

APPLICATION FOR PERMISSION
UNDER SECTION 16 OF THE TOWN PLANNING ORDINANCE

APPLICATION NO. A/KTN/72
(for 3rd Deferment)

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| <u>Applicant</u> | Mr. HUI Muk Fai represented by Man Chi Consultants and Construction Limited |
| <u>Site</u> | Government Land in D.D. 95, Kwu Tung North, New Territories |
| <u>Site Area</u> | 2,091m ² (about) |
| <u>Lease</u> | Government land |
| <u>Plan</u> | Approved Kwu Tung North Outline Zoning Plan (OZP) No. S/KTN/2 |
| <u>Zoning</u> | “Other Specified Uses” annotated “Business and Technology Park” (“OU (BTP)”) (about 64%); and an area shown as ‘Road’ (about 36%) |
| <u>Application</u> | Temporary Shop and Services, Warehouse and Open Storage (for Storage of Construction Material) with Ancillary Office and Staff Accommodation for a Period of 3 Years |

1. Background

- 1.1 On 1.9.2020, the applicant submitted a planning application for temporary shop and services, warehouse and open storage (for storage of construction material) with ancillary office and staff accommodation for a period of 3 years at the application site (**Plan A-1**).
- 1.2 On 23.10.2020 and 22.1.2021, the Rural and New Town Planning Committee (the Committee) agreed to defer a decision on the application for two months each time, as requested by the applicant, to allow time for the applicant to prepare further information (FI) to address departmental comments. Upon receipt of the applicant’s FI on 22.3.2021, the application is scheduled for consideration by the Committee on 14.5.2021.

2. Request for Deferment

On 29.4.2021, the applicant’s representative wrote to the Secretary of the Town Planning Board (the Board) and requested the Board to defer the consideration of the application in

order to allow two months' time for the applicant to prepare FI to address departmental comments (**Appendix I**).

3. Planning Department's Views

- 3.1 The application has been deferred twice for a total of four months at the request of the applicant to allow time to address departmental comments. Since the second deferment on 22.1.2021, the applicant submitted FI on 22.3.2021 to address departmental and public comments. On 29.4.2021, the applicant wrote to the Board to request for a deferment of 2 months to allow more time to prepare FI to address the further departmental comments.
- 3.2 The Planning Department has no objection to the request for deferment as the justification for deferment meets the criteria for deferment as set out in the Town Planning Board Guidelines on Deferment of Decision on Representations, Comments, Further Representations and Applications made under the Town Planning Ordinance (TPB PG-No. 33) in that the applicant needs more time to prepare FI in response to public comment, the deferment period is not indefinite and the deferment would not affect the interests of other relevant parties.
- 3.3 Should the Committee agree to defer making a decision on the application, the application will be submitted to the Committee for consideration within two months upon receipt of FI from the applicant. If the FI submitted by the applicant is not substantial and can be processed within a shorter time, the application could be submitted to an earlier meeting for the Committee's consideration. Since it is the third deferment of the application, the applicant should be advised that the Committee has allowed a further period of two months, resulting a total of six months for preparation of FI submission, and no further deferment would be granted unless under very special circumstances.

4. Decision Sought

The Committee is invited to consider whether or not to accede to the applicant's request for deferment. If the request is not acceded to, the application will be submitted to the Committee for consideration at the next meeting

5. Attachment

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| Appendix I | Letter dated 29.4.2021 from the applicant |
| Plan A-1 | Location Plan |

**PLANNING DEPARTMENT
MAY 2021**