

APPLICATION FOR PERMISSION
UNDER SECTION 16 OF THE TOWN PLANNING ORDINANCE

APPLICATION NO. A/NE-TK/778
(for 2nd Deferment)

- Applicant** : Mr. CHAN Yiu Kan represented by Metro Planning & Development Company Limited
- Site** : Lot 552 in D.D. 17, Ting Kok, Tai Po, New Territories
- Site Area** : About 162m²
- Lease** : Block Government Lease (demised for agricultural use)
- Plan** : Approved Ting Kok Outline Zoning Plan (OZP) No. S/NE-TK/19
- Zoning** : “Agriculture” (“AGR”)¹
- Application** : Proposed Temporary Place of Recreation, Sports or Culture (Hobby Farm) for a Period of Three Years

1. Background

- 1.1 On 1.6.2023, the applicant submitted the current application to seek planning permission for a proposed temporary place of recreation, sports or culture (hobby farm) for a period of three years at the application site (**Plan A-1**).
- 1.2 On 28.7.2023, the Rural and New Town Planning Committee (the Committee) of the Town Planning Board (the Board) agreed to defer making a decision on the application for two months, as requested by the applicant, to allow time to prepare further information (FI) to address departmental comments.
- 1.3 On 11.9.2023 and 24.10.2023, the applicant submitted FI to address departmental comments.

2. Request for Deferment

On 31.10.2023, the applicant’s representative wrote to the Secretary of the Board and requested to defer consideration of the application for two months in order to prepare FI to address departmental comments (**Appendix I**).

¹ Although a very minor portion of the Site (about 2% or 3m²) falls within an area zoned “Open Space”, the Site can be considered as falling entirely within the “AGR” zone due to minor boundary adjustment.

3. Planning Department's Views

- 3.1 The Planning Department has no objection to the request for the second 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. 33A) in that the applicant needs more time to prepare FI to address departmental comments, the deferment period is not indefinite and the deferment would not affect the interests of other relevant parties.
- 3.2 Should the Committee agree to defer 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. The applicant should be advised that the Committee has allowed a total of four months for preparation of the submission of FI. The second deferment should be the last deferment and no further deferment would be granted unless under very special circumstances and supported with strong justifications.

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. Attachments

Appendix I
Plan A-1

Letter dated 31.10.2023 from the applicant's representative
Location Plan

PLANNING DEPARTMENT
NOVEMBER 2023