjez kollha involuti barra mill-kuntratt.

**HUGH ZAMMIT
SEGRETARJU EZEKUTTIV**

**NOEL MUSCAT
SINDKU**

I RAPPORTI MILL-KUNSILLIERI

Mill-Kunsillier A. Chetcuti – ikompli

4. Il-Kunsillier irrefera ghas-sitwazzjoni ta' periklu li qed tinholoq ta' spiss fi Triq tal-Franciz minhabba li xi vetturi tat-transport pubbliku qed jipparjaw u qed joholqu ostaklu għall-vetturi l-oħra li gejjin mid-direzzjoni opposta. Huwa nforma li skond l-aħhar informazzjoni li għandu, bhalissa bdew xi taħdidiet sabiex dwan l-istess karozzi ma jibqgħux jiefqu hemm imma jiefqu fil-pjazza ta' Victoria Gardens.
5. Il-Kunsill gie nformat li l-Kunsillier għandu pjanta bid-dawl tat-toroq tal-Madliena kolla indikatu u nnumerati. Huwa nforma li kull min għandu bzonnha din se tithalla fl-ufficni tal-Kunsill.
6. Rigward Triq il-Perkusur u Triq tal-Mielah, il-Kunsillier issugerixxa sabiex fuq naha wahda fi Triq il-Perkusur jsiru zewg sinjali sofor fil-waqt li fi Triq tal-Mielah fuq iz-zewg nahat jsiru zewg sinjali sofor. Is-Segretarju Ezekuttiv ha l-inkairgu li jinforma lill-kuntrattur ikkoncernat.

Mill-Vici Sindku

1. Il-Vici Sindku nforma li saru kunatti ma' l-amministratturi tal-website li kellu l-Kunsill, fejn dawn infurmaw li sabiex issir kull tibdil f' din il-website hemm marbut hlas ta' €150.00. Is-Segretarju Ezekuttiv informa li huwa wkoll kellem lill-amministratturi imma gie nformat li min hu inkarigat bhalissa jinsab imsiefer. Wara diskuzzjoni, gie deciz li għalissa din il-website titpogga taht kostruzzjoni u għalhekk hadd ma jkun jista jacesaha.

II APPROVAZZJONI TA' PAGAMENTI U XIRI IEHOR

Giet pprezentata l-iskeda tal pagamenti nru.14, u wara li saru xi aggstamenti hekk kif mitlub fl-email tal-Kunsillier A. Curmi (mehmuz bhala App.C), hadd ma ogezzjona u għaldaqstant dawn il-pagamenti kollha gew approvati. Il-Kunsillier M. Abela ipproponiet u l-Kunsillier M. Fava ssekonda.

III RAPPORT MIS-SINDKU

1. Is-Sindku pprezenta rapport idettaljat tal-hidma tieghu mill-aħhar seduta sa llum. Dan ir-rapport se jkun aness ma' dawn il-Minuti bhala App. D.

Din il-laqgha spiccat fit-20.00 u b' mod unaninmu gie deciz li s-seduta li jmiss sssir nhar il-Hamis 3 ta' Marzu 2016 fil-5pm.

**HUGH ZAMMIT
SEGRETARJU EZEKUTTIV**

**NOEL MUSCAT
SINDKU**

Why are Construction Site Management Regulations Necessary?

Joe Mizzi – Minister for Transport and Infrastructure

When, in March 2013, the Hon. Prime Minister Dr. Joseph Muscat summoned me and trusted me with the responsibility of the Ministry for Transport and Infrastructure, my thoughts ran to the challenges which my Ministry would be facing, not least because the construction industry falls within this same Ministry.

We set to work immediately and carried an analysis of past data related to work site management. It was immediately clear to me that we needed to give particular attention to construction site management particularly because this same industry had been accused of not giving due attention to all that was happening around it. We did come across cases of sheer negligence, however we decided to embark on a campaign which would not only educate people about their rights but also about their obligations.

The Building Regulation Office (BRO) which is within the remit of the Ministry for Transport and Infrastructure, has provided this publication to initiate further awareness to ensure citizens are not only looking after the environment around them, but are also creating the least possible nuisance to others. I have no doubt that this publication will be received positively by everybody and therefore, as a Government who listens, we are ready to take heed of what the citizens would like to tell us.

The aim of the construction site management regulations are to:

- reduce inconvenience to neighbours
- reduce dust and spreading of construction material
- improve the visual impact of construction sites and their surrounding

These regulations apply to construction works which also include demolishing and excavation.

Measures to control the amount of dust emission during construction works:

- Stone and brick cutting must take place within a closed environment like, for example, a closed structure erected temporarily on the building site which is boarded with an impermeable material.
- The use of tools equipped with a dust extraction system.
- Loose building materials (such as sand and aggregate) should be transported, deposited and stored in sealed containers.
- Construction sites and their surroundings should be kept clean at all times.
- Sanding in indoor areas must be carried out only if all external apertures are boarded with an impermeable material whereas outdoor sanding must be carried out with the use of machinery which is equipped with dust extraction and recovery systems. All areas must be totally covered around the whole working area with material that must form a barrier against the emission of dust
- Everyone must ensure that no dust or debris falls from the construction site. It is important that all access to the site is blocked.
- Such hoarding should be made of suitable rigid material and should be no less than 8m in height and equipped with waste chutes and adequate lighting.
- Construction works are permitted between 7 am and 8 pm excluding Sundays and public holidays.
- No excavation and demolition works are permitted in tourism zones during the period between the 15th June and 30th September as established by the Malta Tourism Authority.

These regulations incorporate a number of measures which include:

- The need to appoint a construction site manager who will ensure that the contractor abides by these regulations. The name of the site manager must be officially communicated to the Building Regulation Office upon notice of commencement of works.
- Roads and public areas which have sustained damage due to construction works must be repaired by the owner to a condition that is at least as good as that found prior to construction.

time limit set above, the 30 day period for making an appeal starts when the Authority's reply on the reconsideration is received, and if no reply is received within 30 days, the period for making an appeal commences on the date on which the Authority should have determined the reconsideration, ie 30 days from the date on which the request for reconsideration was received by the Authority.

-- Fees for Requests for Reconsiderations and Appeals

either case there is a fee to be paid, which should accompany the request for Reconsideration or the Appeal. The fees are :

for a Reconsideration 3% of the Development Permit Fee paid in respect of the original application subject to a minimum of EUR 69.88 (Lm 30.00).

for an Appeal 5% of the Development Permit Fee paid in respect of the original application subject to a minimum of EUR 186.35 (Lm 80.00).

-- Form of Requests for Reconsiderations and Appeals

for Reconsideration and Appeals should be submitted on the appropriate form, and accompanied by the fee. In addition a statement setting out the reasons for the request for reconsideration should be submitted. This statement should be detailed and directed towards the reasons or for the imposition of condition(s) as appropriate. It MUST contain the reasons for requesting reconsideration. The appeal must be accompanied by an application containing grounds for the appeal and the request of the appellant.

request for reconsideration should be either submitted by hand directly to the Planning Shop, Block 1, St. Francis Ravelin, Floriana or sent by post to the Secretary, Development Control Commission, The Planning Authority, St. Francis Ravelin, Floriana, PO Box 200, Valletta CMR 02. The Appeal should be either submitted by hand directly to the Planning Appeals Board Secretary, Block 2, St. Francis Ravelin, Floriana, or sent by post to Planning Authority Appeals Board, PO Box 172, Valletta.

for Reconsideration and Appeals must also be accompanied by the receipts showing that the Building Levy due in respect of the application has been paid.

1 Demolition of cow farm and construction of 1000sqm
3228/94 Refused, also on Appeal

2 Demolition of cow farm and construction of 1000sqm
3001/10
WITHDRAWN

--- DEVELOPMENT PLANNING ACT 1992 ---

--- Refusal of Development Permission ---

Planning Authority hereby refuses permission for the development described above, for the following reasons:

5 - The site lies outside the limits for development defined in the Temporary Provisions scheme for Swieqi and so it is located in an area in which development is permitted only if it is essential to agricultural, ecological, or scenic interests. The proposed development would run counter to this scheme and would represent unacceptable urban development in the countryside. The Temporary Provisions Schemes are endorsed by Structure Plan Policy SET 8, and therefore the proposal is in conflict with this Policy. 10 - The proposed development conflicts with Structure Plan Policy SET 11, which does not permit urban development outside existing and committed built-up areas. The development does not fall into a category of non urban development which may be permitted outside existing or committed built-up areas in accordance with Paragraph 7.6 of the Structure Plan. The proposed development also therefore runs counter to Policy BEN 5.15 - Structure Plan Policy HOU 1 encourages the location of new housing units within the Temporary Provisions areas only. Therefore there is no justification for the development of this site as required by Structure Plan Policy SET 12. It is apparent that there are no reasons from a planning point of view why the proposed development cannot be located in an area designated for development or in an existing built-up area. 20 - The site lies in a Rural Conservation Area. The proposal does not comply with Structure Plan Policy RCO 2 which clearly states that no form of urban development will be permitted within Rural Conservation Areas. The proposal does not fall within one of the categories of development, namely structures or facilities essential to agricultural, ecological or scenic interests, which may be permitted outside development zone. The proposal is not essential to, nor does it enhance agricultural, ecological, or scenic interests. rights to request reconsideration by the Planning Authority, or to Appeal to the Appeals Board, are described hereunder.

-- NOTES TO APPLICANT --

-- Right of Appeal -- have a right to Appeal under Section 37 of the Development Planning Act 1992 if you feel aggrieved about the decision. You may either :

- i) Request the Planning Authority to reconsider the decision; or
- ii) Appeal to the Appeals Board against the decision.

-- Time Limits --

- i) Requests for reconsideration MUST be made within 14 days of the receipt of the decision by the applicant;
- ii) Appeals to the Appeals Board MUST be made within 30 days of the receipt of the decision by the applicant;

a request for a reconsideration of a decision by the Planning Authority has been made within the

Swieqi Local Council at DLG

From: Alfred Curmi <alfredcurmi@onvol.net>
Sent: 27 January 2016 12:06
To: Swieqi Local Council at DLG; Zammit Hugh at DLG
Cc: noel@noelmuscat.com; jusfenech@gmail.com; alex.chetcuti01@gmail.com; abelamaryanne@gmail.com; paul.fenech@melita.com; teresavalent100@gmail.com; mauromiceli@gmail.com; keaneo@onvol.net
Subject: FW: Sch. 14 - 09/01/16 to22/01/16
Attachments: sch 14 7TH COUNCIL.xls; _Certification_.htm

Dear Hugh,

Herewith my usual review for attachment as an appendix to the corresponding minutes of today's council meeting:

01. Malta Post (61.61) – is the cost involved being reimbursed by WasteServ?
02. Madliena Lodge (330.00) – this relates to dinner costs paid and recovered on the same night from individuals accompanying council officials. Has this amount been credited in Financial Year 2015?
04. Arms Ltd (1,000.00) – what is the position in regard to the amended invoice awaited from this entity?
05. AKL (715.00) – are we still in time to include our spouses in the scheme? Also my ID. Number on the accompanying schedule should read 210539M – please correct.
06. Emoluments (8,300.16) – Tax Form FS5 to follow?
07. John Borg (640.00) – Your signature should also appear on the corresponding working hours schedule.
11. Go plc (417.03) – the problem over excessive charges has been discussed with company officials and a separate report will be circulated to all.
13. E. Buhagiar (73.16) – add Madliena to description.
15. Noel Borg (6,150.00) – invoice for Christmas should carry contractor's signature.
16. Noel Borg (17.38) – should read Forex Ironmongery.
20. DB Installations (743.40) – was this related to the suspension of electricity by Enemalta in which case to be included with the amount being claimed for re-imburement?

On a general note, Mica Med have once again failed to submit their invoicing within contractual limits and although since received feature several documents relating to repairs undertaken as far back as 2012. It is up for all to decide whether these should be paid as such failure calls for appropriate measures to be taken.

Likewise, presumably, the Executive Secretary has reconciled any outstanding invoicing with our Works Orders Book to ensure that these feature in Financial Year 2015.

Your comments to the various points requiring clarification are awaited,

With thanks and regards,

Alfred Curmi

Local Council meeting 27.01.16

Meetings and activities held - 14.01.16 to 26.01.16

Council Christmas Dinner 16/12/16

This was very well organised at the Madliena Lodge. A special note of thanks goes to Ms Maryanne Abela for organising this successful activity. All the councillors and the members of the Madliena administrative committee attended except for one councillor and one member from the Madliena Administrative committee who were indisposed. The Executive secretary was also in attendance.

Ms Lucia Vassallo Mr Edgar Rössignaud and Mr Mark Stephenson were also entertained in recognition of the service given to the local council.

18/01/16 – Launch of the Active Ageing Hub

The Active Ageing Hub was officially launched and the Hon Justyne Caruana was in attendance.

Weekly sessions will be held every Monday at 9.30. The first sessions will include Tai Chi, which involves movement of various parts of the body.

The type of sessions held will vary periodically.

We need to promote the event further and we shall be preparing a poster which will be hung in prominent places, such as shops, Church etc.

23/01/16 – Meeting with Mr Paul Farrugia – portrait artist

Mr Farrugia, who is a resident of Swieqi, is an artist and he has asked me whether he could make use of Community Hall or the Community room so as to give portrait art lessons on a two weekly basis for about nine weeks

I have asked him to check the availability of the hall and to inform us whether he will be charging for the service.

Malta Photographic Association

I have been approached by Mr Kevin Casha, the president of The Malta Institute of Professional Photography (MIPP), a non profit making organisation which is registered as an NGO and also as a Further Learning Institution, who enquired whether it was possible for the Institute to make use of the council's premises to convey members' meetings. These are held three times per month between 7 and 9.30pm.

I asked him whether it would be possible for the organisation to organise an annual photographic exhibition and even give photographic lessons for beginners, and he said that this is possible.

I am of the opinion that the SSA be made responsible to select the body of people who will manage the tennis court and it will report directly to the local council.

For this reason I suggest that Dr Cachia makes a presentation to the local council and explains in detail the aims and objectives of the SSA and its involvement in the Tennis Court.

Several people have already expressed their desire to administer the Tennis Court. We plan to meet them and see what they plan to offer.

Bus Terminus

As you all know, Transport Malta have installed a 'Bus Terminus' at the top of Triq Tal Franciz. At times two buses are parked behind reach other causing a tremendous danger in an already very dangerous spot.

I have received several calls and e mails from angry residents who were very close to being involved in a head on accident.

I personally feel that Transport Malta should have consulted the local council about this manouvere.

The routes have been changes as well, and whereas we welcome the service that is being offered in Madliena, we are very disappointed to note that the service to Victoria Gardens has been stopped. We do not agree with this and shall be asking Transport Malta to reintroduce the service.

I may have a solution to the problem caused with the installation of this Bus Terminus. However it will be fully functional if triq Stasija were to be made fully operational.