



Environmental Permit

Environment Protection Act (CAP. 549)

Permit number:

Temporary Permit 4/22

Approved Documents:

Temporary Permit 4/22/Appendix 1

The Environment and Resources Authority (hereinafter the Authority; the Competent Authority or ERA) in exercise of its powers under the Environment Protection Act (CAP. 549) hereby authorises

Mr. Anthony Bonavia obo Water Services Corporation (hereinafter “the Permit Holder”,

Of / Whose Registered Office (or principal place of business) is at

**Triq Hal Qormi,
Luqa**

**To carry out pruning of trees and works related to the unblocking of the sewage channel
at**

Pembroke

to the extent authorised by and subject to the conditions of this Permit.

The validity of this permit is **for six (6) months** from the granted date below.

Signed

Date

<p>Mr Anthony Aquilina Unit Manager (Env. Permitting) f/Director Environment and Resources</p>	<p>Permit granted: 04 / 11/ 2022</p>
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Authorised to sign on behalf of the Competent Authority

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Conditions

1. The permit is granted in accordance with the provisions of the Environment Protection Act and:
 - Regulation 20 of the Trees and Woodlands Protection Regulations, 2018 (S.L.549.123) hereinafter referred to as the Regulations, for the purpose of the interventions that shall be carried out on the protected tree;
 - the Flora, Fauna and Natural Habitats Protection Regulations, 2006 (S.L. 549.44) for activities that will be carried out within the Special Conservation Area of L-Inhawi ta' Pembroke (MT0000002).

The activity shall, subject to the conditions of this permit, be managed, controlled and carried out as described in the EP Application, approved documents, and/or as otherwise previously agreed in writing by the Authority.

2. The permit holder is authorised to carry out the activities and the associated activities specified in Table 1

Table 1.		
Activity	Description of specified activity	Limits of specified activity
Interventions on a protected tree and works in a protected area	Light pruning and works related to the unblocking of the sewage channel	(i) Light pruning of one (1) lentisk tree – <i>Pistacia lentiscus</i> specimen
		(ii) Placing of bowser on adjacent tarmac road and extension of pipe to the manhole
		(iii) Unblocking of the sewage channel and carting away of material

Pre-Commencement of work

3. The permit holder shall advise of the dates of works at least one (1) day prior to commencement on ced.nature@era.org.mt.

Site

4. The permitted activities shall be restricted to the location as marked on the approved site plan in Appendix 1.

Conditions of Work

5. Works on the tree shall be carried out by a nominated licensed tree specialist (available at <https://era.org.mt/wp-content/uploads/2022/02/Register-of-Licensed-Tree-Specialists.pdf>), who shall be made aware of this permit and conditions within. In case of change in the Technical Competent Person, permit holder is to inform ERA accordingly for approval prior to carrying out the works.

6. Pruning shall be limited to the area shown in Schedule 1 and shall be limited to the bare minimum. Excessive/hard pruning is to be avoided and measures shall be taken to prevent accidental/unnecessary damage.
7. It is the responsibility of the permit holder to ensure that no harm is caused to the environment either intentionally or accidentally.
8. Vehicular access shall be restricted to the existing carriageway. Machinery shall: All equipment, vehicles and materials shall be removed immediately once works are completed.
9. Any material shall be removed immediately once works are completed. All reasonable precautions are to be taken to ensure the site is restored to its former state.
10. No habitat modification, soil engineering or contouring shall take place. All works to be managed in such a manner to avoid environmental damage to adjoining land, natural habitats or features.
11. Works shall take place between sunrise and sunset.
12. The validity of this permit is for **six month from the granting date above**. The permit holder may apply for a renewal to this Permit at least four (4) weeks prior to the expiry of this permit. Request for renewals shall only be considered upon confirmation of compliance with Permit conditions and fulfilment of documentation as requested by this Permit.

General Conditions

13. In accordance with Regulation 46(4) of S.L. 549.44, a brief report with photos of the activities held, including any publications as a result of the activity, is to be provided to ERA by the Permit Holder within one month of the expiry of the permit, and is to be submitted via ERIS. Information that should be treated as confidential as outlined in Regulation 48(4) of S.L. 549.44 shall be specified.

A template for the report is available at <https://era.org.mt/topic/nature-permit-reporting/>

14. The permit holder is responsible to ensure that all reasonable precautions are taken so that the activity conforms to the conditions in this permit and the procedures outlined within the permit application. The conditions imposed shall be adhered to throughout all the activities. Failure to do so may result in enforcement action and cessation of any related works or activities.
15. The activities covered by this permit are restricted to the permit holder, employees and/or volunteers and contracted parties commissioned for such activities/works under his supervision and direction, who shall all be made aware of this Permit and the contents within.
16. ERA may request updates and/or further information on the activity in question as deemed necessary and may impose other additional rules or conditions, or may amend one or more of the listed rules or conditions, as it deems necessary for the proper conservation of a protected site, biodiversity and the environment in general.

The Authority may also suspend or revoke this permit in line with the provisions of CAP 549.

17. Any accidental handling, capture or collection of specimens or part thereof, whether dead or alive, of species listed within Schedule V and VI, and endemic species not listed in Schedule X of the Flora, Fauna and Natural Habitats Protection Regulations (S.L. 549.44) shall be reported on nature.permitting@era.org.mt within seven (7) days of sampling of the specimen provided that the permit holder may only keep such specimen or part thereof for scientific research purposes. The Authority may request additional information from the permit holder, including but not limited to, an application for authorisation for the keeping of such specimens or samples.

18. The permit holder shall notify the following matters to the Authority in writing upon their occurrence:
- Any change in the permit holder's registered name or registered office address;
 - Any change to particulars of the permit holder's corporate identity.

In the event that the permit holder requests to transfer an environment permit to third parties, this may require approval from the Authority, and in such instance all rights, obligations and liabilities shall subsist onto the transferee.

19. Details of the permit holder together with the details of conditions imposed in this Permit shall be maintained by the Authority in accordance with Regulation 26 of S.L. 549.123, in a register available for public inspection or maintained in electronic form.
20. The Authority may carry out any compliance or monitoring checks. Any checks or audits carried out by the Authority may be made at the permit holder's financial expense at rate and arrangement communicated by ERA's Compliance and Enforcement Directorate. ERA may also appoint other on-site monitors at the expense of the permit holder to act as an on-site liaison between the permit holder and ERA as it deems relevant.

The Authority's representatives and any appointed monitors may inspect and photograph any part of the site and ask for any closed or locked areas to be opened and may demand to be provided with any proof, documentation, plans, receipts or any other records.

This Permit including any Variation Notices or amendments to it shall be made available for any inspection by ERA officials, when requested.

21. Whenever there is a conflict between the conditions of this Permit and approved documents, the conditions of the Permit shall prevail.
22. ERA shall not be held liable for any accidents, injuries or other circumstances which may occur as a result of the activities being permitted.
23. This permit is without prejudice to any liability of the permit holder under the Act and to any measures the Authority may wish to take with respect to any works already carried out without permit.
24. This permit is granted saving third party rights and without prejudice to any other legislation or regulations or authorisations required from any other competent authorities or site owners.

Appendix 1



Fig 1: Site plan (red) and pruning plan (blue)