此文件在<u>快到・城市規劃委員會</u> 只會在收到所有必要的資料及文件後才正式確認收到 RNTPC Paper No. A/NE-LYT/847 申討的日期·

Form No. S16-II 表格第 S16-II 號

15 APR 2025 This document is received on The Town Planning Board will formally acknowledge the date of receipt of the application only upon receipt of all the required information and documents.

APPLICATION FOR PERMISSION **UNDER SECTION 16 OF** THE TOWN PLANNING ORDINANCE (CAP. 131)

《城市規劃條例》(第131章) 第16條遞交的許可申

Applicable to Proposal Only Involving Construction of "New Territories Exempted House(s)"

適用於只涉及興建「新界豁免管制屋字」的建議

Applicant who would like to publish the notice of application in local newspapers to meet one of the Town Planning Board's requirements of taking reasonable steps to obtain consent of or give notification to the current land owner, please refer to the following link regarding publishing the notice in the designated newspapers: https://www.tpb.gov.hk/en/plan application/apply.html

申請人如欲在本地報章刊登申請通知,以採取城市規劃委員會就取得現行土地擁有人的同意或通知現行 土地擁有人所指定的其中一項合理步驟,請瀏覽以下網址有關在指定的報章刊登通知: https://www.tpb.gov.hk/tc/plan application/apply.html

General Note and Annotation for the Form 填寫表格的一般指引及註解

- "Current land owner" means any person whose name is registered in the Land Registry as that of an owner of the land to which the application relates, as at 6 weeks before the application is made 現行土地擁有人」指在提出申請前六星期,其姓名或名稱已在土地註冊處註冊為該申請所關乎的 土地的擁有人的人
- Please attach documentary proof 請夾附證明文件
- Please insert number where appropriate 請在適當地方註明編號

Please fill "NA" for inapplicable item 請在不適用的項目填寫「不適用」

Please use separate sheets if the space provided is insufficient 如所提供的空間不足,請另頁說明

Please insert a 「 🗸 」 at the appropriate box 請在適當的方格內上加上「 🗸 」號

For Official Use Only	Application No. 申請編號	A/NE-LYT/847
請勿填寫此欄	Date Received 收到日期	15 APR 2025

- The completed form and supporting documents (if any) should be sent to the Secretary, Town Planning Board (the Board), 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong.
 申請人須把填妥的申請表格及其他支持申請的文件 (倘有),送交香港北角渣華道 333 號北角政府合署 15 樓城市規劃委員會(下稱「委員會」)秘書收。
- 2. Please read the "Guidance Notes" carefully before you fill in this form. The document can be downloaded from the Board's website at http://www.tpb.gov.hk/. It can also be obtained from the Secretariat of the Board at 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong (Tel: 2231 4810 or 2231 4835), and the Planning Enquiry Counters of the Planning Department (Hotline: 2231 5000) (17/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong and 14/F, Sha Tin Government Offices, 1 Sheung Wo Che Road, Sha Tin, New Territories). 請先細閱《申請須知》的資料單環,然後填寫此表格。該份文件可從委員會的網頁下載(網址: http://www.tpb.gov.hk/),亦可向委員會秘書處(香港北角渣華道 333 號北角政府合署 15 樓 電話:2231 4810 或 2231 4835)及規劃署的規劃資料查詢處(熟線:2231 5000) (香港北角渣華道 333 號北角政府合署 17 樓及新界沙田上禾盎路 1 號沙田政府合署 14 樓)索取。
- 3. This form can be downloaded from the Board's website, and obtained from the Secretariat of the Board and the Planning Enquiry Counters of the Planning Department. The form should be typed or completed in block letters. The processing of the application may be refused if the required information or the required copies are incomplete. 此表格可從委員會的網頁下載,亦可向委員會秘書處及規劃署的規劃資料查詢處索取。申請人須以打印方式或以正楷填寫表格。如果申請人所提交的資料或文件副本不齊全,委員會可拒絕處理有關申請。

1.	Name	of A	pplicant	申請	人女	#名	/名稱
	T 100 TAA	O		1 1	/ \ /		· - 11-

(☑Mr. 先生 / □ Mrs. 夫人 / □ Miss 小姐 / □ Ms. 女士 / □ Company 公司 / □ Organisation 機構)

劉金發 LAU KAM FAT

2. Name of Authorised Agent (if applicable) 獲授權代理人姓名/名稱(如適用)

(□Mr. 先生 /□Mrs. 夫人 / ☑ Miss 小姐 / □Ms. 女士 / □ Company 公司 / □ Organisation 機構)

鄧秀芳 TANG SAU FONG

3.	Application Site 申請地點	*
(a)	Full address / location / demarcation district and lot number (if applicable) 詳細地址/地點/丈量約份及地段號碼(如適用)	Lot 1587 S.B ss.2 in D.D. 76, Kan Tau Tsuen, Fanling, N.T. 新界粉嶺簡頭村
(b)	Site area and/or gross floor area involved 涉及的地盤面積及/或總樓面面 積	☑Site area 地盤面積 126 sq.m 平方米☑About 約 ☑Gross floor area 總樓面面積 195.09 sq.m 平方米□About 約
(c)	Area of Government land included (if any) 所包括的政府土地面積(倘有)	sq.m 平方米 □About 約

(d)	Name and number of the statutory plan(s) 有關法定圖則的名稱及	S/NE-LYT/19					
(e)	Land use zone(s) involved 涉及的土地用途地帶	農業	農業				
	空置						
(f)	Current use(s) 現時用途						
4.	"Current Land Own	er" of Application Site 申請地點的「現行土地擁有人」					
The	applicant 申請人 -						
	is the sole "current land ov 是唯一的「現行土地擁有	ner ^{:-#&} (please proceed to Part 6 and attach documentary proof of ownership). 人」 ^{#&} (請繼續填寫第 6 部分,並夾附業權證明文件)。					
	is one of the "current land 是其中一名「現行土地抗	owners" ^{# &} (please attach documentary proof of ownership). 有人」 ^{#&} (請夾附業權證明文件)。					
	is not a "current land own 並不是「現行土地擁有」						
		ely on Government land (please proceed to Part 6). 地上(請繼續填寫第6部分)。					
5.	AVAIL IN MARKET CARE HER TOTAL IN	s Consent/Notification 意/通知土地擁有人的陳述					
(a)	involves a total of	of the Land Registry as at					
(b)	The applicant 申請人 -						
	has obtained consent	s) of "current land owner(s)".					
	已取得	名「現行土地擁有人」"的同意。					
	Details of consent of "current land owner(s)" obtained 取得「現行土地擁有人」 "同意的詳情						
	No. of 'Current Land Owner(s)' 「現行土地擁有人」數目 Lot number/address of premises as shown in the record of the Land (DD/MM/YYYY) 取得同意的日期 (日/月/年)						
E U							
		£					
1	(Please use separate chi	ets if the space of any box above is insufficient 加上列任何方核的空間不足,譜又百鈴	SHE V				

9.5			rent land owner((s)" # notified	已獲通知「現	行土地擁有人」	NOOMING MANAGEMENT OF THE PROPERTY OF THE PROP	
	Lar	. of 'Current nd Owner(s)' 現行土地擁 人」數目	Lot number/add Land Registry v 根據土地註冊原	where notification	on(s) has/have		Date of notification of part	Y)
	1							
					N I	(b)		
	= 3	. 8		A 18	rveres Established			
	(Plea	se use separate s	heets if the space o	of any box above i	is insufficient. 女	0上列任何方格的	 空間不足,請另頁詞	兌明)
			e steps to obtain 取得土地擁有丿	0.550		200		
	Reasonable Steps to Obtain Consent of Owner(s) 取得土地擁有人的同意所採取的合理步驟							
	□ sent request for consent to the "current land owner(s)" on(DD/MM/YYYY) ^{#&} 於(日/月/年)向每一名「現行土地擁有人」 [#] 郵遞要求同意書 ^{&}							
	Reasonable Steps to Give Notification to Owner(s) 向土地擁有人發出通知所採取的合理步驟							
	published notices in local newspapers on(DD/MM/YYYY) ^{&} 於(日/月/年)在指定報章就申請刊登一次通知 ^{&}							
		posted notice in a prominent position on or near application site/premises on(DD/MM/YYYY)&						
		於	(日/月	/年)在申請地點	占/申請處所享	艾附近的顯明位於	置貼出關於該申請	的通
			relevant owners' ral committee on				d committee(s)/ma	nage
		於					委員會/互助委員1	會或
	Othe	ers 其他						
		others (please 其他(請指明						
	-			——————————————————————————————————————			·	
	-	7,*						
	-		***************************************					
	-		340c193306-11-1					

6. Development Proposal 擬議發展計劃				
(a) Name(s) of indigenous villager(s) (if applicable) 原居民姓名(如適用)	劉金發!	LAU KAM FAT		
(b) 原居民所屬的原居鄉村 (如適用) The related indigenous village of the indigenous villager(s) (if applicable)	粉嶺鶴藪	(重		
(c) Proposed gross floor area 擬議總樓面面積		195.09	sq.m 平方米	☑About 約
(d) Proposed number of house(s) 擬議房屋幢數	1		Proposed number of storeys of each house 每幢房屋的擬議層數	3
(e) Proposed roofed over area of each house 每幢房屋的擬議上蓋面積	65.03	sq.m 平方米	Proposed building height of each house 每幢房屋的擬議高度	8.23 m 米
÷	花園			
(f) Proposed use(s) of uncovered area (if any) 露天地方(倘有)的擬議用	ı			
	tank, where a	pplicable)	mber and dimension of each car pa ,以及每個車位的長度和寬度及	rking space, and/or location of septic /或化糞池的位置 (如適用))
(g) Any vehicular access to the site/subject building? 是否有車路通往地盤/有關建築物?	Yes 是 There is an existing access. (please indicate the street name, where appropriate) 有一條現有車路。(請註明車路名稱(如適用)) There is a proposed access. (please illustrate on plan and specify the width) 有一條擬議車路。(請在圖則顯示,並註明車路的闊度)			
	No 否			
(h) Can the proposed house(s) be connected to public sewer? 擬議的屋宇發展能否接駁	Yes 是□	(Please indicate of 接駁公共污水渠向		ion proposal. 請用圖則顯示
至公共污水渠?	No 否☑	(Please indicate o 顯示化糞池的位		oposed septic tank. 請用圖則

7. Impacts of Develo	pment Proposal 擬議發展計劃的影響
justifications/reasons for not	arate sheets to indicate the proposed measures to minimise possible adverse impacts or give providing such measures. 丁盡量減少可能出現不良影響的措施,否則請提供理據/理由。
Does the development proposal involve alteration of existing building? 擬議發展計劃是否包括現有建築物的改動?	Yes 是 □ Please provide details 請提供詳情 No 否 ☑
Does the development proposal involve the operation on the right? 擬議發展是否涉及右列的工程?	Yes 是 □ (Please indicate on site plan the boundary of concerned land/pond(s), and particulars of stream diversion, the extent of filling of land/pond(s) and/or excavation of land) (請用地盤平面圖顯示有關土地/池塘界線,以及河道改道、填塘、填土及/或挖土的細節及/或範圍) □ Diversion of stream 河道改道 □ Filling of pond 填塘
Would the development proposal cause any adverse impacts? 擬議發展計劃會否造成不良影響?	On environment 對環境 On traffic 對交通 Yes 會 No 不會 On water supply 對供水 Yes 會 No 不會 On on Are On drainage 對排水 Yes 會 No 不會 On Slopes 對排坡 Yes 會 No 不會 On Slopes 對射坡 Yes 會 No 不會 On Affected by slopes 受斜坡影響 Yes 會 No 不會 In on 不會 On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Are On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Are On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Are On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Are On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Are On Are On Are On Affected by slopes 受斜坡影響 Yes 會 No 不會 On Are On Are On Are On Affected by slopes 受斜坡影響 No Are On Are

8. Justifications 理由
The applicant is invited to provide justifications in support of the application. Use separate sheets if necessary. 現請申請人提供申請理由及支持其申請的資料。如有需要,請另頁說明。
1. 申請人劉金發為新界原居民,根據地政總署新界小型屋宇政策,原居民可以獲政府批准興建一座小型
屋宇。
2. 申請地段曾獲城規會批准規劃許可申請檔號: TPB/A/NE-LYT/200 (LYT/200), 而是次申請一切狀況
是依照LYT/200的規劃許可向 貴會申請,不論申請地段、屋型呎吋、屋角座標、地理地形、現場環境,現
在跟以往均沒有任何改變。換句話說,是次申請一切狀況與城規會檔號LYT/200批出規劃許可時一模一樣。
申請人當時並獲得各部門接納批准規劃許可附帶條件。
и

Form No. S16-II 表格第 S16-II 號				
9. Declaration 聲明				
I hereby declare that the particulars given in this application are correct and true to the best of my knowledge and belief. 本人謹此聲明,本人就這宗申請提交的資料,據本人所知及所信,均屬真實無誤。				
I hereby grant a permission to the Board to copy all the materials submitted in this application and/or to upload such materials to the Board's website for browsing and downloading by the public free-of-charge at the Board's discretion. 本人現准許委員會酌情將本人就此申請所提交的所有資料複製及/或上載至委員會網站,供公眾免費瀏覽或下載。				
Signature □ Applicant 申請人 / ☑ Authorised Agent 獲授權代理人 簽署				
TANG SAU FONG				
Name in Block Letters Position (if applicable) 姓名(請以正楷填寫) 職位 (如適用)				
Professional Qualification(s) □ Member 會員 / □ Fellow of 資深會員 □ #KIP 香港規劃師學會 / □ HKIA 香港建築師學會 / □ HKIS 香港測量師學會 / □ HKIE 香港工程師學會 / □ HKILA 香港園境師學會/ □ HKIUD 香港城市設計學會 □ RPP 註冊專業規劃師 Others 其他				
on behalf of 代表				
□ Company 公司 / □ Organisation Name and Chop (if applicable) 機構名稱及蓋章(如適用) □ Date 日期 □ 2025				
Date 日期 2 8 MAR 2025 (DD/MM/YYYY 日/月/年)				
Remark 備註				
The materials submitted in this application and the Board's decision on the application would be disclosed to the public. Such materials would also be uploaded to the Board's website for browsing and free downloading by the public where the Board considers appropriate. 委員會會向公眾披露申請人所遞交的申請資料和委員會對申請所作的決定。在委員會認為合適的情況下,有關申請資料亦會上載至委員會網頁供公眾免費瀏覽及下載。				
Warning 警告				
Any person who knowingly or wilfully makes any statement or furnish any information in connection with this application, which is false in any material particular, shall be liable to an offence under the Crimes Ordinance. 任何人在明知或故意的情況下,就這宗申請提出在任何要項上是虛假的陳述或資料,即屬違反《刑事罪行條例》。				
Statement on Personal Data 個人資料的聲明				

1. The personal data submitted to the Board in this application will be used by the Secretary of the Board and Government departments for the following purposes:

委員會就這宗申請所收到的個人資料會交給委員會秘書及政府部門,以根據《城市規劃條例》及相關的城市規

劃委員會規劃指引的規定作以下用途:

(a) the processing of this application which includes making available the name of the applicant for public inspection when making available this application for public inspection; and 處理這宗申請,包括公布這宗申請供公眾查閱,同時公布申請人的姓名供公眾查閱;以及

(b) facilitating communication between the applicant and the Secretary of the Board/Government departments.

方便申請人與委員會秘書及政府部門之間進行聯絡。

2. The personal data provided by the applicant in this application may also be disclosed to other persons for the purposes mentioned in paragraph 1 above.

申請人就這宗申請提供的個人資料,或亦會向其他人士披露,以作上述第1段提及的用途。

3. An applicant has a right of access and correction with respect to his/her personal data as provided under the Personal Data (Privacy) Ordinance (Cap. 486). Request for personal data access and correction should be addressed to the Secretary of the Board at 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong. 根據《個人資料(私隱)條例》(第486章)的規定,申請人有權查閱及更正其個人資料。如欲查閱及更正個人資料, 應向委員會秘書提出有關要求,其地址為香港北角渣華道 333 號北角政府合署 15 樓。

Gist of Applicat	ion 申請摘要
(Please provide details consultees, uploaded to available at the Plannir (請盡量以英文及中文下載及於規劃署規劃	s in both English and Chinese <u>as far as possible</u> . This part will be circulated to relevant to the Town Planning Board's Website for browsing and free downloading by the public and ing Enquiry Counters of the Planning Department for general information.) [填寫。此部分將會發送予相關諮詢人士、上載至城市規劃委員會網頁供公眾免費瀏覽及資料查詢處供一般參閱。)
Application No. (申請編號	For Official Use Only) (請勿填寫此欄)
位置/地址 K	.ot 1587 S.B ss.2 in D.D. 76, Kan Tau Tsuen, Fanling, N.T. 新界粉嶺簡頭村
Site area	26 sq. m 平方米 ☑ About 約
地盤面積	includes Government land of包括政府土地 sq. m 平方米 口About 約)
Plan 圖則	S/NE-LYT/19
地帶	農業
	New Territories Exempted House 新界豁免管制屋宇 Z Small House 小型屋宇
(i) Proposed Gross f area 擬議總樓面面積	195.09
(ii) Proposed No. of house(s) 擬議房屋幢數	1
(iii) Proposed building height/No. of stor 建築物高度/層	eys 8.23
	3 Storeys(s) 區

Submitted Plans, Drawings and Documents 提交的圖則、繪圖及文件		
	<u>Chinese</u> 中文	English 英文
Plans and Drawings 圖則及繪圖	• •	*
Master layout plan(s)/Layout plan(s) 總綱發展藍圖/布局設計圖		
Block plan(s) 樓宇位置圖		\square
Floor plan(s) 樓宇平面圖		
Sectional plan(s) 截視圖		
Elevation(s) 立視圖		
Photomontage(s) showing the proposed development 顯示擬議發展的合成照片		
Master landscape plan(s)/Landscape plan(s) 園境設計總圖/園境設計圖		
Others (please specify) 其他(請註明)		
	_	
Reports 報告書		
Planning Statement/Justifications 規劃綱領/理據		
Environmental assessment (noise, air and/or water pollutions)		
環境評估(噪音、空氣及/或水的污染)		
Traffic impact assessment (on vehicles) 就車輛的交通影響評估		- 🔲
Traffic impact assessment (on pedestrians) 就行人的交通影響評估		
Visual impact assessment 視覺影響評估		
Landscape impact assessment 景觀影響評估		
Tree Survey 樹木調查		
Geotechnical impact assessment 土力影響評估		
Drainage impact assessment 排水影響評估		
Sewerage impact assessment 排污影響評估		
Risk Assessment 風險評估		
Others (please specify) 其他(請註明)		
	_	
	_	
Note: May insert more than one「🗸」. 註:可在多於一個方格內加上「🗸」號		

Note: The information in the Gist of Application above is provided by the applicant for easy reference of the general public. Under no circumstances will the Town Planning Board accept any liabilities for the use of the information nor any inaccuracies or discrepancies of the information provided. In case of doubt, reference should always be made to the submission of the applicant. 註: 上述申請摘要的資料是由申請人提供以方便市民大眾參考。對於所載資料在使用上的問題及文義上的歧異,城市規劃委員

會概不負責。若有任何疑問,應查閱申請人提交的文件。

Dimension Plan of the Proposed Small House on Lot 1587 S.B ss.2 in D.D. 76 Kan Tau Tsuen, North



(P) Coloured Pink Area 65.03 Square Meters (About) Scale 1:1000

Balcony

Septic Tank (3.6m x 1.2m)(About)

Side	Bearing	Distance	D+	Co-ordinate Data		
Side	٠ / //	in Meters Pt		Ν	E	
A-B	53 1 34	10.668	Α	841613.069	835957.972	
B-C	143 1 34	6.096	В	841619.485	835966.494	
C-D	233 1 34	10.668	С	841614.615	835970.161	
D-A	323 1 34	6.096	D	841608.199	835961.638	

Relevant Interim Criteria for Consideration of Application for New Territories Exempted House (NTEH)/Small House in New Territories (promulgated on 7.9.2007)

- (a) sympathetic consideration may be given if not less than 50% of the proposed NTEH/Small House footprint falls within the village 'environs' ('VE') of a recognised village and there is a general shortage of land in meeting the demand for Small House development in the "Village Type Development" ("V") zone of the village;
- (b) if more than 50% of the proposed NTEH/Small House footprint is located outside the 'VE', favourable consideration could be given if not less than 50% of the proposed NTEH/Small House footprint falls within the "V" zone, provided that there is a general shortage of land in meeting the demand for Small House development in the "V" zone and the other criteria can be satisfied;
- (c) development of NTEH/Small House with more than 50% of the footprint outside both the 'VE' and the "V" zone would normally not be approved unless under very exceptional circumstances (e.g. the application site has a building status under the lease, or approving the application could help achieve certain planning objectives such as phasing out of obnoxious but legal existing uses);
- (d) application for NTEH/Small House with previous planning permission lapsed will be considered on its own merits. In general, proposed development which is not in line with the criteria would normally not be allowed. However, sympathetic consideration may be given if there are specific circumstances to justify the cases, such as the site is an infill site among existing NTEHs/Small Houses, the processing of the Small House grant is already at an advance stage;
- (e) if an application site involves more than one NTEH/Small House, application of the above criteria would be on individual NTEH/Small House basis;
- (f) the proposed development should not frustrate the planning intention of the particular zone in which the application site is located;
- (g) the proposed development should be compatible in terms of land use, scale, design and layout, with the surrounding area/development;
- (h) the proposed development should not encroach onto the planned road network and should not cause adverse traffic, environmental, landscape, drainage, sewerage and geotechnical impacts on the surrounding areas. Any such potential impacts should be mitigated to the satisfaction of relevant Government departments;
- (i) the proposed development, if located within water gathering grounds, should be able to be connected to existing or planned sewerage system in the area except under very special circumstances (e.g. the application site has a building status under the lease or the applicant can demonstrate that the water quality within water gathering grounds will not be affected by the proposed development*);
- (j) the provision of fire service installations and emergency vehicular access, if required, should be appropriate with the scale of the development and in compliance with relevant standards; and
- (k) all other statutory or non-statutory requirements of relevant Government departments must be met. Depending on the specific land use zoning of the application site, other Town Planning Board guidelines should be observed, as appropriate.

*i.e. the applicant can demonstrate that effluent discharge from the proposed development will be in compliance with the effluent standards as stipulated in the Water Pollution Control Ordinance Technical Memorandum.

Previous s.16 Application

Approved Application

Application No.	Uses/ Development	Date of Consideration
A/NE-LYT/200	Proposed House (New Territories Exempted House – Small House)	19.5.2000

Similar S.16 Applications for Proposed House (New Territories Exempted House – Small House) within the "Agriculture" zone in the vicinity of the Application Site on the approved Lung Yeuk Tau and Kwan Tei South OZP No. S/NE-LYT/19

Approved Applications

Application No.	Uses/ Development	Date of Consideration
A/NE-LYT/238	Proposed House (New Territories Exempted House – Small House)	12.7.2002
A/NE-LYT/242	Proposed House (New Territories Exempted House – Small House)	13.9.2002
A/NE-LYT/367	Proposed House (New Territories Exempted House – Small House)	12.10.2007
A/NE-LYT/407	Proposed House (New Territories Exempted House – Small House)	29.1.2010
A/NE-LYT/473 ^[1]	Proposed House (New Territories Exempted House – Small House)	24.8.2012
A/NE-LYT/474 ^[2]	Proposed House (New Territories Exempted House – Small House)	24.8.2012
A/NE-LYT/475 ^[3]	Proposed House (New Territories Exempted House – Small House)	24.8.2012
A/NE-LYT/476 ^[4]	Proposed House (New Territories Exempted House – Small House)	24.8.2012
A/NE-LYT/478 ^[5]	Proposed House (New Territories Exempted House – Small House)	24.8.2012
A/NE-LYT/479 ^[6]	Proposed House (New Territories Exempted House – Small House)	24.8.2012
A/NE-LYT/480 ^[7]	Proposed House (New Territories Exempted House – Small House)	24.8.2012
A/NE-LYT/481 ^[8]	Proposed House (New Territories Exempted House – Small House)	7.9.2012
A/NE-LYT/482 ^[9]	Proposed House (New Territories Exempted House – Small House)	7.9.2012
A/NE-LYT/483 ^[10]	Proposed House (New Territories Exempted House – Small House)	7.9.2012
A/NE-LYT/484 ^[11]	Proposed House (New Territories Exempted House – Small House)	7.9.2012

Application No.	Uses/ Development	Date of Consideration
A/NE-LYT/485 ^[12]	NE-LYT/485 ^[12] Proposed House (New Territories Exempted House – Small House)	
A/NE-LYT/486 ^[13]	Proposed House (New Territories Exempted House – Small House)	7.9.2012
A/NE-LYT/494	Proposed House (New Territories Exempted House – Small House)	21.12.2012
A/NE-LYT/513	Proposed House (New Territories Exempted House – Small House)	6.9.2013
A/NE-LYT/514	Proposed House (New Territories Exempted House – Small House)	6.9.2013
A/NE-LYT/515	Proposed House (New Territories Exempted House – Small House)	19.7.2013
A/NE-LYT/545 ^[14]	Proposed Three Houses (New Territories Exempted House – Small House)	22.8.2014
A/NE-LYT/557 ^[15]	Proposed House (New Territories Exempted House – Small House)	16.1.2015
A/NE-LYT/583 ^[16]	Proposed Two Houses (New Territories Exempted Houses – Small Houses)	18.12.2015
A/NE-LYT/592 ^[17]	Proposed House (New Territories Exempted House – Small House)	10.6.2016
A/NE-LYT/600 ^[18]	Proposed House (New Territories Exempted House – Small House)	14.9.2016
A/NE-LYT/604 ^[2]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/605 ^[7]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/606 ^[6]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/607 ^[5]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/608 ^[11]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/609 ^[10]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/610 ^[9]	Proposed House (New Territories Exempted House – Small House)	17.2.2017

Application No.	Uses/ Development	Date of Consideration
A/NE-LYT/611 ^[8]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/612 ^[13]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/613 ^[12]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/614 ^[1]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/615 ^[4]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/616 ^[3]	Proposed House (New Territories Exempted House – Small House)	17.2.2017
A/NE-LYT/629 ^[19]	Proposed House (New Territories Exempted House – Small House)	23.6.2017
A/NE-LYT/630	Proposed House (New Territories Exempted House – Small House)	23.6.2017
A/NE-LYT/644	Proposed House (New Territories Exempted House – Small House)	26.1.2018
A/NE-LYT/665 ^[14]	Proposed House (New Territories Exempted House – Small House)	5.10.2018
A/NE-LYT/666 ^[14]	Proposed House (New Territories Exempted House – Small House)	6.7.2018
A/NE-LYT/667 ^[14]	Proposed House (New Territories Exempted House – Small House)	6.7.2018
A/NE-LYT/715	Proposed House (New Territories Exempted House – Small House)	29.11.2019
A/NE-LYT/716	Proposed House (New Territories Exempted House – Small House)	29.11.2019
A/NE-LYT/727	Proposed House (New Territories Exempted House – Small House)	1.9.2020
A/NE-LYT/769 ^[17]	Proposed House (New Territories Exempted House – Small House)	23.9.2022
A/NE-LYT/787 ^[15]	Proposed Four Houses (New Territories Exempted Houses – Small Houses)	13.1.2023
A/NE-LYT/808 ^[16]	Proposed Two Houses (New Territories Exempted Houses – Small Houses)	27.10.2023

Application No.	Uses/ Development	Date of Consideration
A/NE-LYT/831 ^[18]	Proposed House (New Territories Exempted House – Small House)	19.7.2024

Remarks

- [1] Applications No. A/NE-LYT/473 & A/NE-LYT/614 are at the same location.
- [2] Applications No. A/NE-LYT/474 & A/NE-LYT/604 are at the same location.
- [3] Applications No. A/NE-LYT/475 & A/NE-LYT/616 are at the same location.
- [4] Applications No. A/NE-LYT/476 & A/NE-LYT/615 are at the same location.
- [5] Applications No. A/NE-LYT/478 & A/NE-LYT/607 are at the same location.
- [6] Applications No. A/NE-LYT/479 & A/NE-LYT/606 are at the same location.
- [7] Applications No. A/NE-LYT/480 & A/NE-LYT/605 are at the same location.
- [8] Applications No. A/NE-LYT/481& A/NE-LYT/611 are at the same location.
- [9] Applications No. A/NE-LYT/482 & A/NE-LYT/610 are at the same location.
- [10] Applications No. A/NE-LYT/483, A/NE-LYT/609 are at the same location.
- [11] Applications No. A/NE-LYT/484 & A/NE-LYT/608 are at the same location.
- [12] Applications No. A/NE-LYT/485 & A/NE-LYT/613 are at the same location.
- [13] Applications No. A/NE-LYT/486 & A/NE-LYT/612 are at the same location.
- [14] Applications No. A/NE-LYT/545 covers A/NE-LYT/665, A/NE-LYT/666 & A/NE-LYT/667.
- [15] Applications No. A/NE-LYT/557 & A/NE-LYT/787 are at the same location.
- [16] Applications No. A/NE-LYT/583 & A/NE-LYT/808 & are at the same location.
- [17] Applications No. A/NE-LYT/592 & A/NE-LYT/769 are at the same location.
- [18] Applications No. A/NE-LYT/600 & A/NE-LYT/831 are at the same location.
- [19] Applications No. A/NE-LYT/629 & A/NE-LYT/821 are at the same location.

Rejected Applications

Application No.	Uses/ Development	Date of Consideration	Rejection Reasons
A/NE-LYT/417	Proposed House A/NE-LYT/417 (New Territories Exempted House – Small House)		R1 to R3
A/NE-LYT/440	Proposed House (New Territories Exempted House – Small House)	Ferritories Exempted House – 9.9.2011	
A/NE-LYT/821 ^[19]	Proposed House (New Territories Exempted House – Small House)	31.5.2024 [on review]	R6 & R7

Remarks

Rejection Reasons:

- R1 The application did not comply with the 'Interim Criteria for Consideration of Application for New Territories Exempted House (NTEH)/Small House in New Territories' (the Interim Criteria) as the footprint of the proposed Small House largely fell outside the village 'environs' ('VE') of the Kan Tau Tsuen and there was no shortage of land in meeting the demand for Small House development in the "Village Type Development" ("V") zone of the village.
- R2 Small House should be developed within the "V" zone so as to ensure an orderly development pattern, efficient use of land and provision of infrastructure and services.
- R3 The application which did not comply with the Interim Criteria might set an undesirable precedent for other similar applications in the "Agriculture" ("AGR") zone. The cumulative effect of approving such similar applications would result in a general degradation of the environment of the area.
- R4 The application did not comply with the Interim Criteria in that the footprint of the proposed Small House fell entirely outside the 'VE' and "V" zone of Kan Tau Tsuen.
- R5 Approval of the application which did not comply with the Interim Criteria would set an undesirable precedent for other similar applications within the "AGR" zone. The cumulative effect of approving such similar applications would cause adverse landscape impacts to the area.
- R6 The proposed development was not in line with the planning intention of the "AGR" zone, which was primarily to retain and safeguard good quality agricultural land/farm/fish ponds for agricultural purposes. It was also intended to retain fallow arable land with good potential for rehabilitation for cultivation and other agricultural purposes. There was no strong planning justification in the submission for a departure from the planning intention. The application site was not considered an infill site among existing NTEH/Small Houses, nor was the processing of the Small House grant at an advance stage.

^[19] Applications No. A/NE-LYT/629 & A/NE-LYT/821 are at the same location.

R7 Land was still available within the "V" zone of Kan Tau Tsuen which was primarily intended for Small House development. It was considered more appropriate to concentrate the proposed Small House development within the "V" zone for more orderly development pattern, efficient use of land and provision of infrastructure and services.

Government Departments' General Comments

1. Land Administration

Comments of the District Lands Officer/North, Lands Department (DLO/N, LandsD):

- the application site (the Site) falls within the village 'environ' ('VE') of Kan Tau Tsuen;
- his office does not receive any Small House application lodged by the applicant;
- the Site is an Old Schedule Agricultural Lot held under Block Government Lease; and
- the Site is currently not covered by Modification of Tenancy/Building Licence.

2. Traffic

Comments of the Commissioner for Transport (C for T):

- no objection to the application from traffic engineering perspective;
- Small House developments should be confined within the "Village Type Development" ("V") zone as far as possible. Though additional traffic generated by the proposed development is not expected to be significant, such type of development outside the "V" zone, if permitted, will set an undesirable precedent case for similar applications in the future. The resulting cumulative adverse traffic impact has to be reviewed on case-by-case basis in the future. Nevertheless, she considers that the application could be tolerated on traffic ground as it only involves the construction of one Small House; and
- her advisory comments are at **Appendix VI**.

Comments of the Chief Highway Engineer/New Territories East, Highways Department (CHE/NTE, HyD):

- no comment on the application from highways maintenance perspective; and
- his advisory comments are at **Appendix VI**.

3. Environment

Comments of the Director of Environmental Protection (DEP):

- in view of the small scale of the proposed development, the application is unlikely to cause major pollution; and
- septic tank and soakaway system is an acceptable means for collection, treatment and disposal of the sewage provided that its design and construction follow the requirements of the ProPECC PN 1/23 'Drainage Plans subject to Comment by the Environmental Protection Department' and are duly certified by an Authorised Person.

4. <u>Drainage</u>

Comments of the Chief Engineer/Mainland North, Drainage Services Department (CE/MN, DSD):

- no objection to the application from public drainage perspective;
- the Site is in an area where public sewerage connection is not available; and
- her advisory comments are at **Appendix VI**.

5. Fire Safety

Comments of the Director of Fire Services (D of FS):

- no objection in principle to the application at this stage provided that the proposed Small House would not encroach on any existing Emergency Vehicular Access (EVA) or planned EVA under application in accordance with LandsD's record; and
- his advisory comments are at **Appendix VI**.

6. Landscape

Comments of the Chief Town Planner/Urban Design and Landscape, Planning Department (CTP/UD&L, PlanD):

- no adverse comment on the application from landscape planning perspective; and
- the Site is located in an area of rural inland plains landscape character comprising active/fallow farmlands, village houses/domestic structures, rivers, scattered tree groups and vegetated areas. The proposed development is considered not incompatible with its surrounding environment; and
- based on the site photos taken on 22.4.2025 (**Plan A-4**), the Site is currently occupied by active farmland with some plants of *Musa sp* (蕉屬). Significant adverse impact on the landscape character and existing landscape resources within the Site arising from the proposed development is not anticipated.

7. Agriculture

Comments of the Director of Agriculture, Fisheries and Conservation (DAFC):

- does not support the application from agricultural perspective as the Site is being used for farming; and
- the Site, which is generally under active cultivation, falls within an area zoned "Agriculture". The agricultural activities are active in the vicinity, and agricultural infrastructures such as road access and water source are also available. The Site can be used for agricultural activities such as open-field cultivation, greenhouses, plant nurseries, etc.

8. Water Supplies

Comments of the Chief Engineer/Construction, Water Supplies Department (CE/C, WSD):

- no objection to the application; and
- his advisory comments are at **Appendix VI**.

9. <u>Demand and Supply of Small House Sites</u>

According to the DLO/N, LandsD's records, the total number of outstanding Small House applications for Kan Tau Tsuen is 33 while 10-year Small House demand forecast for the same village is 130. According to the latest estimate by PlanD, about 1.69ha (equivalent to about 67 Small House sites) of land are available within the "V" zone of Kan Tau Tsuen for Small House development. There is insufficient land in the "V" zone of Kan Tau Tsuen to meet the future demand of land for Small House development (i.e. about 4.08ha of land which is equivalent to 163 Small House sites).

10. Other Departments

The following government departments have no objection to/no comment on the application:

- (a) District Officer (North), Home Affairs Department (DO(N), HAD);
- (b) Director of Electrical and Mechanical Services (DEMS); and
- (c) Project Manager (North), Civil Engineering and Development Department (PM(N), CEDD).

Recommended Advisory Clauses

- (a) to note the comments of the Commissioner of Transport (C for T) that the local village access leading to the application site (the Site) from Sha Tau Kok Road Ma Mei Ha is not managed by the Transport Department (TD);
- (b) to note the comments of the Chief Highway Engineer/New Territories East, Highways Department (CHE/NTE, HyD) that:
 - (i) adequate drainage measures shall be provided to prevent surface water running from the Site to the nearby public road and drains; and
 - (ii) his office is not/shall not be responsible for the maintenance of any access connecting the Site and the nearby public road;
- (c) to note the comments of the Chief Engineer/Mainland North, Drainage Services Department (CE/MN, DSD) that:
 - (i) the Site is in an area where public sewerage connection is not available. The Environmental Protection Department (EPD) should be consulted regarding the sewage treatment/disposal facilities for the proposed development;
 - (ii) the applicant should check and ensure that the existing drainage channel downstream to which the proposed connection will be made have adequate capacity and satisfactory condition to cater for the additional discharge from the Site. The applicant should also ensure that the flow from the Site will not overload the existing drainage system; and
 - (iii) adequate stormwater drainage collection and disposal facilities shall be provided to deal with the surface runoff of the Site or the same flowing on to the Site from the adjacent areas;
- (d) to note the comments of the Director of Fire Services (D of FS) that the applicant should observe 'New Territories Exempted Houses A Guide to Fire Safety Requirements' which is administrated by the Lands Department (LandsD). Detailed fire safety requirements will be formulated upon receipt of formal application via LandsD;
- (e) to note the comments of the Chief Engineer/Construction, Water Supplies Department (CE/C, WSD) that:
 - (i) for the provision of water supply to the proposed development, the applicant may need to extend his inside services to the nearest suitable government water mains for connection; and
 - (ii) the applicant shall resolve any land matter (such as private lots) associated with the provision of water supply and shall be responsible for the construction, operation and maintenance of the inside services within the private lots to WSD's standard;
- (f) to note the comments of the Chief Town Planner/Urban Design and Landscape, Planning Department (CTP/UD&L, PlanD) that the applicant should be advised that approval of the application does not imply approval of tree works such as pruning, transplanting and compensatory/new tree planting. The applicant is reminded to seek approval for any proposed tree works from relevant departments prior to commencement of the works; and

(g) to note that the permission is only given to the development under application. If provision of an access road is required for the proposed development, the applicant should ensure that such access road (including any necessary filling/excavation of land) complies with the provisions of the relevant statutory plan and obtain planning permissions from the Town Planning Board where required before carrying out the road works.

致城市規劃委員會秘書:

專人送遞或郵遞:香港北角渣華道 333 號北角政府合署 15 樓

傳真:2877 0245 或 2522 8426

電郵: tpbpd@pland.gov.hk

By hand or post: 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong

By Fax: 2877 0245 or 2522 8426 By e-mail: tpbpd@pland.gov.hk

有關的規劃申請編號 The application no. to which the comment relates

A/NE-LYT/847

意見詳情 (如有需要,請另頁說明)

Details of the Comment (use separate sheet if necessary)

「提意見人」姓名/名稱 Name of person/company making this comment 人民走了上海包

簽署 Signature

日期 Date 2015、4、2

致城市規劃委員會秘書:

專人送遞或郵遞:香港北角渣華道 333 號北角政府合署 15 樓

傳真: 2877 0245 或 2522 8426

電郵: tpbpd@pland.gov.hk

To: Secretary, Town Planning Board

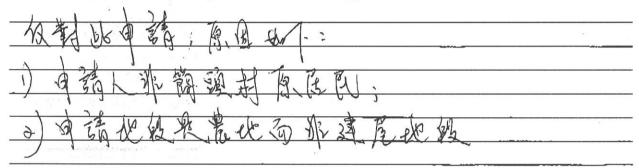
By hand or post: 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong

By Fax: 2877 0245 or 2522 8426 By e-mail: tpbpd@pland.gov.hk

有關的規劃申請編號 The application no. to which the comment relates A/NE-LYT/847

意見詳情 (如有需要,請另頁說明)

Details of the Comment (use separate sheet if necessary)



3 to 4

P. 1/3

致城市規劃委員會秘書:

專人送遞或郵遞:香港北角渣準道 333 號北角政府合署 15 楼

傳真: 2877 0245 或 2522 8426

電郵: tpbpd@pland.gov.lik

To:	,	Secretary,	Town	Planning	Board
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By hand or post: 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong

By Fax: 2877 0245 or 2522 8426 By e-mail: tpbpd@pland.gov.hk

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有關的規劃申請編號 The application no. A/NE-LYT/847	to which	h the comment relates
意見詳情 (如有需要,請另頁說明)		
Details of the Comment (use separate sheet	if necess	ssary)
我看得更多對意	Ref.	
	 	
	 	
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「提意見人」姓名/名稱 Name of person/o	ompany i	y making this comment
簽署 Signature	1	日期 Date 6 - 5 - >> > > > > > > > > > > > > > > >

粉嶺區鄉事會 FDRC

香港新界粉嶺區鄉事委員會

P.2/3

Hong Kong Fanling District Rural Committee

3, Lucn Fat Street, Lucn Wo Market, Fanling, N. 1, Hong Kong 香港新界粉嶺聯和壉聯發街三號 電話/Tcl:(852) 26755277 文傳真/ Fax:(852) 26699687

敬啟者:

貴處檔號: TPB/A/NE-LYT-847 新界粉嶺簡頭村丈量約份第76 約地段第1587號B分段第2小分段 擬議屋宇(新界豁免管制屋宇 - 小型屋宇) (申請編號: A/NE-LYT/847)

本會接獲簡頭村村民求助,他們投訴上述申請人不是簡頭村原居民, 所以村民 極力反對 上述申請。懇請 貴處理解村民投訴及審慎處理。

此致 規劃署沙田、大埔 及北區規劃專員

2025年5月6日

粉嶺區鄉事委員會主席



粉嶺區鄉事會 FDRC

香港新界粉嶺區鄉事委員會

Hong Kong Fanling District Rural Committee

3, Luen Fat Street, Lucn Wo Market, Fanling, N.T. Hong Kong 香港新界粉嶺聯和據聯發街三號

電話/Tel:(852) 26755277 國文傳頁/ Fax:(852) 26699687

敬啟者:

貴處檔號: TPB/A/NE-LYT-847 新界粉嶺簡頭村丈量約份第76 約地段第1587號B分段第2小分段 擬議屋宇 (新界豁免管制屋宇 - 小型屋宇) (申請編號: A/NE-LYT/847)

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此致 規劃署沙田、大埔 及北區規劃專員

2025年5月6日

粉嶺區鄉事委員會首副主席

(劉永安)

