This document is received on 13 JUN 2024

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)

根據《城市規劃條例》(第131章) 第16條遞交的許可申請

Applicable to Proposal Only Involving Temporary Use/Development of Land and/or Building Not Exceeding 3 Years in Rural Areas or Regulated Areas, or Renewal of Permission for such Temporary Use or Development*

適用於祇涉及位於鄉郊地區或受規管地區土地上及/或建築物內進行 為期不超過三年的臨時用途/發展或該等臨時用途/發展的許可續期的建議*

*Form No. S16-I should be used for other Temporary Use/Development of Land and/or Building (e.g. temporary use/developments in the Urban Area) and Renewal of Permission for such Temporary Use or Development.

*其他土地上及/或建築物內的臨時用途/發展 (例如位於市區內的臨時用途或發展)及有關該等臨時用途/發展股的許可續期,應使用表格第 S16-I 號。

Applicant who would like to publish the <u>notice of application</u> 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<u>申請通知</u>,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 請勿填寫此欄	Application No. 申請編號	A/NE-TKL 1764
	Date Received 收到日期	1 3 JUN 2024

- 1. 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》的資料單張,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)及規劃署的規劃署的規劃資料也。 上禾輋路 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. 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 Applicant 申請人姓名/名稱

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

Joyceway Industrial Limited

3.

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 / W Company 公司 /□Organisation 機構)

R&U Planning and Development Consultants Ltd.

Application Site 申請地點

所包括的政府土地面積(倘有)

(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 Nos. 1507BRP (Part), 2022BRP (Part), 2036 (Part), 2037, 2038, 2039, 2040 (Part), 2041 (Part) and 2042 (Part) in D.D. 76 and adjoining G.L., Leng Tsai, Sha Tau Kok Road, Fanling.
(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 地盤面槓 ☑Gross floor area 總樓面面積	440	sq.m 平方米■About 約 sq.m 平方米■About 約
(c)	Area of Government land included (if any)	1,119		sq.m 平方米 🗹 About 約

(d)	Name and number of the related statutory plan(s) 有關法定圖則的名稱及編號					
(e)	Land use zone(s) involved					
(f)	Open storage of construction materials Current use(s)					
	現時用途		(If there are any Government, institution or community plan and specify the use and gross floor area) (如有任何政府、機構或社區設施,請在圖則上顯示			
4.	"Current Lai	nd Owner" of A	pplication Site 申請地點的「現行土均	 也擁有人 」		
The	applicant 申請人					
	is the sole "currer 是唯一的「現行	nt land owner"#& (pl 土地擁有人」#&(訂	ease proceed to Part 6 and attach documentary proof 青繼續填寫第 6 部分,並夾附業權證明文件)。	of ownership).		
			(please attach documentary proof of ownership). (請夾附業權證明文件)。			
	is not a "current l 並不是「現行土	and owner" [#] . 地擁有人」 ^{#。}				
	□ The application site is entirely on Government land (please proceed to Part 6). 申請地點完全位於政府土地上(請繼續填寫第 6 部分)。					
5.	5. Statement on Owner's Consent/Notification					
	就土地擁有人的同意/通知土地擁有人的陳述					
(a)	(a) According to the record(s) of the Land Registry as at					
	涉	名「現行土地	摊有人」#。			
(b)	The applicant 申	請人 —				
	England State Control of the Control		2 "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 'C Land Owne 「現行土均 人」數目	Er(s)' Lot number. Registry wh	/address of premises as shown in the record of the Land here consent(s) has/have been obtained E冊處記錄已獲得同意的地段號碼/處所地址	Date of consent obtained (DD/MM/YYYY) 取得同意的日期 (日/月/年)		
	2	Lot No.	1507BRP in D.D. 76	29.4.2024		
	(Please use separate sheets if the space of any box above is insufficient. 如上列任何方格的空間不足,請另頁說明)					

	的詳細資料					
L	o. of 'Current and Owner(s)' 現行土地擁 [人」數目	Lot number/address of premises as shown in the record of the Land Registry where notification(s) has/have been given 根據土地註冊處記錄已發出通知的地段號碼/處所地址	Date of notification given (DD/MM/YYYY) 通知日期(日/月/年)			
(Ple	ease use separate s	heets if the space of any box above is insufficient. 如上列任何方格的驾	空間不足,請另頁說明)			
		e steps to obtain consent of or give notification to owner(s): 取得土地擁有人的同意或向該人發給通知。詳情如下:				
Rea		o Obtain Consent of Owner(s) 取得土地擁有人的同意所採取的				
	sent request for consent to the "current land owner(s)" on (DD/MM/YYY 於 (日/月/年)向每一名「現行土地擁有人」"郵遞要求同意書 ^{&}					
Rea	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					
		ces in local newspapers on(DD/MM/YY (日/月/年)在指定報章就申請刊登一次通知&	YY) ^{&}			
	-	in a prominent position on or near application site/premises on(DD/MM/YYYY)&				
	於	(日/月/年)在申請地點/申請處所或附近的顯明位置	貼出關於該申請的通知			
	office(s) or run	relevant owners' corporation(s)/owners' committee(s)/mutual aid ral committee on(DD/MM/YYYY)&	12020			
	於 處,或有關的	(日/月/年)把通知寄往相關的業主立案法團/業主委]鄉事委員會 ^{&}	東曾/互助委員曾或官			
Oth	ers 其他					
	others (please 其他(請指明	· 17.6				

6. Type(s) of Application	6. Type(s) of Application 申請類別				
(A) Temporary Use/Development of Land and/or Building Not Exceeding 3 Years in Rural Areas or Regulated Areas 位於鄉郊地區或受規管地區土地上及/或建築物內進行為期不超過三年的臨時用途/發展 (For Renewal of Permission for Temporary Use or Development in Rural Areas or Regulated Areas, please proceed to Part (B)) (如屬位於鄉郊地區或受規管地區臨時用途/發展的規劃許可續期,請填寫(B)部分)					
(a) Proposed use(s)/development 擬議用途/發展	(Please illustrate the details of the pr	oposal on a layout plan) (請用平面圖說明擬議詳情)			
(b) Effective period of permission applied for 申請的許可有效期	□ year(s) 年 □ month(s) 個月				
(c) <u>Development Schedule 發展細節表</u> Proposed uncovered land area 擬議露天土地面積 sq.m □About 約 Proposed covered land area 擬議有上蓋土地面積 sq.m □About 約 Proposed number of buildings/structures 擬議建築物/構築物數目 Proposed domestic floor area 擬議住用樓面面積 sq.m □About 約 Proposed non-domestic floor area 擬議非住用樓面面積 sq.m □About 約					
Proposed gross floor area 擬議總樓面面積					
Proposed number of car parking spaces by types 不同種類停車位的擬議數目 Private Car Parking Spaces 私家車車位 Motorcycle Parking Spaces 電單車車位 Light Goods Vehicle Parking Spaces 輕型貨車泊車位 Medium Goods Vehicle Parking Spaces 中型貨車泊車位 Heavy Goods Vehicle Parking Spaces 重型貨車泊車位 Others (Please Specify) 其他 (請列明)					
Proposed number of loading/unloading spaces 上落客貨車位的擬議數目 Taxi Spaces 的士車位 Coach Spaces 旅遊巴車位 Light Goods Vehicle Spaces 輕型貨車車位 Medium Goods Vehicle Spaces 中型貨車車位 Heavy Goods Vehicle Spaces 重型貨車車位 Others (Please Specify) 其他 (請列明)					

Prop	Proposed operating hours 擬議營運時間					
(d)	Any vehicular access the site/subject buildin 是否有車路通往地動有關建築物?	ng?	□ 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)			
(e)	Impacts of Davidonme	2 000	L 経議發展計劃的影響			
(6)	(If necessary, please us	se separate shee for not providin	to the state of the proposed measures to minimise possible adverse impacts or give ag such measures. 如需要的話,請另頁註明可盡量減少可能出現不良影響的			
(i)	proposal involve alteration of existing building? 擬議發展計劃是否包括現有建築物的改動?	No 否 □	Please provide details 請提供詳情			
(ii)	Does the development proposal involve the operation on the right? 擬議發展是否涉及右列的工程?	c (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) 请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 Area of filling 填塘面積 sq.m 平方米 □About 約 Depth of filling 填土面積 sq.m 平方米 □About 約 Depth of excavation 挖土面積 sq.m 平方米 □About 約			
(iii)	Would the development proposal cause any adverse impacts? 擬議發展計劃會 否 造 成 不 良 影	Landscape Impa Tree Felling & Visual Impact	Xi通 Yes 會 □ No 不會 □ y 對供水 Yes 會 □ No 不會 □ /排水 Yes 會 □ No 不會 □ /財故 Yes 會 □ No 不會 □ pes 受斜坡影響 Yes 會 □ No 不會 □ act 構成景觀影響 Yes 會 □ No 不會 □ 次伐樹木 Yes 會 □ No 不會 □			

diameter 請註明显 幹直徑及	ate measure(s) to minimise the impact(s). For tree felling, please state the number, at breast height and species of the affected trees (if possible) 是量減少影響的措施。如涉及砍伐樹木,請說明受影響樹木的數目、及胸高度的樹及品種(倘可) Temporary Use or Development in Rural Areas or Regulated Areas
A THE STREET AND STREET AND STREET	温臨時用途/發展的許可續期 □
(a) Application number to which the permission relates 與許可有關的申請編號	A/ NE-TKL / 674
(b) Date of approval 獲批給許可的日期	(DD 日/MM 月/YYYY 年)
(c) Date of expiry 許可屆滿日期	3.8.2024 (DD 日/MM 月/YYYY 年)
(d) Approved use/development 已批給許可的用途/發展	Renewal of planning approval for temporary open storage of construction materials for a period of 3 years
(e) Approval conditions 附帶條件	□ The permission does not have any approval condition 許可並沒有任何附帶條件 ☑ Applicant has complied with all the approval conditions 申請人已履行全部附帶條件 □ Applicant has not yet complied with the following approval condition(s): 申請人仍未履行下列附帶條件:
	仍未履行的原因: (Please use separate shrets if the space above is insufficient) (如以上空間不足,請另頁說明)
(f) Renewal period sought 要求的續期期間	✓ year(s) 年 3 years □ month(s) 個月

7. 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)。

The justifications in support of the application for the renewal of the temporary open storage of construction materials are as follows:

- 1. The existing open storage on the application site exists before 17.8.1990 and is therefore an 'existing use' as defined under the Town Planning Ordinance.
- 2. The application site is the subject of 9 previous planning approvals for the same use and approval conditions for all the previous permissions have been fully complied with. The applicant has been consistently and persistently demonstrating the best and genuine efforts in complying with all the approval conditions of the previous permissions and maintaining the site and the provided facilities in a good and tidy manner during the planning approval periods.
- 3. There is no material change in the nature of operation and the operational characteristics including the operation hours (viz. Mondays to Saturdays 8:30am-6:00pm and no operation on Sundays and public holidays) of the proposed use on the site as well as the planning and physical circumstances of the site and its neighbourhood. The general layout including the location and sizes of the existing structures within the site are the same as those of the previous approval.
- 4. The site falls within Category 2 areas under the TPB Guidelines for 'Application for Open Storage and Port Back-up Uses' (TPB-PG No. 13G) promulgated in April 2023. For Category 2 areas according to the said Guidelines, planning permission could be granted on a temporary basis up to a maximum period of 3 years, subject to no adverse departmental comments and local objections, or the concerns of the departments and local residents can be addressed through the implementation of approval conditions. Given the planning background of the site, the proposed use is considered in line with the subject TPB Guidelines.
- 5. All the previous planning approvals have demonstrated that the proposed use is a suitable use for the site and is compatible with the surrounding land uses including the existing open storage uses along Sha Tau Kok Road in the area and would have no adverse development impact on the surrounding areas and blends in well with the neighbouring uses. In fact, the local environment of the Leng Tsai area has been improved as a result of the fulfillment of the various approval conditions by the applicant in the past years.
- 6. The application is generally in line with the TPB Guidelines for 'Renewal of Planning Approval and Extension of Time for Compliance with Planning Conditions for Temporary Use or Development' (TPB-PG No. 34D) in that there is no material change in planning circumstances since the previous temporary approval was granted and no significant change in the land uses of the surrounding areas. There would be no adverse planning implication arising from the renewal of the planning approval. All the approval conditions under the previous permission (Application No. A/NE-TKL/674) have been complied with and the approval period sought is reasonable as it is the same as the last approval granted by the TPB.
- 7. Documentary proof to demonstrate the compliance of the relevant approval conditions are provided as follows:
 - (i) Drainage (see Appendix 1)
 - (ii) Fire Service Installations (see Appendix 2)

B. 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				
Name in Block LettersPosition (if applicable)姓名(請以正楷填寫)職位 (如適用)				
Professional Qualification(s) 專業資格 W Member 會員 / □ Fellow of 資深會員 W HKIP 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 R&U Planning and Development Consultants Ltd. ☑ Company 公司 / □ Organisation Name and Chop (if applicable) 機構名稱及蓋章(如適用)				
Date 日期 21.5.2024 (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况下,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 Application 申請摘要

(Please provide details in both English and Chinese <u>as far as possible</u>. This part will be circulated to relevant consultees, uploaded to the Town Planning Board's Website for browsing and free downloading by the public and available at the Planning Enquiry Counters of the Planning Department for general information.)

(請<u>盡量以英文及中文填寫。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</u>頁供公眾免費瀏覽及下載及於規劃署規劃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)
Location/address 位置/地址	Lot Nos. 1507BRP (Part), 2022BRP (Part), 2036 (Part), 2037, 2038, 2039, 2040 (Part), 2041 (Part) and 2042 (Part) in D.D. 76 and adjoining G.L., Leng Tsai, Sha Tau Kok Road, Fanling.
Site area 地盤面積	10,331 sq. m 平方米 ☑ About 約
	(includes Government land of 包括政府土地 1,119 sq. m 平方米 ☑ About 約)
Plan 圖則	Ping Che and Ta Kwu Ling OZP No. S/NE-TKL/14
Zoning 地帶	'Agriculture' ('AGR') & 'Village Type Development' ('V')
Type of Application 申請類別	□ Temporary Use/Development in Rural Areas or Regulated Areas for a Period of 位於鄉郊地區或受規管地區的臨時用途/發展為期
	□ Year(s) 年 □ Month(s) 月
	Renewal of Planning Approval for Temporary Use/Development in Rural Areas or Regulated Areas for a Period of 位於鄉郊地區或受規管地區臨時用途/發展的規劃許可續期為期
	☑ Year(s) 年3 years □ Month(s) 月
Applied use/ development 申請用途/發展	Renewal of planning approval for temporary open storage of construction materials for a period of 3 years

(i)	Gross floor area and/or plot ratio		sq.m 平方米	Plot I	Ratio 地積比率	
	總樓面面積及/或地積比率	Domestic 住用	□ About 約 □ Not more than 不多於		□About 約 □Not more than 不多於	
		Non-domestic 非住用	440 ☑ About 約 □ Not more than 不多於		□About 約 □Not more than 不多於	
(ii)	No. of blocks 幢數	Domestic 住用				
		Non-domestic 非住用	3 nos. of temporary structur	es		
(iii)	Building height/No. of storeys 建築物高度/層數	Domestic 住用	m 米 □ (Not more than 不多於)			
				□ (No	Storeys(s) 層 t more than 不多於)	
		Non-domestic 非住用		□ (No	m 米 t more than 不多於)	
			1 storey	□ (No	Storeys(s) 層 t more than 不多於)	
(iv)	Site coverage 上蓋面積		3.9	97 %	☑ About 約	
(v)	No. of parking	Total no. of vehicl	e parking spaces 停車位總數		2 nos.	
	spaces and loading / unloading spaces 停車位及上落客貨 車位數目	Private Car Parkin Motorcycle Parkin Light Goods Veh Medium Goods V Heavy Goods Vel Others (Please Sp	2 nos.			
	Total no. of vehicle loading/unloading bays/lay-bys 上落客貨車位/停車處總數 Taxi Spaces 的士車位 Coach Spaces 旅遊巴車位 Light Goods Vehicle Spaces 輕型貨車車位 Medium Goods Vehicle Spaces 中型貨車位 Heavy Goods Vehicle Spaces 重型貨車位 Others (Please Specify) 其他 (請列明)					

Submitted Plans, Drawings and Documents 提交的圖則、繪圖及文件		
	Chinese 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Figure 2 Site Layout	Plan □	
Block plan(s) 樓字位置圖		
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)		
Figure 1 Location Plan		
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 樹木調査		
Geotechnical impact assessment 土力影響評估	Ц	
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 (rless grasify) 其(b) (詩詩明)	니	
Others (please specify) 其他(請註明)	Ш	Ш
Note: May insert more than one「 ノ 」. 註:可在多於一個方格內加上「 ノ 」號		
Note. May insert more than one アコ、社・中社多於一個万倍内加上「アコ 就		

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。

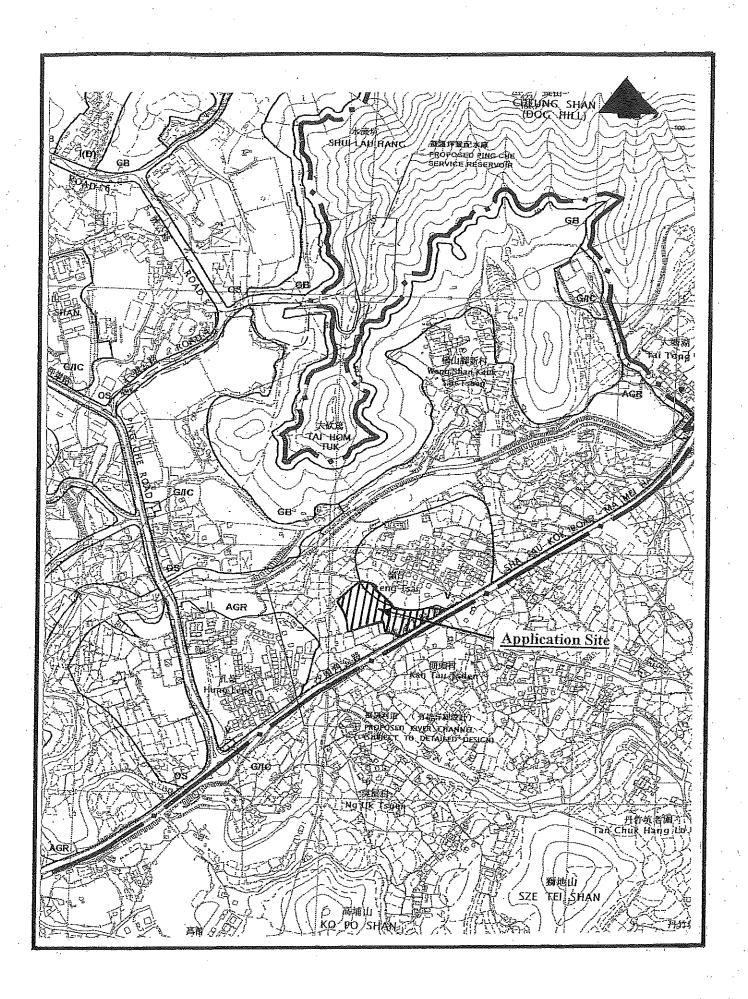
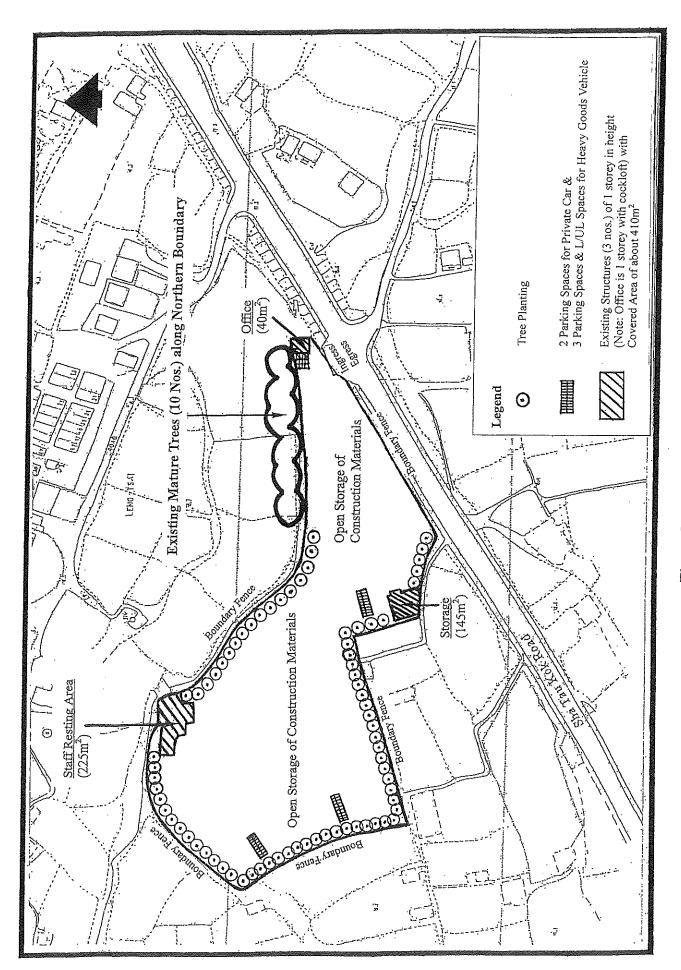


Figure 1 Location Plan

Scale 1:7500



NTS

Appendix 1 Drainage

- Approved As-built Drainage Plan
- Compliance Letter for Submission of a Condition Record of the Existing Drainage Facilities on the Site under Previous Planning Application No. A/NE-TKL/674 dated 2.11.2021

Approved As-built Drainage Plan

沙田、大埔及北區規劃處 新界沙田上禾鲞路工號 沙田政府合署 13 樓



Planning Department

Sha Tin, Tai Po & North District Planning Office 13/F, Shatin Government Offices, I Sheung Wo Che Road, Sha Tin, N.T.

本函檔號

Your Reference:

本署檔號

Our Reference:

() in TPB/A/NE-TKL/674

電話號碼

Tel. No.:

2158 6220

傳真機號碼 Fax No.: 2691 2806

By Post and Fax (2311 6549)

2 November 2021

R & U Planning and Development Consultants Ltd. Room 901A, Harbour Crystal Centre, 100 Granville Road, Tsim Sha Tsui East Kowloon, Hong Kong

(Attn.: Ms. Candy NG)

Dear Ms. NG,

Renewal of Planning Approval for Temporary Open Storage of Construction Materials for a Period of 3 Years in "Agriculture" and "Village Type Development" Zones, Lots 1507 S.B RP (Part), 2022 S.B RP (Part), 2036 (Part), 2037, 2038, 2039, 2040 (Part), 2041 (Part) and 2042 (Part) in D.D. 76 and Adjoining Government Land, Leng Tsai, Sha Tau Kok Road, Fanling, New Territories (Compliance with Approval Condition (g) for Application No. A/NE-TKL/674)

I refer to your submissions dated 13.9.2021 for compliance with approval condition (g) in relation to the submission of a record of existing drainage facilities on the site under the captioned planning application. An interim reply was issued to you on 25.10.2021.

Chief Engineer/Mainland North, Drainage Services Department (Contact person: Mr. W. C. LEE; Tel. No.: 2300 1274) has been consulted and advised that approval condition (g) is considered complied with.

Should you have any queries, please feel free to contact Ms. Michelle CHAN of this department at 2158 6391.

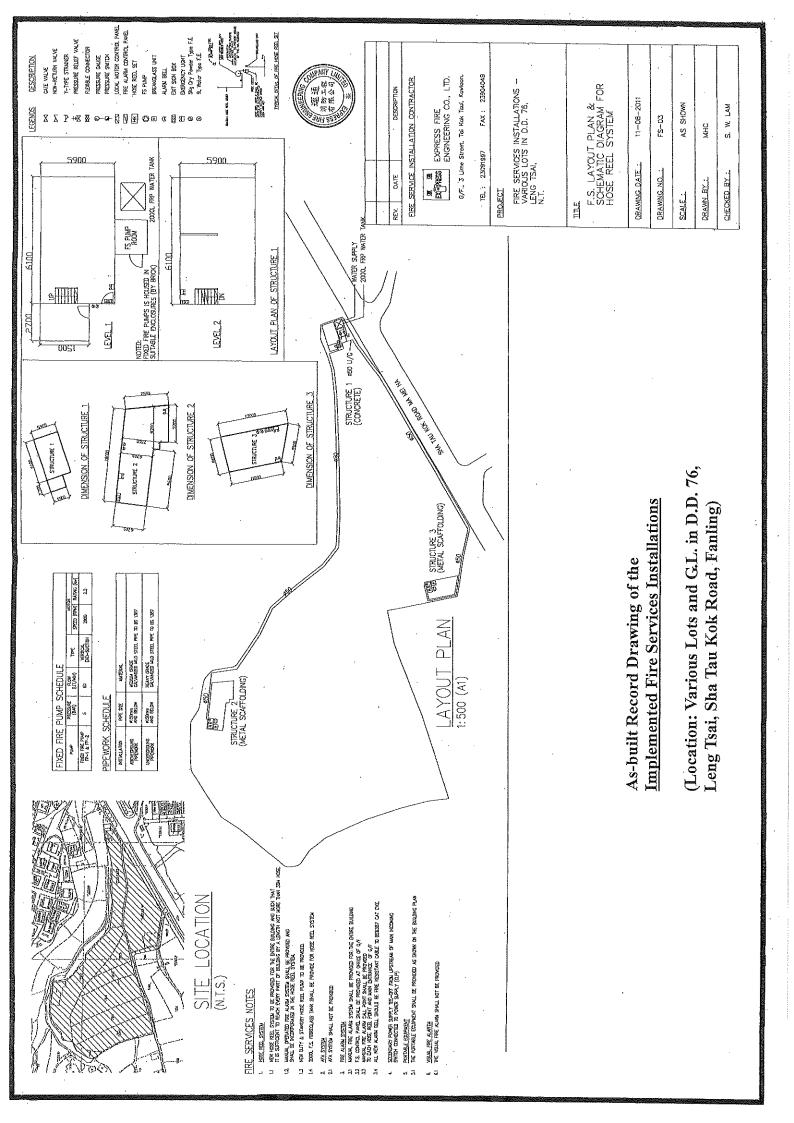
Yours faithfully,

(Ms. Jessica CHU) for and on behalf of Director of Planning



Appendix 2 Fire Service Installations

- As-built Record Drawing of the Implemented Fire Service Installations
- Certificates of Fire Service Installation and Equipment dated 27.10.2023 and 28.11.2023



FIRE SERVICE (INSTALLATIONS AND EQUIPMENT) REGULATIONS

消防(裝置及設備)規例 (Regulation 9(1))

(第九條(1)款)

Serial Number	
30695001654	

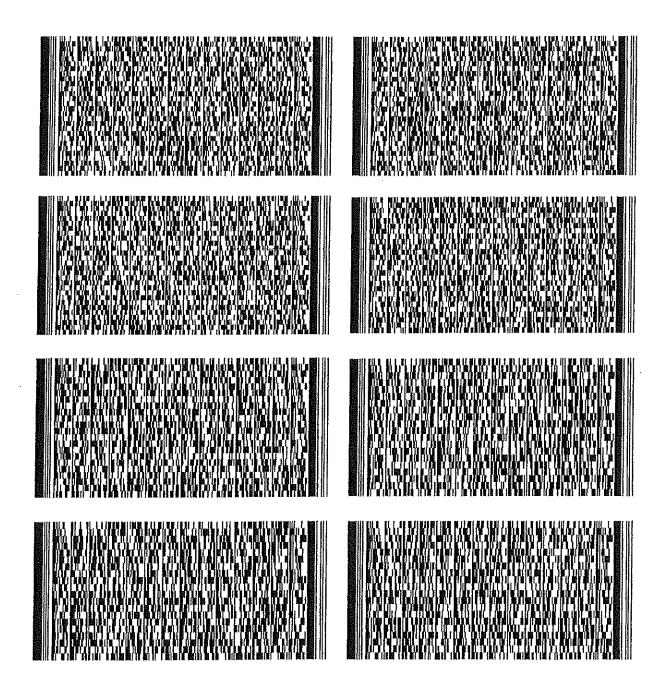
CERTIFICATE OF FIRE SERVICE INSTALLATION AND EQUIPMENT 消防裝置及設備證書 Name of Client 顧客姓名 Sun Cheung Metal Company Limited Address 地址 Various Lots in D.D.76, Leng Tsal, NT Type of Building 核宇類型: XIndustrial 工業 Commercial 商業 Domestic 住宅 Composite 綜合 Licensed premises 持牌處所 in accordance with Regulation 8(b) of the Fire Service (installations and Equipment) Regulations, the owner of any fire service installation Part 1 Annual Maintenance or equipment which is installed in any premises shell have such fire service installation or equipment inspected by a registered contractor at least once in every 12 months. 根據消防(數置及設備)規例第八條(b)飲,據有數置在任何處所內的任何消防裝置或設備的人, 須每12億 ONLY 第一部只適用於年檢事項 月由一名註冊承辦商檢查該等消防裝置或設備至少一次。 Code Completion Date Next Due Date 編碼 Type of FSI 裝置類型 · Location(s)位置 Comment on Condillon 狀況評述 完成日期 下次到期日 (1-35)(DD/MM/YYYY) (DD/MM/YYYY) Structure 1, Conforms with Portable Fire Extinguishers: 24 Structure 2, 27/10/2023 26/10/2024 3 x 5kg Dry Powder Type F.E. **FSD Requirements** Structure 3 Structure 1, Portable Fire Extinguishers: Conforms with FSD 24 Structure 2, 27/10/2023 26/10/2024 3 x 9 Litre Water Type F.E. Requirements Structure 3 Part 2 第二部 Installation / Modification / Repair / Inspection works 裝置/改裝/修理/檢查工作 Code Completion Date Nature of Work Carried out Comment on Condition 網碼 Type of FSI 裝置類型 Location(s)位置 完成日期 完成之工作內容 狀況評述 (1-35)(DD/MM/YYYY) Part 3 第三部 Defects 損壞事項 Code Comment on Defects 編碼 Type of FSI 裝置類型 Location(s)位置 Outstanding Defects 未修缺點 缺點評述 (1-35)Remark 備註 Authorized Signalure: For FSD 受權人簽署 use only Name 姓名 I/We hereby certify that the above installations/equipment have been tested and found to be in efficient working order in accordance with the Codes of Practice for Minimum Fire Service Installations and Equipment and Inspection, Testing and Meintenance of Installations and Equipment published from Inspected FSD/RC No.: 0695 消防處註冊號碼 time to time by the Director of Fire Services, Defects are listed in Part 3. Company Name: 本人藉此證明以上之消防裝置及設備絕試驗、證明性能良好,符合消防處處長不時公佈的最低限度之消防 Key-In 公司名稱 裝置及設備守則與裝置及設備之檢查測試及保養守則的規格,損壞事項列於第三部, Wu Siu Kei 如證書涉及年檢事項,應張貼於大廈或 Telephone: 處所當眼處以供消防處人員查核 23091997 聯絡電話 This certificate should be displayed at prominent location of the building or Date: 27/10/2023 premises for FSD's Inspection if any annual maintenance work is involved.

F.S. 251 (Rev. 01/2012) 941c-5373-821e-97d7-9095-4717-2f30-deac

FSD Ref.:



Sun Cheung Metal Company Limited





Serial Number
10191002565

FIRE SERVICE (INSTALLATIONS AND EQUIPMENT) REGULATIONS 消防(裝置及設備)規例 (Regulation 9(1)) (第九條(1)款)

FSD Ref.: 消防處檔號

	CEI	RTIFICATE OF FIRE SERV 出版	ICE INSTA 技置及設備記		QUIPM	ENT		
£	Cilent 顧客姓名	191813	区面/火放火间点	A =				
L	eung Metal Company Limited							出类回
Various	मध्यः Lots in D.D.76, Leng Tsal, NT							
Type of B	uliding 搜字類型: X Industrial 工業 [Commercial 商業Domestic	住宅 Con	nposite 綜合Licer	nsed pre	mises 持牌處所	Institutio	nal 社園
	ONLY or equi	ordance with Regulation 6(b) of the ipment which is installed in any prei t once in every 12 months. 根據消 名註冊承辦商檢查該等消防裝置或	mises shali hav 方(裝置及設備)大	re such fire service inst	tallation c	or equipment inspec	ted by a reg	pistered contractor
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位置	Commen	t on Condition 狀況[評述	Completion Dat 完成日期 (DD/MM/YYYY	- '	ext Due Date 下次到期日 D/MM/YYYY)
11	Emergency Lighting: 5 x a&b TS-EL2053	Whole	Conforms FSD Requ (Defects S	irements		27/10/2023	2	6/10/2024
12	Exit Sign 3 x exit sign box	Whole	Conforms FSD Requ (Defects S	irements		27/10/2023	2	6/10/2024
Part 2 第	S二部 Installation / Modification /	Repair / Inspection works	支置/改裝/修	理/檢查工作				
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位置	Nature	of Work Carried ou 记成之工作內容	i (Comment on Con 狀況評述	aitton [ompletion Date 完成日期 DD/MM/YYYY)
		•				,		
Part 3 第	三部 Defects 損壞事項					· . · · · · · · · · · · · · · · · · · ·		
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位圈		Outstanding Defec	ts 宋修	決點		nt on Defects 點評述
11	Emergency Lighting	Structure 2	1 no. of ϵ	emergency ligh	ht def	'artiva i	Need Replac	ement
12	Exit Sign	Structure 1	I no of exit sign hox detective			Need Replac	ement	
Remark 情	i 社	**************************************		Authorized Signature: 受權人簽署 Name:		AU	EERING CO 運通 防工程 RC可	For FSD use only
working ord Equipment Ilme to time 本人籍此證	y certify that the above installations/equip der in accordance with the Codes of Pri and inspection, Testing and Maintenand by the Director of Fire Services, Defects 野以上之消防肢置及設備經試驗,證明性能 守則與裝置及設備之檢查測試及保養守則	actice for Minimum Fire Service in se of Installations and Equipment ; are listed in Part 3, 能良好,符合消防战战長不時公佈的影	istallations and published from	姓名 FSD/RC No.: 消防處註冊號碼	ROT Expr	Siu Kel /0191 RC2 ess Fire Engin	-,	inspected Key-in
	如證書涉及年檢事項	,應張貼於大廈或		Telephone:	<u> </u>	pany Limited		
This e	處所當眼處以供》 certificate should be displayed at	prominent location of the buil	lding or	聯絡電話 Date:	2309	0/2023		Verified
premises for FSD's inspection if any annual maintenance work is involved. 日期					1			

F.S. 251 (Rev. 01/2012) 9fee-7940-0eed-3540-0e5b-295c-7bd7-03a7



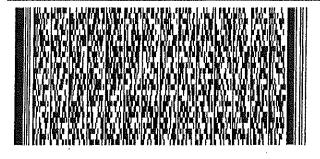
Name of Client 顧客姓名

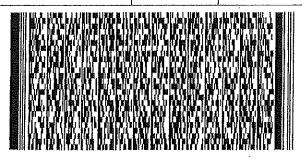
Sun Cheung Metal Company Limited

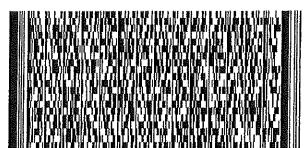
Part 1 Annual Maintenance ONLY 第一部 只適用於年檢事項

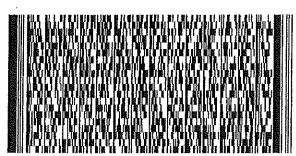
In accordance with Regulation B(b) of the Fire Service (installations and Equipment) Regulations, the owner of any fire service installation or equipment which is installed in any premises shall have such fire service installation or equipment inspected by a registered contractor at least once in every 12 months. 根據消防機管及設備)果例第八條(b)款,沒有裝置在任何處所內的任何消防裝置或設備的人,須每12億月由一名註冊承辦商价者該等消防裝置或設備至少一次。

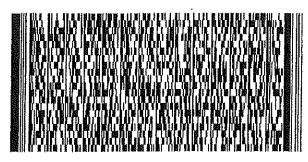
Code 編碼 (1-35)	Type of FSI 装置類型	Location(s)位置	Comment on Condillon 狀況評述	Completion Date 完成日期 (DD/MM/YYYY)	Next Due Date 下次到期日 (DD/MM/YYYY)
13	Fire Alarm System (MFA)	Whole	Conforms with FSD Requirements (Defects See Part 3)	27/10/2023	26/10/2024
23	Hose Reel	Whole	Conforms with FSD Requirements (Defects See Part 3)	27/10/2023	26/10/2024
			The first of the second	3	









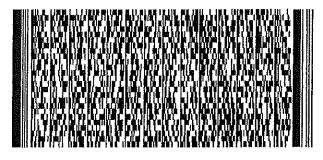


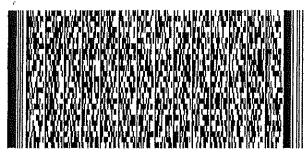


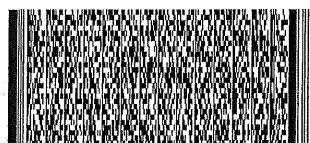
Name of Cilent 顧客姓名

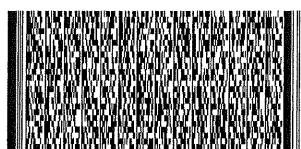
Sun Cheung Metal Company Limited

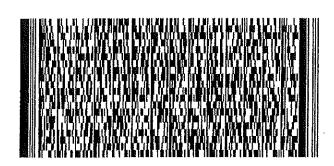
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位置	Outstanding Defects 未修缺點	Comment on Defects 缺點評述
13	Fire Alarm System (MFA)	Structure 1	2 nos. of 12V7AH backup battery for FS panel defective	Need Replacement
13	Fire Alarm System (MFA)	Structure 1	1 no. of electronic board for F.S panel defective	Need Replacement
13	Fire Alarm System (MFA)	Structure 2 to Structure 1	fire alarm call point & alarm bell fire signal circuit defective	Need Repair
23	Hose Reel	Structure 2	1 no. of lockpad for nozzle box missing	Need Supply



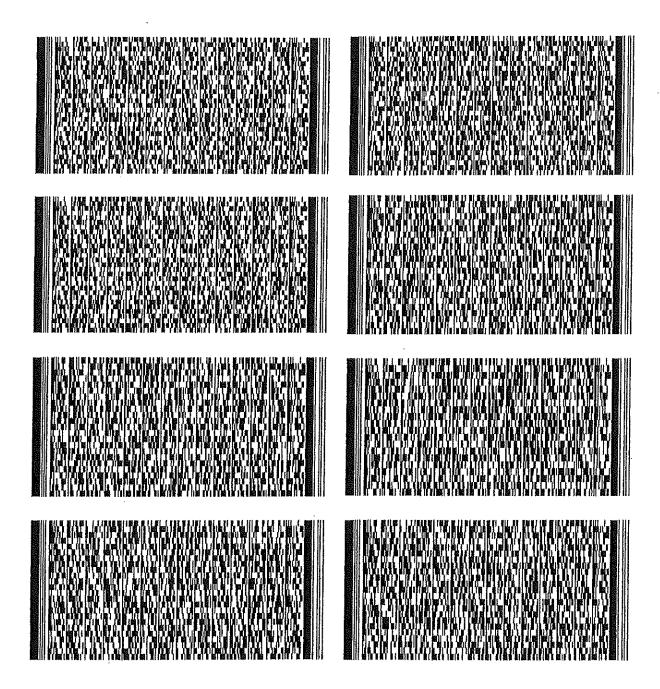














FIRE SERVICE (INSTALLATIONS AND EQUIPMENT) REGULATIONS 消防(裝置及設備)規例 (Regulation 9(1))

Settai	Raumer

FSD Ref.:

別的磁構家		(第	九條(1)款)	, amost the Ecc		002590	
	CEI	RTIFICATE OF FIRE SERV 治防	ICE INSTAL 支置及設備證		NPMEN1		
	Client 顧客姓名	/月 /52	范制 双文、马,又	7.目			•
Sun Che	ung Metal Company Limited						H.H.
Address							
Varlous I	ots in D.D.76, Leng Tsai, Fanlin	g, NT					
Type of Bu	ilding 樓宇類型: 🔀 Industrial 工業 [Commercial 商業Domestic	· 住宅 Con	nposite 綜合 Licens	ed premises 持牌處所	Institution	1 社園
	ONLY or equi	ordance with Regulation 8(b) of the ipment which is installed in any prei it once in every 12 months. 根據消 名註冊承辦商檢查該等消防裝置或認	mises shall hav b(裝置及設備)規	e such fire service install	lation or equipment inspe置在任何處所內的任何消	cled by a regis 防裝置或設備的	stered contractor 的人, 須每12個
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位置	Commen	t on Condition 狀況評.	Completion Da 进 完成日期 (DD/MM/YYY)	下	kt Due Date 次到期日 /MM/YYYY)
	二部 Installation / Modification /	Repair / Inspection works 4	表置/改裝/修 T	埋/檢查工作		1.5-	mnlotlen Deta
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位置	5	of Work Carried out 記成之工作內容	Comment on Co 狀況評述	HORIGORE	mpletion Date 完成日期 D/MM/YYYY)
11	Emergency Lighting	Structure 2	To replace EL2053" emergeno	e 1 no "a&b TS- cy light	Conforms wit FSD Requiren	1 7	8/11/2023
12	Exit Sign	Structure 1	To repla	ce 1 no. of exit	Conforms wit FSD Requiren	1 2	8/11/2023
Part 3 第	三部 Defects 損壞事項						
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位置		Outstanding Defects	未修缺點		nt on Defects 贴評述
						· ·	- Individual annual station
						CHIEERING (
Remark 俳	龍			Authorized Signature: 受權人簽署	5A HL	世	For FSD use only
working ord Equipment	y certify that the above installations/equi ler in accordance with the Codes of P and Inspection, Testing and Maintenar	ractice for Minimum Fire Service I nce of Installations and Equipment	nstallations and	d	Wu Siu Kei Raj / 0191 Raz	/ 0298	Inspected
本人藝化器	by the Director of Fire Services, Defects 明以上之消防裝置及設備經試驗,證明性 守則與裝置及設備之檢查測試及保養守則	能良好,符合消防處處長不時公佈的 的規格,損壞事項列於第三部.	最低限度之消防	-	Express Fire Engi Company Limite		Key-in
	如證書涉及年檢事項			Tolonhana		<u> </u>	
	處所當眼處以供		42.44.	Telephone:聯絡電話	23091997		Verified
This prem	certificate should be displayed at Ises for FSD's inspection if any a	prominent location of the bu nnual maintenance work is in	uding or wolved.	Date: 日期	28/11/2023		

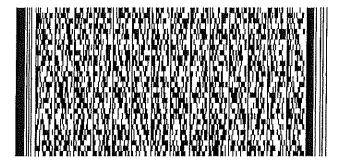
F.S. 251 (Rev. 01/2012) 929e-cd66-d97a-7585-37d6-09b0-db23-13e6

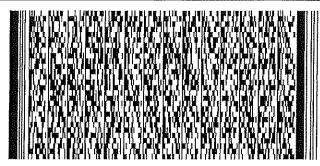


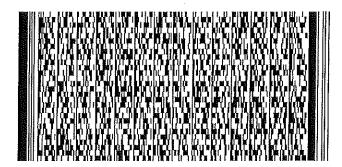
Name of Client 顧客姓名

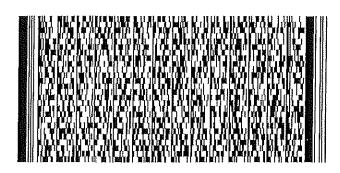
Sun Cheung Metal Company Limited

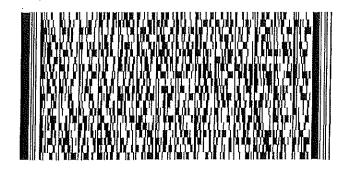
Code 編碼 (1-35)	Type of FSI 裝置類型	Location(s)位置	Nature of Work Carried out 完成之工作內容	Comment on Condition 狀況評述	Completion Date 完成日期 (DD/MM/YYYY)
13	Fire Alarm System (MFA)	Structure 1	To replace 2 nos. of 12V7AH backup battery for FS panel		28/11/2023
13	Fire Alarm System (MFA)	Structure 1	To replace 1 no. of electronic board for F.S panel	Conforms with FSD Requirements	28/11/2023
13	Fire Alarm System (MFA)	Structure 2 to Structure 1	To repair fire alarm call point & alarm bell fire signal circuit		28/11/2023
23	Hose Reel	Structure 2	• • • • • • • • • • • • • • • • • • •	Conforms with FSD Requirements	28/11/2023



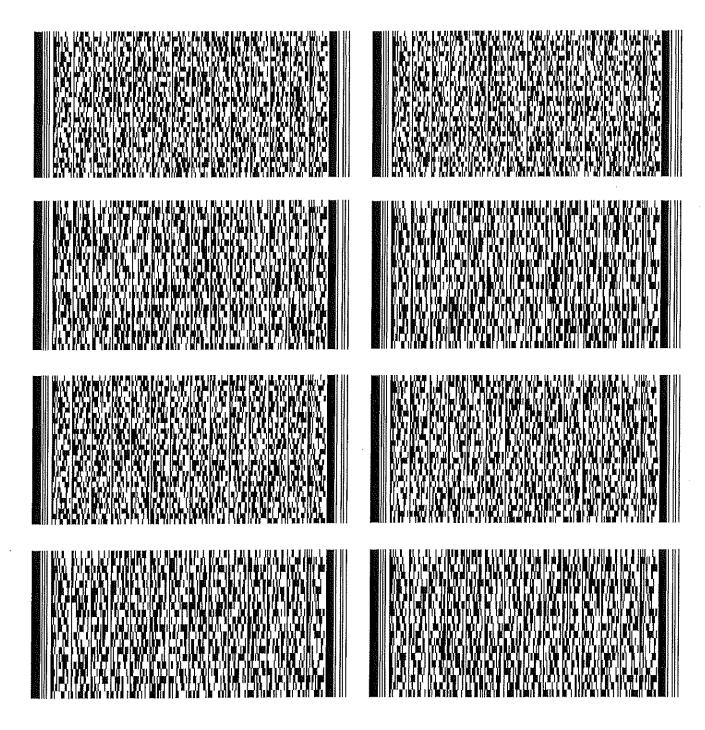














Planning Application No. A/NE-TKL/764 Responses To Departmental Comments

1. Responses to Comments from Transport Department

Comments (received on 17.7.2024)	Applicant's Responses
 (a) The applicant shall employ traffic warden for management of the vehicle maneuvering within the site and entering/exiting the site; (b) The applicant shall provide a separate gate for pedestrian; (c) The applicant shall provide bollard to separate pedestrians from the vehicular traffic within the site. 	Noted. The said required measures will continue to be implemented throughout the application period.

2. Responses to Comments from UD&L, Planning Department

Comments (received on 17.7.2024)	Applicant's Responses
The applicant is advised to update the status of the tree planting as shown in Site Layout Plan (Figure 2) and confirm whether the existing trees within the site would be preserved and maintained during the application period.	Noted. The existing trees within the site are generally kept in fair conditions and it is confirmed that all the existing trees would be preserved and maintained at all times during the application period.

Relevant Extracts of Town Planning Board Guidelines on Application for Open Storage and Port Back-up Uses (TPB PG-No. 13G)

- 1. On 14.4.2023, the Town Planning Board Guidelines for Application for Open Storage and Port Back-up Uses under Section 16 of the Town Planning Ordinance (TPB PG-No. 13G) were promulgated, which set out the following criteria for the various categories of area:
 - (a) Category 1 areas: favourable consideration will normally be given to applications within these areas, subject to no major adverse departmental comments and local objections, or the concerns of the departments and local residents can be addressed through the implementation of approval conditions. Technical assessments should be submitted if the proposed uses may cause significant environmental and traffic concerns;
 - (b) Category 2 areas: planning permission could be granted on a temporary basis up to a maximum period of 3 years, subject to no adverse departmental comments and local objections, or the concerns of the departments and local residents can be addressed through the implementation of approval conditions. Technical assessments, where appropriate, should be submitted to demonstrate that the proposed uses would not have adverse drainage, traffic, visual, landscaping and environmental impacts on the surrounding areas;
 - (c) Category 3 areas: applications would normally not be favourably considered unless the applications are on sites with previous planning approvals (irrespective of whether the application is submitted by the applicant of previous approval or a different applicant). Sympathetic consideration may be given if genuine efforts have been demonstrated in compliance with approval conditions of the previous planning applications and/or relevant technical assessments/proposals have been included in the fresh applications, if required, to demonstrate that the proposed uses would not generate adverse drainage, traffic, visual, landscaping and environmental impacts on the surrounding areas. Planning permission could be granted on a temporary basis up to a maximum period of 3 years, subject to no adverse departmental comments and local objections, or the concerns of the departments and local residents can be addressed through the implementation of approval conditions; and
 - (d) Category 4 areas: applications would normally be rejected except under exceptional circumstances. For applications on sites with previous planning approvals (irrespective of whether the application is submitted by the applicant of previous approval or a different applicant), and subject to no adverse departmental comments and local objections, sympathetic consideration may be given if genuine efforts have been demonstrated in compliance with approval conditions of the previous planning applications and/or relevant technical assessments/proposals have been included in the fresh applications, if required, to demonstrate that the proposed uses would not generate adverse drainage, traffic, visual, landscaping and environmental impacts on the surrounding areas. The intention is however to encourage the phasing out of such nonconforming uses as early as possible. Planning permission for a maximum period of 3 years may be allowed for an applicant to identify suitable sites for relocation. Application for renewal of approval will be assessed on its individual merits

- 2. In assessing applications for open storage and port back-up uses, the other major relevant assessment criteria are also summarized as follows:
 - (a) port back-up sites and those types of open storage generating adverse noise, air pollution, visual intrusion and frequent heavy vehicle traffic should not be located adjacent to sensitive receivers such as residential dwellings, hospitals, schools and other community facilities:
 - (b) port back-up uses are major generators of traffic, with container trailer/tractor parks generating the highest traffic per unit area. In general, port back-up sites should have good access to the strategic road network, or be accessed by means of purpose built roads;
 - (c) adequate screening of the sites through landscaping and/or fencing should be considered where sites are located adjacent to public roads or are visible from surrounding residential areas;
 - (d) there is a general presumption against conversion of active or good quality agricultural land and fish ponds to other uses on an ad-hoc basis. For flood prone areas or sites which would obstruct natural drainage channels and overland flow, advice should be sought; and
 - (e) for applications involving sites with previous planning approvals, should there be no evidence to demonstrate that the applicants have made any genuine effort to comply with the approval conditions of the previous planning applications, planning permission may be refused, notwithstanding other criteria set out in the Guidelines are complied with

Relevant Extracts of Town Planning Board Guidelines No. 34D on 'Renewal of Planning Approval and Extension of Time for Compliance with Planning Conditions for Temporary Use or Development' (TPB PG-No. 34D)

- 1. The relevant assessment criteria for assessing applications include:
 - (a) whether there has been any material change in planning circumstances since the previous temporary approval was granted (such as a change in the planning policy/land-use zoning for the area) or a change in the land uses of the surrounding areas;
 - (b) whether there are any adverse planning implications arising from the renewal of the planning approval (such as pre-emption of planned permanent development);
 - (c) whether the planning conditions under previous approval have been complied with to the satisfaction of relevant government departments within the specified time limits;
 - (d) whether the approval period sought is reasonable; and
 - (e) any other relevant considerations.
- 2. Under normal circumstances, the approval period for renewal should not be longer than the original validity period of the temporary approval. In general, the Town Planning Board (the Board) is unlikely to grant an approval period exceeding three years unless there are strong justifications and the period is allowed for under the relevant statutory plans. Depending on the circumstances of each case, the Board could determine the appropriate approval period, which may be shorter than the time under request.

Previous Applications

Approved Applications

Application No.	Proposed Developments	Date of Consideration
A/NE-TKL/81	Open Storage of Construction Materials for a Temporary Period for 12 Months	6.11.1998 (on review)
A/NE-TKL/130	Temporary Open Storage of Construction Materials for 3 Years	5.11.1999
A/NE-TKL/226	Temporary Open Storage of Construction Materials for 3 Years	22.11.2002
A/NE-TKL/277	Temporary Open Storage of Construction Materials for 3 Years	9.12.2005
A/NE-TKL/311	Renewal of Planning Approval for Temporary Open Storage of Construction Materials under Application No. A/NE-TKL/277 of a Period of 3Years	5.12.2008
A/NE-TKL/490	Renewal of Planning Approval for Temporary Open Storage of Construction Materials under Application No. A/NE-TKL/311 of a Period of 3Years	6.12.2011
A/NE-TKL/585	Temporary Open Storage of Construction Materials for 3 Years	28.11.2014
A/NE-TKL/674	Renewal of Planning Approval for Temporary Open Storage of Construction Materials for 3 Years	23.7.2021

Similar Applications for Temporary Open Storage in the vicinity of the Application Site within/partly within "Agriculture" Zone in the Ping Che and Ta Kwu Ling Area

Approved Applications

Application No.	Uses/Development	Date of Consideration
A/NE-TKL/621*1	NE-TKL/621*1 Proposed Temporary Open Storage of Construction Materials for a Period of 3 Years	
A/NE-TKL/655*1	A/NE-TKL/655*1 Proposed Temporary Warehouse and Open Storage of Construction Materials for a Period of 3 Years	
A/NE-TKL/744*1	Proposed Temporary Warehouse and Open Storage of Construction Materials for a Period of 3 Years	5.4.2024

Remarks

^{*1:} The site of applications No. A/NE-TKL/621, A/NE-TKL/655 and A/NE-TKL/744 are the same site.

Rejected Application

Application No.	Uses / Developments	Date of Consideration	Rejection Reasons	
A/NE-TKL/624	Proposed Temporary Open Storage of Construction Material for a Period of 3 Years	20.9.2019	R1-R3	
A/NE-TKL/733	Proposed Temporary Open Storage of Hospital Beds Materials and Water-filled Barriers with Ancillary Office for a Period of 3 Years	24.11.2023	R1-R3	

Rejection Reasons

- R1 The development was not in line with the planning intention of the "Agriculture" ("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 to merit a departure from such planning intention, even on a temporary basis.
- R2 The application did not comply with the Town Planning Board Guidelines for Application for Open Storage and Port Back-up Uses under Section 16 of the Town Planning Ordinance in that there was no previous planning approval for open storage use granted at the site; there were adverse comments from the relevant Government departments and local objections against the application.
- R3 The applicant failed to demonstrate in the submission that the development would not cause adverse traffic, environmental and drainage and/or landscape impacts on the surrounding areas.

Government Departments' General Comments

1. Traffic

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

• having review the Further Information (FI) submitted by the applicant, he has no further comment on the application from traffic engineering perspective.

2. Landscape

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

- having reviewed the FI submitted by the applicant, she has no objection to the application form landscape planning perspective; and
- since the approval of the last application, there is no significant change in the landscape character. Existing trees are observed at the periphery and within the application site (the Site). Compared to the last approved planning application, there is no change in the development layout under the current application and the existing tree planting landscape resources within the Site is not anticipated.

3. Agriculture

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

• considering that the previous application for the same use on the Site was approved, he has no strong view against the renewal application.

4. Drainage

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

- he has no objection to the application from public drainage viewpoint; and
- should the application be approved, a condition should be included to request the applicant to submit drainage condition record for the Site to ensure that there will be no adverse drainage impact to the adjacent area.

5. Environment

Comments of the Director of Environmental Protection (DEP):

• there was no environmental complaint related to the Site received in the past three years.

6. **Building Matters**

Comments of the Chief Building Surveyor/New Territories West, Buildings Department (CBS/NTW, BD):

- he has no in-principle objection under the Buildings Ordinance (BO) to the renewal application;
 and
- there is no record of approval by the Building Authority for the buildings/structures existing at the Site. Detailed advisory comments under the BO are appended in **Appendix VII**.

7. Project Interface

Comments from Project Manager (North), North Development Office, Civil Engineering and Development Department (PM(N), CEDD):

- he has no adverse comment from project interface point of view; and
- the Site falls outside the proposed New Territories North (NTN) New Town under the Planning and Engineering Study for NTN New Town and Man Kam To.

8. Other Departments

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

- (a) Chief Engineer/Construction, Water Supplies Department (CE/C, WSD);
- (b) Chief Highway Engineer/New Territories East, Highways Department (CHE/NTE, HyD);
- (c) Director of Fire Services (D of FS); and
- (d) District Officer (North), Home Affairs Department (DO(N), HAD).

Recommended Advisory Clauses

- (a) to note the following comments of the District Lands Officer/North, Lands Department (DLO/N, LandsD) that:
 - (i) the lot owners/applicant shall remove the unauthorized structures on the private lots and cease the illegal occupation of the Government land immediately; and subject to the approval of the Town Planning Board to the planning application which shall have reflected the rectification as required, apply to LandsD for Short Term Waiver (STW) and Short Term Tenancy (STT) to permit the structures erected/to be erected and the occupation of the Government land. The applications for STW and STT will be considered by the Government in its capacity as a landlord and there is not guarantee that they will be approved. The STW and STT, if approved, will be subject to such terms and conditions including the payment of date-back waiver fee/rent and administrative fee as considered appropriate to be imposed by LandsD;
 - (ii) LandsD reserves the right to take enforcement action against the applicant for any breach of the lease conditions, including the breaches already in existence or to be detected at any point of time in future and land control action for any unlawful occupation of Government land; and
 - (iii) given the applied use is temporary in nature, only erection of temporary structures will be considered;
- (b) to note the comments of the Director of Environmental Protection (DEP) that the applicant should comply with all environmental protection/pollution ordinances, and to follow the latest "Code of Practice on Handling Environmental Aspects of Temporary Uses and Open Storage Sites" issued by DEP in order to minimize any possible environmental nuisances;
- (c) to note the comments of the Chief Town Planner/Urban Design and Landscape, Planning Department (CTP/UD&L, PlanD) that approval of the application by the Town Planning Board does not imply approval of the tree works such as pruning, transplanting and felling. The applicant should seek approval for any proposed tree works from relevant authority prior to commencement of the works;
- (d) to note the following comments of the Chief Highway Engineer/New Territories East, Highways Department (CHE/NTE, HyD):
 - (i) the run-in/out should be designed and constructed in accordance with prevailing HyD Standard Drawings to the satisfaction of HyD and Transport Department; and
 - (ii) adequate drainage measures should be provided to prevent surface water running from the application site (the Site) to the nearby public roads and drain;
- (e) to note the following comments of the Chief Engineer/Mainland North, Drainage Services Department (CE/MN, DSD) that:
 - (i) if the existing drainage system is found to be inadequate or ineffective during operation, the applicant is required to rectify the system to the satisfaction of the relevant government departments and also at his own cost; and

- (ii) the applicant should maintain his system properly and rectify any inadequacies or defects found during operation. In addition, the applicant shall be liable for and shall indemnify claims and demands arising out of damage or nuisance due to failure of the system; and
- (f) to note the following comments of Chief Building Surveyor/New Territories West, Buildings Department (CBS/NTW, BD) that:
 - (i) if the existing structures are erected on leased land without approval of the BD (not being a New Territories Exempted House), they are unauthorised under the Buildings Ordinance (BO) and should not be designated for any approved use under the subject application;
 - (ii) before any new building works are to be carried out on the application site, prior approval and consent of the Building Authority (BA) should be obtained unless they are exempted building works, designated exempted works or minor works commenced under the simplified requirements under the BO. Otherwise they are Unauthorized Building Works (UBW). An authorized Person (AP) should be appointed as the coordinator for the proposed building works in accordance with the BO;
 - (iii) for UBW erected on leased land, enforcement action may be taken by the BA 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 on the application site under the BO;
 - (iv) the Site shall be provided with means of obtaining access thereto from a street under the regulation 5 of the Building (Planning) Regulations [B(P)R] and emergency vehicular access shall be provided under the regulation 41D of the B(P)R;
 - (v) the Site is not abutting on a specified street having a width not less than 4.5m, the development intensity shall be determined by the BA under regulation 19(3) of the B(P)R at building plan submission stage;
 - (vi) any temporary shelters or converted containers for storage or office, canteen or other uses are considered as temporary building are subject to the control of Part VII of the B(P)R;
 - (vii) the applicant should note the provision under regulations 40 and 41 of the Building (Standards of Sanitary Fitments, Plumbing, Drainage Works and Latrines) Regulation in respect of disposal of foul water and surface water respectively; and
 - (viii) formal submission under the BO is required for any proposed new works, including any temporary structures, site formation works like filing of ponds and land and site formation drainage works. Detailed comments under BO on individual sites for private developments such as permissible plot ratio, site coverage, emergency vehicular access, private streets and/or access roads, barrier free access and facilities, compliance with the sustainable building design guidelines, etc will be formulate at the formal building plan submission stage.

Appendix VIII of RNTPC Paper No. A/NE-TKL/764

致城市規劃委員會秘書:

專人送遞或郵遞:香港北角道華道 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-TKL/764

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 12 + 3¥

簽署 Signature

日期 Date 7074 6 15

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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

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意見詳情(如有需要, 請另頁說明)

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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

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A/NE-TKL/764

意見詳情(如有需要,講另頁說明)

Details of the Comment (use separate sheet if necessary)

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「提意見人」姓名/名稱 Name of person/company making this comment

簽署 Signature



香港新界粉嶺區鄉事委員會
Hong Kong Fanling District Rural Committee

P. 2 - 4

敬啟者:

貴處檔號: TPB/A/NE-TKL/764

新界粉積沙頭角路積仔丈量約份第 76 約地段第 1507 號 B 分段餘段(部分)、第 2022 號 B 分段餘段(部分)、第 2036 號(部分)、第 2037 號、第 2038 號、第 2039 號、第 2040 號(部分)、第 2041 號(部分)及第 2042 號

(部分) 和毗連政府土地

臨時奪天存放建築材料的規劃許可續期(為期3年)

(申請編號: A/NE-TKL/764)

本會頃接周邊村民之 強烈反對 上述申請,其原因:

- 1) 太接近民居,造成環境污染、噪音污染,積水導致滋生蚊蟲。
- 2) 引入車輛往來增多,村路未能配合,影響民生及道路安全。

懸請 貴處應考慮整體環境,理解村民之憂慮,慎重處理上述申請, 敬祈亮餐,至感德便!

此致 規劃署沙田、大埔 及北區規劃專員

粉積區鄉事委員會主席

2024年7月9日

TTEG

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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

P.3-4

敬啟者:

貴處檔號: TPB/A/NE-TKL/764

新界粉積沙頭角路積付丈量約份第76 約地段第1507號 B分段餘段(部分)、第2022號 B分段餘段(部分)、第2036號(部分)、第2037號、第2038號、第2039號、第2040號(部分)、第2041號(部分)及第2042號(部分)和毗連政府土地

臨時黨天存放建築材料的規劃許可續期(為期 3 年) (申請編號: A/NE-TKL/764)

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- 2) 引入車輛往來增多,村路未能配合,影響民生及道路安全。

此致 規劃署沙田、大埔 及北區規劃專員

粉嶺區鄉事委員會首副主席

<u> 刻流安</u> (劉永安) 故上

2024年7月9日

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粉鎖區鄉事會

FDRC

香港新界粉嶺區鄉事委員會

Hong Kong Fanling District Rural Committee

7-4 - 4

敬啟者:

貴處檔號: TPB/A/NE-TKL/764

新界粉積沙頭角路積仔丈量的份第76 約地段第1507號 B分段餘段(部分)、第2022號 B分段餘段(部分)、第2038號(部分)、第2037號、第2038號、第2039號、第2040號(部分)、第2041號(部分)及第2042號

(部分) 和毗連政府土地

路時露天存放建築材料的規劃許可續期(為期3年)

(申請編號: A/NE-TKL/764)

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- 2) 引入車輛往來增多,村路未能配合,影響民生及道路安全。

此致 規劃署沙田、大埔 及北區規劃專員

粉嶺區鄉事委員會副主

XA I

(鄧志佳)

2024年7月9日