

Similar Applications

Application No.	Location	Date of Consideration	Decision of the RNTPC/TPB	Approval Conditions/Reasons for Rejection
A/SK-PK/122 Outside seating accommodation of a restaurant for a temporary period of 3 years	Government Land Adjoining Lot 780 RP in D.D.215, 183D, Hiram's Highway, Sai Kung, New Territories	22.11.2002	Approved	NIL
A/SK-PK/129 Outside seating accommodation of a restaurant for a temporary period of 3 years	Open Area in front of Shop 10C, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	9.1.2004	Approved	NIL
A/SK-PK/130 Outside seating accommodation of a restaurant for a temporary period of 3 years	Open Area in front of Shop 10A & 10B, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	9.1.2004	Approved	NIL
A/SK-PK/151 Temporary Eating Place (Outside Seating Accommodation) for a Period of 3 Years	Lot 780 RP and Adjoining Government Land, G/F, 183D Po Tung Road, Lot 780 RP in D.D. 215, Sai Kung, New Territories	29.9.2006	Approved	NIL
A/SK-PK/170 Temporary Eating Place (Outside Seating Accommodation of a Restaurant) for a Period of 3 Years	Government Land Adjoining Lot 780 RP, 183D Po Tung Road, Lot 780 RP in D.D. 215, Sai Kung, New Territories	29.1.2010	Approved	NIL

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A/SK-PK/172 Temporary Eating Place (Outside Seating Accommodation of Restaurant Only) for a Period of 3 Years	Open Area in front of Shop 10A & 10B, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	25.6.2010	Approved with condition	(a)
A/SK-PK/173 Temporary Eating Place (Outside Seating Accommodation of Restaurant Only) for a Period of 3 Years	Open Area in front of Shop 10C, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	25.6.2010	Approved with condition	(a)
A/SK-PK/174 Proposed Temporary Agricultural Use (Horticultural Garden) and Eating Place for a Period of 3 Years	Government Land (STT No. SX 2715) in D.D. 217, Tai Chung Hau, Sai Kung,	25.6.2010	Approved with conditions	(a), (c) and (d)
A/SK-PK/194 Temporary Eating Place (Restaurant) for a Period of 3 Years	Lot 1813 in D.D. 221, G/F, 11A Po Tung Road, Sai Kung, New Territories	16.3.2012	Approved with condition	(b)
A/SK-PK/200 Temporary Agricultural Use (Horticultural Garden) and Eating Place for a Period of 3 Years	Government Land (STT No. SX 2715) in DD217, Tai Chung Hau, Sai Kung, New Territories	19.4.2013	Approved with conditions	(a), (c) and (d)
A/SK-PK/202 Temporary Eating Place (Outside Seating Accommodation of Restaurant) for a Period of 3 Years	Open Area in front of Shop 10C, G/F, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	16.8.2013	Approved	NIL

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A/SK-PK/203 Temporary Eating Place (Outside Seating Accommodation of Restaurant) for a Period of 3 Years	Open Area in front of Shop 10A & 10B, G/F, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	16.8.2013	Approved	NIL
A/SK-PK/206 Temporary Eating Place (Outside Seating Accommodation of a Restaurant) for a Period of 3 Years	780 RP and Adjoining Government Land in D.D.215, 183D Hiram's Highway, Sai Kung, New Territories	7.2.2014	Approved with conditions	(a) & (d)
A/SK-PK/226 Renewal of Planning Approval for Temporary "Agricultural Use (Horticultural Garden), Eating Place" for a Period of 3 Years	Government Land (STT No. SX 2715) (Part) in DD217, Tai Chung Hau, Sai Kung, New Territories	20.11.2015	Approved with conditions	(a), (c) and (d)
A/SK-PK/228 Renewal of Planning Approval for Temporary Eating Place (Outside Seating Accommodation of Restaurant) for a Period of 3 Years	Open Area in front of Shop 10A & 10B, G/F, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	24.6.2016	Approved	NIL
A/SK-PK/229 Renewal of Planning Approval for Temporary Eating Place (Outside Seating Accommodation of Restaurant) for a Period of 3 Years	Open Area in front of Shop 10C, G/F, Po Tung Road, Lot 1827 in D.D. 221, Po Tung Road, Sai Kung, New Territories	15.7.2016	Approved	NIL

Application No.	Location	Date of Consideration	Decision of the RNTPC/TPB	Approval Conditions/Reasons for Rejection
A/SK-PK/230 Temporary Eating Place and Outside Seating Accommodation of Restaurant for a Period of 3 Years	Shop 10D and open area in front of the Shop, G/F, Po Tung Road, Lot 1827 (Part) in D.D. 221 and adjoining government land, Sai Kung, New Territories	29.7.2016	Approved	NIL
A/SK-PK/236 Temporary Eating Place (Outside Seating Accommodation of Restaurant Only) for a Period of 3 Years	Government Land in D.D. 215, Sai Kung, New Territories	28.4.2017	Approved with conditions	(a), (b) & (d)
A/SK-PK/237 Proposed Temporary Shop and Services and Eating Place (Restaurant) for a Period of 3 Years	Lot 1617A RP in D.D.221 and Adjoining Government Land, 19H Po Tung Road, Sai Kung, New Territories	12.5.2017	Rejected	(1), (2) & (3)

Approval Conditions:

- (a) Submission and provision of fire service installations proposals
- (b) Operation hours are restricted
- (c) Submission and implementation of landscaping and tree preservation proposals
- (d) Provision of fire service installations and water supplies for firefighting

Reasons for Rejection:

- (1) Fail to establish the temporary nature of the proposed development thus will frustrate the planning intention
- (2) Fail to demonstrate the proposed development will not have adverse landscape impact on the surrounding areas
- (3) Fail to demonstrate that the proposed filling of the existing berm within the application site will not have adverse impact on public safety

Advisory Clauses

- (a) prior planning permission should have been obtained before commencing the development at the Site;
- (b) shorter compliance periods are imposed so as to monitor the progress of compliance with approval conditions since the last approval was revoked. Should the applicant fail to comply with any of the approval conditions again resulting in revocation of the planning permission, sympathetic consideration may not be given to any further application;
- (c) to note the comments of the Chief Engineer/Mainland South, Drainage Services Department (CE/MS, DSD) that necessary stormwater drainage facilities should be provided in association with the proposed temporary eating place not causing adverse drainage impact to the areas in the vicinity;
- (d) to note the comments of the Director of Environmental protection (DEP) that the applicant is advised to follow the latest 'Code of Practice on Handling Environmental Aspects of Open Storage and Temporary Uses' issued by the Environmental Protection Department;
- (e) to note the comments of the Director of Fire Services (D of FS) that detailed fire safety requirements will be formulated upon receipt of formal submission from licensing authority;
- (f) to note the comments from the Chief Building Surveyor/New Territories East 2 and Rail, Buildings Department (CBS/NTE2 & Rail, BD) that for Unauthorized Building Works (UBW), if any, erected on leased land, enforcement action may be taken by the Building Authority to effect their removal in accordance with BD's enforcement policy against UBW as and when necessary. The granting of any planning approval should not be construed as an acceptance of any existing building works or UBW, if any, on the Premises under the Buildings Ordinance. The applicant should be reminded that the existing premises on the application site intended to be used for temporary eating place (restaurant) are required to comply with the building safety and other relevant requirements as may be imposed by the licensing authority; and
- (g) to note the comments of the Director of Food and Environmental Hygiene (DFEH) that proper licence/permit issued by Food and Environmental Hygiene Department is required if there is any food business/catering service/activities regulated by the DFEH under the Public Health and Municipal Services Ordinance (Cap. 132) and other relevant legislation for the public. The operation of any eating place should be under a food licence issued by FEHD. If the operator intends to operate a restaurant business in the territory, a restaurant licence should be obtained from FEHD in accordance with the Public Health and Municipal Services Ordinance (Cap. 132).