

Dear Sirs,

The **Governing Commission of the Municipality of Pratdip**, which I have the honor to chair, has been informed of the decision adopted at the last meeting of the **Governing Council**, held on **06/03/2009**, by all members present except Councillor **Óscar Serrano**. This decision consisted of **excluding the municipal representative** from the meetings of this governing body of the **Entitat Urbanística Col·laboradora de Conservació (EUCC) Les Planes del Rei of Planas del Rey (Planes del Rei)**.

In light of this extremely serious decision, I must inform you of the following:

FIRST. The **Urban Planning Law of Catalonia**, its regulations and all applicable urban planning rules regarding the functioning of **urban conservation entities**, establish that these entities have an **administrative nature** and that, therefore, the Municipality, through its representative duly appointed by the **Plenary Council**, is an **integral part** of them.

This representation refers not only to the **General Assembly** of the entity but also to its governing bodies, in this case the **Governing Council**.

Mr. **Óscar Serrano**, Councillor of the Municipality of Pratdip, was appointed by the **Plenary Council** on **22/06/2007** as the municipal representative in the **EUCC Les Planes del Rei of Planas del Rey**.

For all these reasons, your decision is **absolutely null and void**, contrary to the law and may entail **personal and other liabilities** for those who adopted it.

SECOND. The Governing Commission considers this decision to be the will of the **Governing Council to break off all relations with the Municipality**.

This implies that the Municipality will **respect** your decision and consequently considers itself **released** from any obligation with respect to the urbanization of **Planas del Rey** beyond what is **strictly required by law**.

Therefore, as long as the **services of the urbanization** are not **adapted to the technical requirements** — which have been acknowledged by the same entity in the previously submitted **urbanization project** and **approved by the Municipality** according to legal procedure — and **formally transferred to the Municipality**, the Municipality will **not be obliged** to assume responsibility for the services corresponding to the **conservation entity**, as indicated in its statutes.

THIRD. Regarding all the communications you have recently sent to this Municipality, in which you state your intention to **fail to comply with your statutory obligation** to provide the residents with **drinking water** with the required **health control**, I must inform you that in the event of an **incident affecting public health**, you would incur **immediate criminal liability** for abandoning an obligation while being fully aware of the consequences it may cause.

Nevertheless, the Municipality will take all **measures** permitted by law in order to protect the **health** of the residents of Pratdip and also of **Planas del Rey**.

FOURTH. Once again, we request that you provide the **waste collection register** and that we be given all **data of the property owners**, including their **bank account numbers**, so

that the corresponding service fee can be **charged**.

Due to your **lack of cooperation**, it will be **impossible** this year to enforce the **judgment** of the **TSJC** dated **25/01/2009**, which ruled in favor of Mr. **Fenouillet** regarding the **waste management**.

I must inform you that the situation in which you are involved is of **extraordinary seriousness**. This Governing Commission has taken all **appropriate measures** to prevent your **irresponsibility** from causing a **diminution of the rights** of the citizens, and has promoted the necessary procedures in order to ensure that the urbanization **Planas del Rey (Planes del Rei)** may, in the near future, enjoy all the services **adapted to current legislation**.

These services will be **transferred to the Municipality of Pratdip**, as required by the **current legislation**, which will make it possible to put an end to the **irregularity** of your management by means of the **dissolution** of the **Entitat Urbanística Col·laboradora de Conservació**.

In this way, we will be able to achieve **equal treatment** for the residents of **Planas del Rey** and those of the **town center of Pratdip**.

Yours faithfully,