

Volunteers group response to the JDC 04/10/2022

To follow up on our letter dated 30/09/2022 and in response to the letter circulated yesterday by the JDC.

When people told us it would be impossible to reason with the developer-led, JDC Board of delegates, we didn't quite understand what they were talking about

Invited by the JDC to help them explore a solution for the dire situation that has occurred under their stewardship, we as volunteers acted in good faith and worked with the JDC/developer, despite the obvious differences of opinion, to find a suitable solution that would secure the services for homeowners.

Our missions: Listen, assess and report back to homeowners

The problem is the developers clearly do not like the conclusions we reached, and the JDC board is dominated by the developers.

So, What do they do?

They drop the opportunity to find a negotiated way forward and disparage those very same people that they asked to work with them to find a solution!

Now, based on the latest communication from the JDC, it would seem that the developers confirm their ongoing insistence to disregard the JDC Statutes which the Spanish Courts have ruled **MUST** be enforced. In our opinion if the JDC were to invoice for service according to the statutes, they would not be in the financial crisis that they now find themselves in. **Unfortunately - and it pains us to say so - the good members of our JDC Board are clearly complicit in so far as they blindly follow the developer's agenda.**

What the developers do not understand is that they do themselves a huge disservice by treating everyone as their personal enemies, and every decision as if it was a threat to their own personal fiefdom. As a group we offered moderate discussion and reasonable compromise but unfortunately, we could not shift them from their position of developer self-interest.

So, let's be clear:

The homeowners that volunteered in good faith to work with the JDC may not agree with everything that OC or CRA say, but we do agree with **many** things:

- **THE LAW MUST BE FOLLOWED.**
- **THE COURT HAS RULED ON THE LAW.**
- **THE JDC IS THE ONLY LEGAL ENTITY IN CABRERA.**
- **IT IS GOVERNED BY ITS STATUTES.**

- **THE STATUTES MUST BE FOLLOWED BY ALL, INCLUDING THE DEVELOPER, WHETHER HE LIKES IT OR NOT.**
- **THE JDC COULD BE RECEIVING FUNDS FOR SERVICES IF ONLY THEY INVOICED ACCORDING TO THE STATUTES.**

As far as a change to the statutes that is proposed by the developer-led JDC, this will take months if not years and who can predict the final outcome?

Meanwhile, the most likely outcome of this current crisis is legal intervention which will lead to the JDC being compelled to provide services, one way or another....

And... just so we are all clear, the Town Hall is obliged by law to GUARANTEE that ALL residents of the municipality are provided with essential services. If they do not, they will also be compelled by the courts.

So, nothing more that we can do with the developer-led JDC, let the legal process take its course. We do however feel that a movement has been started to unite all like-minded homeowners and this can provide platform for determining our future in Cabrera.

In our opinion, the only solution is to **COME TOGETHER** as homeowners, to debate/discuss our issues in a way that is productive, inclusive and democratic. Our efforts should be focused on HOMEOWNER goals and values. **In the event that the JDC comes to the right conclusion and decides to fundamentally restructure the Board of delegates, we, the volunteer group, have alternative options available to ensure the continuity of services in Cabrera.**

We say to OC, to CRA, to all good members on the JDC Board, to all homeowners here in Cabrera and elsewhere, whomever they support, let's come together and work to make positive change in Cabrera. Let's change the dynamic.

Please continue to pass back your comments and agreement to the formation of a Homeowner association and this group will coordinate with others to establish a suitable group to represent homeowners' interests.

To the developers, we say: Go ahead and develop and let homeowners get on with managing their own affairs.

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