

Advisory Clauses

- (a) To note the comments of District Lands Officer/ Tuen Mun (DLO/TM) that :
- (i) The applicant should avoid interfering with any of the trees and is reminded that no trees growing on Government land (GL) shall be interfered with unless prior approval has been obtained. The applicant should submit an application to the Lands Department (LandsD) for permission to carry out the proposed ground investigation (GI) works on GL and also tree felling application if applicable. The applications, if received, will be considered by LandsD at its sole discretion and there is no guarantee that any of the applications will be approved. In the event that the applications are approved, they will be subject to such terms and conditions as may be appropriate including charging of fees. There is also no guarantee that any right-of-way will be given to the Sites. The applicant shall make his own arrangement for access to the Sites; and
 - (ii) the applicant is reminded that excavation or occupation of GL is not allowed unless with the prior approval of LandsD. His office reserves the right to take action against any unauthorised excavation or felling of trees or occupation of GL.
- (b) To note the comments of Head of the Geotechnical Engineering Office, Civil Engineering and Development Department (H(GEO), CEDD) that the applicant is responsible for ensuring that adequate and sufficient GI works are carried out to substantiate and justify the geotechnical assessment and design in the detailed design stage. The proposed GI works should be carried out according to Geoguide 2: Guide to Site Investigation.
- (c) To note the comments of Director of Agriculture, Fisheries and Conservation (DAFC) that the applicant is reminded to perform good site practice throughout the works period to avoid causing any impacts on surrounding vegetation and habitat inside Tai Lam Country Park and carry out all the proposed mitigation measures to minimise damages to the vegetation therein as far as possible.
- (d) To note the comments of Chief Town Planner/Urban Design and Landscape, Planning Department (CTP/UD&L, PlanD) that approval of section 16 application does not imply approval of the tree works such as pruning, transplanting and/or felling under lease. The applicant is reminded to approach the authority/government department(s) direct to obtain the necessary approval on tree works.
- (e) To note the comments of Chief Engineer/Mainland North, Drainage Services Department (CE/MN, DSD) that all the existing flow paths as well as the runoff falling onto and passing through the Sites should be intercepted and disposed of via proper discharge points. Free flow conditions and the capacity of adjacent drains and channels should be maintained at all times during and after works.

- (f) To note the comments of Executive Secretary (Antiquities and Monuments), Antiquities and Monuments Office (ES(A&M), AMO) that the applicant is required to inform AMO immediately in case of discovery of antiquities or supposed antiquities in the Sites in the course of excavation.
- (g) To note the comments of Commissioner for Transport (C for T) that the applicant should be reminded that the “Comprehensive Development Area” development site is connected to the public road network via a section of a local access road which is not managed by Transport Department. The land status of the local access road should be checked with the LandsD. Moreover, the management and maintenance responsibilities of the local access road should be clarified with the relevant lands and maintenance authorities accordingly.
- (h) To note the comments of Director of Electrical and Mechanical Services (DEMS) that in the interests of public safety and ensuring the continuity of electricity supply, the parties concerned with planning, designing, organising and supervising any activity near the underground cable or overhead line under the application should approach the electricity supplier (i.e. CLP Power) for the requisition of cable plans (and overhead line alignment drawings, where applicable) to find out whether there is any underground cable and/or overhead line within and/or in the vicinity of the concerned sites. They should also be reminded to observe the Electricity Supply Lines (Protection) Regulation and the “Code of Practice on Working near Electricity Supply Lines” established under the Regulation when carrying out works in the vicinity of the electricity supply lines.
- (i) To liaise with the Tuen Mun Rural Committee and representatives of nearby villages, and to provide them with relevant information of the proposed works to address their concern(s).