

ASL DES TERRES BASSES
c/o Fontenoy Immobilier
12 rue Victor Maurasse Marigot -
97150 Saint-Martin

SAUR SAINT-MARTIN
5, rue Léopold Mingau
CONCORDIA
97150 – SAINT-MARTIN

Lettre recommandée avec AR
Saint-Martin, le 14 mars 2020

Gentlemen.

We have just received your formal notice which leaves us perplexed but does not really surprise us. We now understand better for what obvious reason, whereas Mr GIACONE had proposed to report on the meeting with the EEASM on January 24, 2020, we received absolutely nothing.

Obviously it was not an oversight but a deliberate desire to break off the current negotiations. It is true that from before your formal notice you did not respect the agreements agreed with the ASL des Terres Basses, the EEASM and the SAUR which provided that you would repair the leaks while waiting to know who owned the pipes. Never mind. Since ASL des Terres Basses has no contract with your company, your formal notice is therefore particularly inappropriate and no action will be taken.

We also take this opportunity to remind you that you do not have the right to shut off the water and that your selection of ASL coowners, by name and publicly designated as being responsible for your incompetence to manage SAINT MARTIN's water, and who have been deprived of this vital fluid is highly discriminatory and akin to segregation depending on the place of residence.

Such cuts are perfectly illegal and punishable under Article 225-2 of the Criminal Code, these cuts have also prevented the co owners, served by city water, from washing and having hygiene as recommended by the French State and therefore by the Prefecture with regard to the risks of the coronavirus violating by the same the public health prescriptions issued by the ARS and incidentally by the Community. You are acting as a potential propagator of the disease.

In addition, this type of cut makes property located on our Terres Basses territory run, security risks since the fire hydrants are no longer supplied. Knowing that it took more than 12 hours for the pipes to purge and that the situation returns to normal after the end of your untimely cuts, we do not see how it would have been possible to extinguish a fire with an unsupplied terminal.

This touch of reminder of French law, which remains applicable to SaintMartin, is not too much and you should also remember that access to water is a fundamental right, guaranteed by French law and in particular by article L210-1 of the environment code as well as article L 115-3 of the code of social action and families. Any other untimely interruption could be unwelcome and give rise to a complaint.

Please accept, Gentlemen, the assurance of our chosen greetings