2024年 9月 1 6日

16 SEP 2024

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.

<u>Form No. S16-II</u> 表格第 S 16- II 號

## **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 Construction of "New Territories Exempted House(s)"

適用於只涉及興建「新界豁免管制屋宇」的建議

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: <a href="https://www.tpb.gov.hk/en/plan application/apply.html">https://www.tpb.gov.hk/en/plan application/apply.html</a>

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 「 v 」 at the appropriate box 請在適當的方格內上加上「 v 」號

For Official Use Only 請勿填寫此欄 Application No. 申請編號 A N E - 7k / 81

Date Received 收到日期 16 SEP 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 <a href="http://www.tpb.gov.hk/">http://www.tpb.gov.hk/</a>. 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: <a href="http://www.tpb.gov.hk/">http://www.tpb.gov.hk/</a>),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(熱線: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. 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 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 )

TEE WAI SHING 本慧誠

- A-de Lel. MIL

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)

不適用

5.	Application Site	中謂地點

- (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)
- 新界, 大埔, 圍下。 大埔丈量約份第23約, 地段243號 A分段第1小分段。

Appendix A & B

(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 153、6 m MGross floor area 總樓面面積 195 09

\_sq.m 平方米□About 約
sq.m 平方米□About 約

☑Gross floor area 總樓面面積 195、0 9

Appendix B

(c) Area of Government land included (if any)
所包括的政府土地面積(倘有)

不适合/设有

sq.m 平方米口About 約

(d)	statutory plan(s)		,			Appendix C		
	有關法定圖則的名称	<b>再及編號</b> ——————	订角分员	計劃大	别为1	VE-TK/19		
(e)	Land use zone(s) invi 涉及的土地用途地帮		曲花	堂		Λ		
		×				Appendix i		
(f)	Current use(s) 現時用途			图型		Appendix E		
			plan and specify the	use and gross floo	or area)	facilities, please illustrate on ,並註明用途及總樓面面積)		
4.	"Current Land C	wner" 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 "current land 是唯一的「現行土地	d owner" <sup>#&amp;</sup> (ple 擁有人」 <sup>#&amp;</sup> (請	ase proceed to Part ( 繼續填寫第 6 部分	and attach doc,並夾附業權詞	cumentary proof 證明文件)。	of ownership).		
	is one of the "current la 是其中一名「現行土」	ind owners''# & 也擁有人」#&	(please attach docun (請夾附業權證明文	nentary proof of 件)。	ownership).			
	is not a "current land ov 並不是「現行土地擁							
	The application site is e 申請地點完全位於政府	entirely on Gove	ernment land (please 蓋續填寫第 6 部分)	proceed to Part	: 6).			
5.	Statement on Own	anda C	1/BT 1000					
J.	就土地擁有人的同			石道	A			
(a)	mvolves a total of		rrent land owner(s)?	7#		M/YYYY), this application 的記錄,這宗申請共牽		
	涉	名「現行土地技	···· 中 ··············· 瘫有人」#。	月	⊟	的記錄,這宗申請共牽		
(b)	The applicant 申請人 -							
			"current land d 行土地擁有人」#b					
	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/ac Registry wher	ldress of premises as e consent(s) has/have 丹處記錄已獲得同意	shown in the rec	ord of the Land	Date of consent obtained (DD/MM/YYYY) 取得同意的日期 (日/月/年)		
	(Please use separate s	neets if the space	of any box above is in	sufficient. 如上	列任何方格的空	間不足,請另頁說明)		

			as notified L通知				3	通用		
			Details of the "cu	rrent land	owner(s)", " no	tified 已独	護通知「現	行土地擁有	人」#的	詳細資料
		I	No. of 'Current Land Owner(s)' 「現行土地擁 有人」數目	Land Re	iber/address of gistry where n 也註冊處記錄	otification(s	s) has/have l	oeen given	the s	Date of notification given DD/MM/YYYY) 通知日期(日/月/年)
		(PI	ease use separate sh	neets if the	space of any box	x above is ins	sufficient. 如	上列任何方林	各的空間	不足,請另頁說明)
		has 已	s taken reasonable 採取合理步驟以	e steps to o 取得土地	obtain consent 擁有人的同意	of or give n 或向該人勢	otification t 發給通知。	o owner(s): 詳情如下:	3	道用
		Re	asonable Steps to	Obtain Co	onsent of Own	er(s) 取得	土地擁有人	的同意所持	采取的台	<u>計理步驟</u>
		□ 於_	sent request for	r consent t (日/月	o the "current 小年)向每一名	land owner( ,「現行土均	s)" on b擁有人」#	郵遞要求同	意書&	(DD/MM/YYYY)#&
		Rea	asonable Steps to	Give Noti	ification to Ow	ner(s) 向	土地擁有人	發出通知所	採取的	]合理步驟
			published notic 於	es in local	l newspapers o 日/月/年)在指	n i定報章就甲	請刊登一	(DD/MM 欠通知 <sup>&amp;</sup>	/YYYY	r)&
			posted notice in		ent position or DD/MM/YYY		olication site	e/premises o	n	
			於	(	日/月/年)在申	請地點/申	請處所或阿	付近的顯明	位置貼出	出關於該申請的通知&
			office(s) or rura 於	l committe	ee on 日/月/年 <b>)</b> 把通		(DD/M	M/YYYY)&		mittee(s)/management 了互助委員會或管理
			<b>処</b> ,以月 例 的 9	郎事委員會	<b>≙</b> &				->\>\	
		Oth	ers 其他							
			others (please sp 其他(請指明)		不適日					
		-								
		-			-					
	Infor	matic	t more than one on should be provi	ded on the	basis of each	and every lot	(if annliagh	le) and man	ions (!f	ny) in respect of the
註:	可在	多於	n. 一個方格內加上 就申請涉及的每-	「ノ、號					11 a	my) in respect of the

6. Development Proposa	al 擬識發展	計劃		
(a) Name(s) of indigenous villager(s) (if applicable) 原居民姓名(如涵用)	LEE	WAI SH	1219 慧誠	
(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)	新野大	南船灣台	黄夏角村原居	. Ev
(c) Proposed gross floor area 擬議總樓面面費		195.0	.f sq.m 平方米	□About 約
(d) Proposed number of house(s) 擬議房屋幢數	1 4	立里	Proposed number of storeys of each house 每幢房屋的擬議層數	3層
(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	&≥3 m*
(f) Proposed usc(s) of uncovered area (if any) 露天地方(倘有)的擬議用 途	(Please illustrat tank, where app	plicable)	Dig 学 nber and dimension of each car park な・以及每個革位的長度和翼度及	·
(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 No 否	appropriate) 有一條現有: 小龙道子 □ There is a prop width)	sting access. (please indicate 車路・(講証明車路名稱(如 も近) 本子 2名 osed access. (please illustrate 車路・(請在岡則顯示・並	適用)) e on plan and specify the
(h) Can the proposed house(s) be connected to public sewer? 擬議的屋宇發展能否接駁至公共污水渠?	No 杏口	<b>示接駁公共污水</b>	n plan the location of the pro	on proposal. 請用國則顧 Appendix G

7. Impacts of Develo	pment Proposal 擬議發展計劃的影響					
If necessary, please use separate sheets to indicate the proposed measures to minimise possible adverse impacts or give justifications/reasons for not providing 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措施,否則請提供理據/理由。						
	Yes 是 Please provide details 請提供詳情					
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?	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/或挖土的細皮/或範圍) □ Diversion of stream 河道改道 □ Filling of pond 填塘	節				
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 On water supply 對供水 On water supply 對供水 On drainage 對排水 On slopes 對斜坡 Yes 會 No 不會 On No 不會 On No slopes 對斜坡 Yes 會 No 不會 On No 不會 On No slopes 對斜坡 Yes 會 No 不會 On No 不會 On No	的 -				
		-				

8.	Justifications 理由 Appendix H	
The a 現請	pplicant is invited to provide justifications in support of the application. Use separate sheets if necessary. 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.
	本人是土生土長的大埔磡頭角村之原居民,家族一直以來都是	
	以建丁屋來作居所。由於本人已成家立室,一家三口現時仍與	
	父母、兄弟姊妹及其家人同住在同一幢村屋,家中小朋友越來	ļ
	越大,現時居住環境十分擠迫及家人居住關係不理想,我們家	
••••	中只有這塊地,我們也沒有能力去買其他的村界內的土地,況	
	且亦無人願意出讓村界內的土地,實在有急切需要自行建丁屋,	
	解決居住問題。	
•••	希望貴會能夠理解本人一家的現時居住情況,盡力協助有關更	
	改土地用途可以用作興建村屋,本人萬分感激!	
五支	<u>司列</u>	• •
1 1	dix A 地段京引局	
pp.en.	dix. C. 订角分圆計劃大網圖 S/NE-TK/19	 
1 1	dix. D. 提議小型屋宇圖見 dix. E. 地段243 S. Ass 1 空中租片	
p.p.en.	dix F 地段/地影位置圖	
	dix G. 污水接效位置圖 dix H. 建由	
khen	U(X.FJ V. J. HZ.	

- 1	0 TO 1	The state of the s	
		claration 聲明	
	I hereby dec 本人謹此聲	eclare that the particulars given in this application are corre 聲明,本人就這宗申請提交的資料,據本人所知及所信	ect and true to the best of my knowledge and belief. ,均屬真實無誤。
	I hereby grate to the Board	rant a permission to the Board to copy all the materials subm rd's website for browsing and downloading by the public fr 許委員會酌情將本人就此申請所提交的所有資料複製及	aitted in this application and/or to upload such materials
	Signature 簽署	李慧誠	plicant 申請人 / □ Authorised Agent 獲授權代理人
		Name in Block Letters 姓名(請以正楷填寫)	Position (if applicable) 職位 (如適用)
	Professional 專業資格	al Qualification(s) □ Member 會員 / □ Fellow of 資□ HKIP 香港規劃師學會 / □ HKIS 香港測量師學會 / □ HKILA 香港園境師學會/ □ RPP 註冊專業規劃師 Others 其他	受深會員 □ HKIA 香港建築師學會 / □ HKIE 香港工程師學會 / □ HKIUD 香港城市設計學會
	on behalf of 代表 .	f	
		☐ Company 公司 / ☐ Organisation Name and Chop	(if applicable)機構名稱及蓋章(如適用)
	Date 日期	2/9/2029 (DD/N	

## 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

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。

- 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。
- 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 Applic	ation	申請摘要				
consultees, uploade available at the Plan (請 <u>盡量</u> 以英文及中	d to the uning En P文填寫 <u>删资料</u>	both English and Chinese <u>as far as possible</u> . This pa Town Planning Board's Website for browsing and fre quiry Counters of the Planning Department for general 。此部分將會發送予相關諮詢人士、上戚至城市規劃 查詢處供一般參閱。)	e downloading by the public and information.)			
Application No. 申請編號	(For C	fficial Use Only) (請勿填寫此欄)	:			
Location/address 位置/地址		新界, 太埔, 圍下。	Appendix A &			
		大埔丈量約份第23.約	Appendix B			
G'.		地段 243 號 A 分段第 1 小分段	李慧斌·			
Site area 地盤面積		153.6	sq. m 平方米 ☑ About 約			
	(includ	les Government land of包括政府土地	sq. m 平方米 口 About 約)			
Plan 圖則		订角分配計劃大綱圖 S/NE-TK/I	9 Appendix C			
Zoning 地帶		要是	Appendix D			
Applied use/ development申 請用途/發展	New	Territories Exempted House 新界豁免管	. ,			
	V∕ Sm	all House 小型屋宇	Appendix D			
i) Proposed Gros area	s floor	表表版 <del>1900年</del>	7F + N/2 F			
擬議總樓面面	襁	を記載 <del>195、05</del> sq.m 195、0 9	中方米 ☑ About 约			
ii) Proposed No. c house(s) 擬議房屋幢數		1 中皇				
ii) Proposed build height/No. of st 建築物高度/	loreys		見ょ3 m 米☑ (Not more than 不多於)			
		3層	Storeys(s) 層			

	<u>Chinese</u> 中文	Englist 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		M
Block plan(s) 櫻宇位置圖 Floor plan(s) 櫻宇平面圖		
Proof plan(s) 被引引加圖 Sectional plan(s) 截視闠		, 🗖
Elevation(s) 立視圖		
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Tree Survey 樹木調査		
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)	ā	
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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. 上述申請摘要的資料是由申請人提供以方便市民大眾急考。對於所載資料在使用上的問題及文發上的歧異,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。

## 地段索引圖

## LOT INDEXPLAN

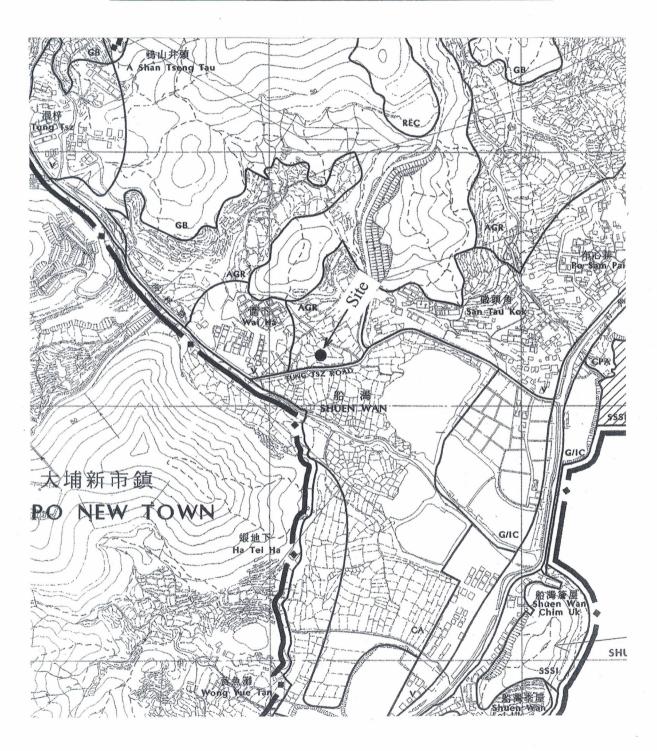




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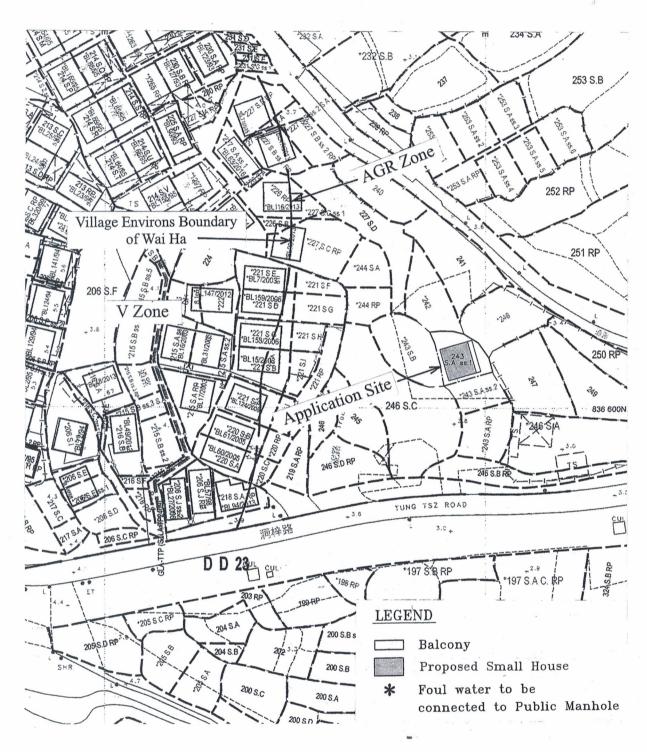
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# EXTRACT PLAN From O.Z.P. S/NE-TK/19

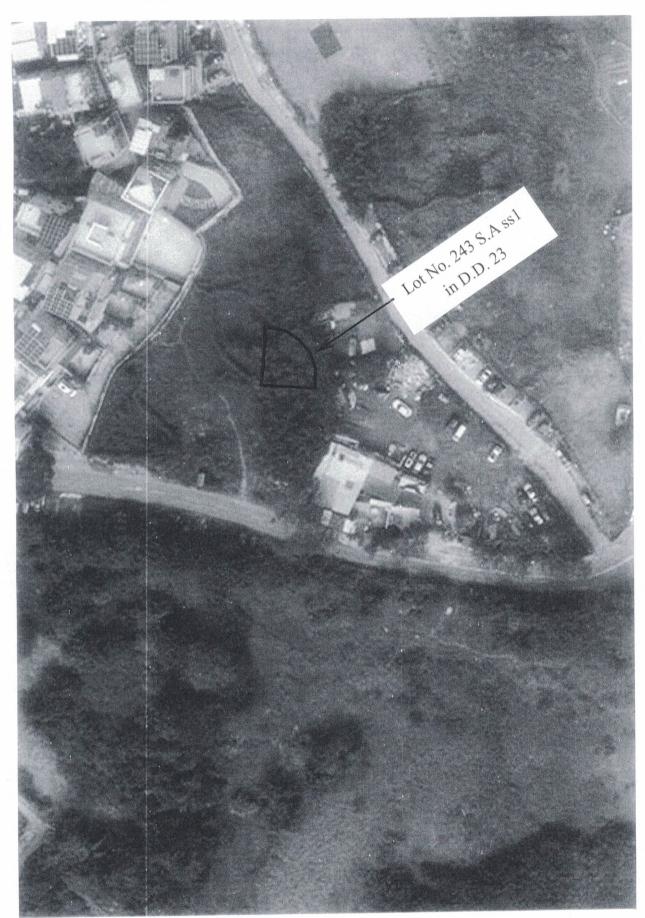


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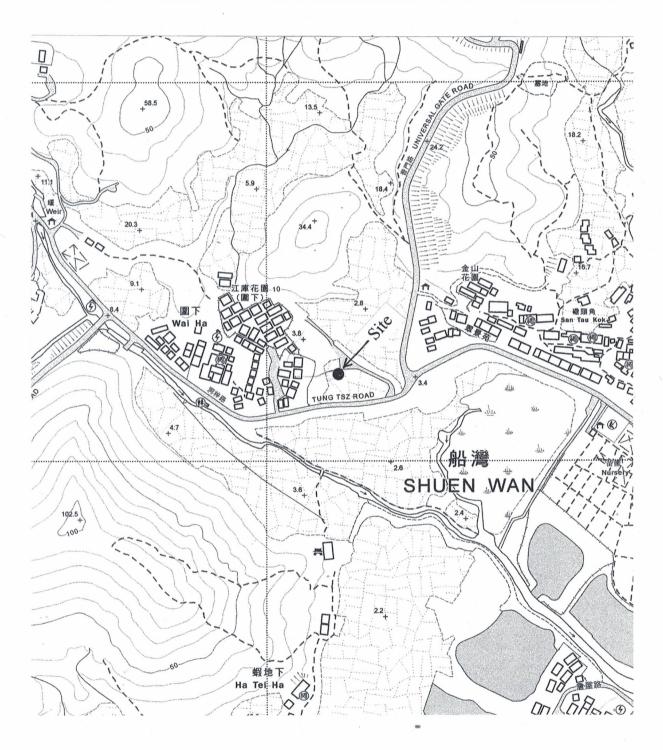
## Proposed Small House Plan of Lot No. 243 S.A ss.1 in D.D. 23



SCALE 1:1000



# LOCATION PLAN From Survey Sheet No. 3-SE-C



SCALE 1:5000

# Plan showing the Proposed Pipeline & Its Connection to Public Manhole No. FMH1034361



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### Charlotte Tsz Wing WUN/PLAND

寄件者: Chan Helen

**寄件日期:** 2024年10月14日星期一 10:05 **收件者:** Charlotte Tsz Wing WUN/PLAND

副本: John Michael AUSTIN/PLAND; Shing Fung CHAIR/PLAND

主旨: 回覆: Planning Application No. A/NE-TK/821

類別: Internet Email

**Dear Charlotte** 

本人已和家人商討並決定不會停泊車輛於該地段,現回覆有關之事宜,謝謝!如有任何問題,請致電聯絡 聯絡,謝謝!

李慧誠先生

寄件者: Charlotte Tsz Wing WUN/PLAND

寄件日期: 2024年10月9日6:12

收件者:

副本: John Michael AUSTIN/PLAND

主旨: Planning Application No. A/NE-TK/821

Dear Mr. Lee,

I refer to your planning application (No. A/NE-TK/821) for proposed house (New Territories Exempted House (NTEH) - Small House) within "Agriculture" zone at Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po, New Territories.

Please find the comment from the Transport Department below.

- Regarding parking provision of the proposed development, according to the HKPSG, up to 1 car parking space for each standard NTEH should be provided and the provision shall generally be in communal parking area(s) within the village environs. The subject development is connected to Tung Tsz Road via a village access road. The applicant shall confirm whether a car parking space will be provided in his application in accordance with item 6(f) of the application submission. The application shall mark the car parking space on plan in scale for review.

Thank you.

Regards, Charlotte WUN ATP/TP5 Sha Tin, Tai Po and North District Planning Office

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## John Michael AUSTIN/PLAND

寄件者: Chan Helen

寄件日期:2024年10月21日星期一 12:00收件者:Charlotte Tsz Wing WUN/PLAND

副本: John Michael AUSTIN/PLAND; Shing Fung CHAIR/PLAND

主旨: 回覆: Planning Application No. A/NE-TK/821

附件: Lot 243 SA ss1 in DD23 地段內之相片.pdf; 停車位置.pdf

類別: Internet Email

#### **Dear Charlotte**

現附上有關地段內之樹木情況相片及停車位置之相片之回覆資料(內容見附件)。

謝謝!

李慧誠先生

寄件者: Charlotte Tsz Wing WUN/PLAND

**寄件日期:** 2024 年 10 月 15 日 11:20

收件者: Chan Helen

副本: John Michael AUSTIN/PLAND

主旨: Re: Planning Application No. A/NE-TK/821

Dear Mr. Lee.

I refer to your planning application (No. A/NE-TK/821) for proposed house (New Territories Exempted House (NTEH) - Small House) within "Agriculture" zone at Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po, New Territories.

Please find the comments from the Urban Design & Landscape Section of this Department below.

- 1. According to the Guidance Note of s.16 planning application, for application for any use or development that may have implications on the landscape, technical assessment on the impact of the proposed use or development is required. The applicant is required to provide information on the existing trees within the application site including location, species and sizes, general condition with photos, proposed tree treatment (i.e. retain/ transplant/ fell) and mitigation measures such as compensatory planting and/ or other landscape treatment as appropriate.
- 2. The applicant should be advised that approval of the application does not imply approval of tree works such a pruning, transplanting and felling under lease. The applicant is reminded to seek approval for any proposed tree works from relevant departments prior to commencement of the works.

Planning application (No. A/NE-TK/821) for proposed house (New Territories Exempted House (NTEH) - Small House) within "Agriculture" zone at Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po, New Territories.

以下是(Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po, New Territories)地段內之現時情況相片以供參考:

## 攝於地段內圍之相片







## 攝於地段外圍之相片





現附上現時地段內之生長樹木情況之相片,當中之樹木有大部份生長得比較瘦弱,有些 更已倒塌了,本人打算如獲批准有關之更改土地用途為小型屋宇,本人會將有關健康之 樹木找專業之園藝設計師,盡量保留於原址用作美化屋宇之用。而生長得比較瘦弱,及 已倒塌之樹木將會進行清除。

□Urgent □Return receipt [	□Expand Group □Restricted □Prevent Copy □Confidential						
Charlotte Tsz Wing WUN/PLAND							
寄件者: 寄件日期: 收件者: 副本: 主旨: 附件:	Chan Helen 2024年10月22日星期二 10:24 Charlotte Tsz Wing WUN/PLAND John Michael AUSTIN/PLAND; Shing Fung CHAIR/PLAND 回覆: Planning Application No. A/NE-TK/821 停車位置.pdf						
類別:	Internet Email						
Dear Miss WUN							
昨天已跟運輸署陳先生通電記 處理,謝謝!	舌了解有關停車位置之安排,現本人再提交有關停車位置的資料,煩請跟進						
李慧誠先生							

Dear Mr. Lee,

收件者: Chan Helen

寄件日期: 2024年10月15日11:20

副本: John Michael AUSTIN/PLAND

主旨: Re: Planning Application No. A/NE-TK/821

寄件者: Charlotte Tsz Wing WUN/PLAND <ctwwun@pland.gov.hk>

I refer to your planning application (No. A/NE-TK/821) for proposed house (New Territories Exempted House (NTEH) - Small House) within "Agriculture" zone at Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po. New Territories.

Shing Fung CHAIR/PLAND

Please find the comments from the Urban Design & Landscape Section of this Department below.

- 1. According to the Guidance Note of s.16 planning application, for application for any use or development that may have implications on the landscape, technical assessment on the impact of the proposed use or development is required. The applicant is required to provide information on the existing trees within the application site including location, species and sizes, general condition with photos, proposed tree treatment (i.e. retain/ transplant/ fell) and mitigation measures such as compensatory planting and/ or other landscape treatment as appropriate.
- 2. The applicant should be advised that approval of the application does not imply approval of tree works such a pruning, transplanting and felling under lease. The applicant is reminded to seek approval for any proposed tree works from relevant departments prior to commencement of the works.

Thank you.

Planning application (No. A/NE-TK/821) for proposed house (New Territories Exempted House (NTEH) - Small House) within "Agriculture" zone at Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po, New Territories.

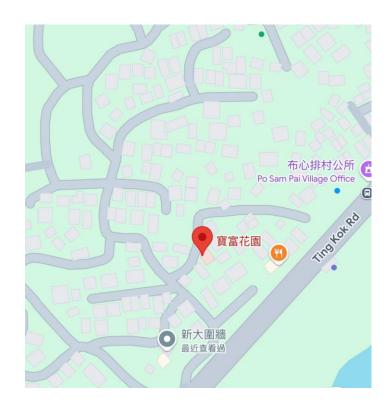
以下是(Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po, New Territories)地段如獲批准有關之更改土地用途為小型屋宇,本人如有車輛將會考慮使用以下 3 個位置停泊

1. 此停車位是位於本人之申請地段(Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po, New Territories)傍邊的位置



## 2. 寶富花園內之停車場





## 3. 龍尾停車場



## Relevant Revised Interim Criteria for Consideration of Application for 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 recognized 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) 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.

## Similar Applications in the vicinity of the Site within the same "AGR" zone on the Ting Kok Outline Zoning Plan

## **Approved Applications**

Application No.	Use/Development	Zoning(s)	Date of Consideration
A/NE-TK/130	Proposed House (NTEH - Small House)	"AGR" and "V"	2.3.2001
A/NE-TK/134	Proposed House (NTEH - Small House)	"AGR" and "V"	15.6.2001
A/NE-TK/148	Proposed House (NTEH - Small House)	"AGR" and "V"	13.12.2002
A/NE-TK/149	Proposed House (NTEH - Small House)	"AGR" and "V"	13.12.2002
A/NE-TK/194	Proposed House (NTEH - Small House)	"AGR" and "V"	26.8.2005

## **Rejected Application**

Application No.	Use/Development	Zoning(s)	Date of Consideration	Rejection Reasons
A/NE-TK/767	Proposed House (NTEH – Small House)	"AGR"	3.3.2023	R1 – R3

#### Rejection Reasons

- R1. The proposed development is not in line with the planning intention of the "Agriculture" zone which is primarily to retain and safeguard good quality agricultural land/farm/fish ponds for agricultural purposes. It is also intended to retain fallow arable land with good potential for rehabilitation for cultivation and other agricultural purposes. There is no strong planning justification in the current submission for a departure from the planning intention.
- R2. The proposed development does not comply with the Interim Criteria for Consideration of Application for New Territories Exempted House/Small House in New Territories in that more than 50% of the proposed Small House footprint falls outside the "Village Type Development" ("V") zone and the village environs of any recognised villages.
- R3. Land is still available within the "V" zone of Wai Ha which is primarily intended for Small House development. It is 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.

## **Detailed Comments from Relevant Government Departments**

### 1. <u>Land Administration</u>

Comments of the District Lands Officer/Tai Po, Lands Department (DLO/TP, LandsD):

- (a) as no valid Small House application has been received from the applicant, Mr. LEE Wai Shing (李慧誠) as at today, his eligibility of Small House grant has yet to be ascertained;
- (b) the Site is held under Block Government Lease (demised for agricultural use) and is not covered by Modification of Tenancy or Building Licence;
- (c) the Site falls entirely outside the village 'environs' ('VE') of Wai Ha Village, San Tau Kok Village and Po Sam Pai Village. As the Site does not fall within 'VE' of a recognised village nor "Village Type Development" ("V") zone encircling a recognised village, Small House application would generally not be considered;
- (d) there is no designated "Fung Shui" area in Wai Ha Village, San Tau Kok Village and Po Sam Pai Village;
- (e) the proposed Small House would not encroach on existing/planned emergency vehicular access (EVA) based on her record; and
- (f) his advisory comments are set out at **Appendix V**.

## 2. Agriculture

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

- the Site falls within the "AGR" zone and is generally abandoned. 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. As the Site possesses potential for agricultural rehabilitation, the proposed development is not supported from agricultural perspective.

#### 3. Traffic

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

(a) such type of development should be confined within the "V" zone as far as possible. Although 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 could be substantial; and

(b) notwithstanding the above, the application only involves development of one number of small house and he considers that the application can be tolerated on traffic grounds.

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

- (a) he has no adverse comment on the application; and
- (b) his advisory comments are set out at **Appendix V**.

## 4. Environment

Comments of the Director of Environmental Protection (DEP):

- (a) he has no adverse comment on the application provided that the applicant will provide adequate sewer connection for disposal of sewage from the Small House to the existing public sewer to his own costs and reserve adequate land for the sewer connection work; and
- (b) his advisory comments are set out at **Appendix V**.

#### 5. <u>Drainage</u>

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

- (a) she has no adverse comment on the application; and
- (b) her advisory comments are set out at **Appendix V**.

## 6. Water Supplies

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

- (c) he has no objection to the application; and
- (d) his advisory comments are set out at **Appendix V**.

#### 7. Landscape

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

(a) based on the aerial photo of 2023, the Site is situated in an area of rural coastal plains landscape character surrounded by clusters of trees, vegetated areas, vacant land and village houses to the east and west in areas zoned "V". The proposed

use is considered not incompatible with the surrounding environment;

- (b) according to site visit record dated on 7.10.2024, the Site is covered by self-seeded vegetation. Existing tree groups of common species were observed within the accessible part of the Site. The applicant has not provided sufficient information in the landscape proposal indicating the existing tree information within the Site, proposed tree treatment and mitigation measures. The impact on existing landscape resources within the Site arising from the proposed use could not be reasonably ascertained; and
- (c) according to the Guidance Note of s. 16 planning application, for application for any use or development that may have implications on the landscape, technical assessment on the impact of the proposed use or development is required. The applicant is required to provide information on the existing trees within the Site including location, species and sizes, general condition with photos, proposed tree treatment (i.e. retain/ transplant/ fell) and mitigation measures such as compensatory planting and/ or other landscape treatment as appropriate.

#### 8. Fire Safety

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

- (a) he has no in-principle objection to the application at this stage provided that the proposed house would not encroach on any existing EVA or planned EVA under application in accordance with LandsD's record; and
- (b) his advisory comments are set out at **Appendix V**.

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

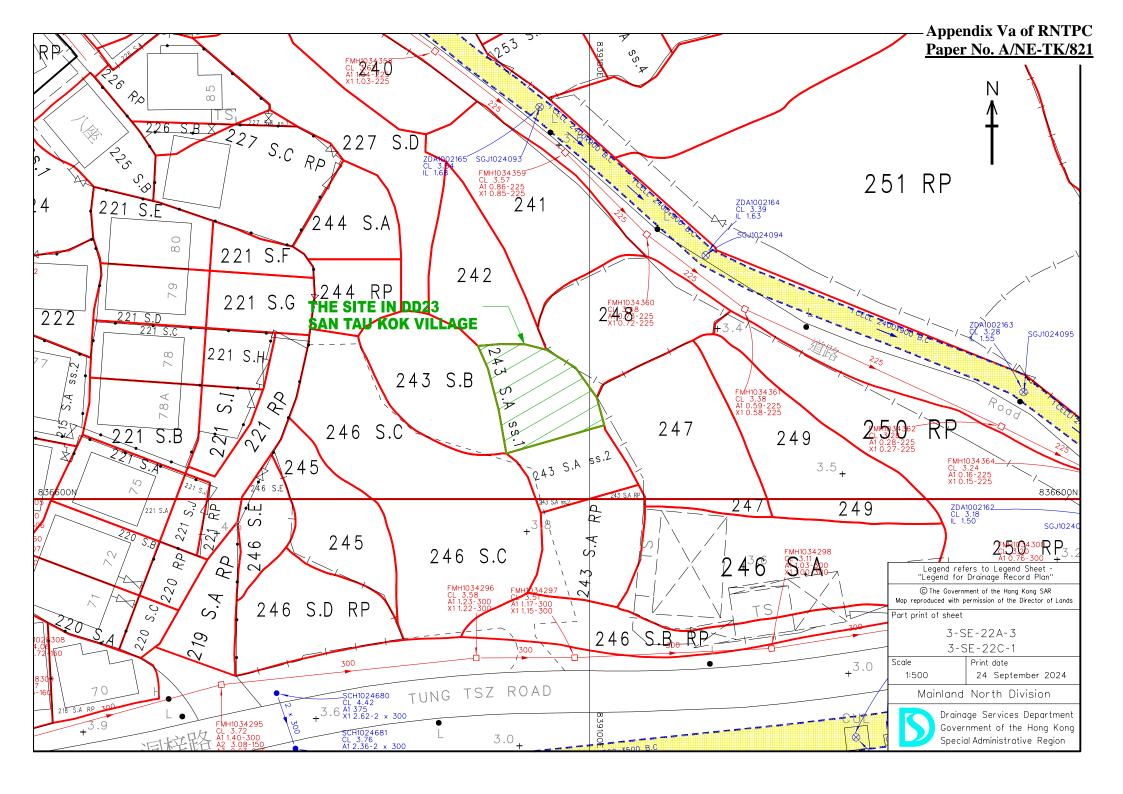
According to DLO/TP, LandsD, the number of outstanding Small House applications for San Tau Kok and Po Sam Pai is 44 and the 10-year Small House demand forecast for the same villages is 293, the number of outstanding Small House applications for Wai Ha is 6 and the 10-year Small House demand forecast for the same village is 100. Based on the latest estimate by the Planning Department, about 3.19ha of land (or equivalent to about 127 Small House sites) is available within the "V" zone at San Tau Kok and Po Sam Pai, while about 0.5ha of land (or equivalent to about 20 Small House sites) is available within the "V" zone at Wai Ha. Therefore, the land available cannot fully meet the future demand of 337 Small Houses (or equivalent to about 8.43ha of land) at San Tau Kok and Po Sam Pai and 106 Small Houses (or equivalent to about 2.65ha of land) at Wai Ha.

#### **Recommended Advisory Clauses**

- (a) to note the comment of District Lands Officer/Tai Po, Lands Department (DLO/TP, LandsD) that should a Small House application be submitted to LandsD, his office will consider such application according to the established land administration policy. There is no guarantee that the SH application if submitted would be approved;
- (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 nearby public roads and drains; and
  - (ii) the access road connecting the Site to Tung Tsz Road is not and will not be maintained by his office. His office should not be responsible for maintaining any access connecting the Site to Tung Tsz Road;
- (c) to note the comment of the Director of Environmental Protection (DEP) that the applicant is reminded to implement standard pollution control ordinances to avoid causing adverse environmental impacts to the surrounding;
- (d) to note the comments of the Chief Engineer/Mainland North, Drainage Services Department (CE/MN, DSD) that:
  - (i) while there are DSD's public stormwater drains in this area, the applicant should have its own stormwater collection and discharge system to cater for the runoff generated within the Site and overland flow from surrounding of the Site, e.g. surface channel of sufficient size along the perimeter of the Site; sufficient openings should be provided at the bottom of the boundary wall/fence to allow surface runoff to pass through the Site if any boundary wall/fence are to be erected. Any existing flow path affected should be re-provided. The applicant should neither obstruct overland flow nor adversely affect the existing natural streams, village drains, ditches and the adjacent areas. The applicant is required to maintain the drainage systems properly and rectify/modify the nearby existing/original drainage systems if they are found to be inadequate or ineffective to accommodate the additional runoff arisen from the development of the Site. The applicant shall also be liable for and shall indemnify claims and demands arising out of damage or nuisance caused by failure or ineffectiveness of the modified drainage systems caused by their works. Drainage record plan is at Appendix Va for ease of reference:
  - (ii) the applicant(s) shall resolve any conflict / disagreement with relevant lot owner(s) and seek LandsD's permission for laying new drains/channels and/or modifying/upgrading existing ones in other private lots or on Government land (where required) outside the Site(s);
  - (iii) comments on sewerage drainage proposal:

- (1) part(s) of the proposed sewerage system is/are within the private lot(s) near the Site(s). The applicant(s) shall resolve any conflict / disagreement with relevant lot owner(s) and seek LandsD's permission for laying new sewers and/or modifying upgrading existing ones in other private lot(s) or on Government land (where required) outside the Site(s);
- (2) manhole type, cover level and invert level of the proposed manholes should be provided;
- (3) terminal manhole should be provided before connection to the public sewerage system and the invert level and disconnecting trap level of the terminal manhole should be provided;
- (4) pipe material, size and gradient of the proposed sewers should be provided;
- (5) the drainage flow path from the rooftop of the proposed house to the public drainage system / streamcourse / sea / any recognized drainage facilities shown in LandsD map should be provided in association with supporting site photos;
- (6) furthermore, she would like to draw the applicant's attention to the following general comments/requirements:
  - polyethylene (PE100) pipes should be adopted for buried sewers from terminal manhole to existing DSD's manhole on government land;
  - a minimum soil cover of 450mm and 900mm should be provided for the connection pipe constructed under footpath and carriageway respectively;
  - the proposed drainage works, whether within or outside the lot boundary, should be constructed and maintained by the lot owner at his expense;
  - DSD noticed that the proposed drainage connection(s) to the surrounding/downstream aera(s) will run through Government land and/or other private lot(s). The applicant(s) shall demonstrate that the proposed drainage construction / improvement / modification works and the operation of the drainage can be practicably implemented on the Site;
  - upon completion of the sewerage connection, an on-site technical audit will be carried out by her office. The applicant(s) should submit the application for technical audit (Form HBP1), the approved sewerage drainage plan and the technical audit fee to this her at least 2 weeks before the technical audit. Form HBPl can be downloaded from DSD's website at <a href="http://www.dsd.gov.hk">http://www.dsd.gov.hk</a>;
  - the lot owner/developer is required to rectify/modify the drainage system
    if it is found to be inadequate or ineffective during operation. The lot
    owner/developer shall also be liable for and shall indemnify Government
    against claims and demands arising out of damage or nuisance caused by
    failure of the system;

- the lot owner/developer should take all precautionary measures to prevent any disturbance, damage and pollution from the development to any parts of the existing drainage facilities in the vicinity of the lot. In the event of any damage to the existing drainage facilities, the lot owner/developer would be held responsible for the cost of all necessary repair works, compensation and any other consequences arising therefrom; and
- the lot owner/developer should also be advised that the limited desk-top checking by Government on the drainage proposal covers only the fundamental aspects of the drainage design which will by no means relieve his obligations to ensure that (i) the proposed drainage works will not cause any adverse drainage or environmental impacts in the vicinity; and (ii) the proposed drainage works and the downstream drainage systems have the adequate capacity and are in good conditions to receive the flows collected from his lot;
- (e) to note the comment of the Chief Engineer/Construction, Water Supplies Department (CE/C,WSD) that for provision of water supply to the development, the applicant may need to extend his/her inside services to the nearest suitable government water mains for connection. 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 standards;
- (f) to note the comment of the Director of Fire Services (D of FS) that the applicant is reminded to observe "New Territories Exempted Houses A Guide to fire Safety Requirements", which is administered by LandsD. Detailed fire safety requirements would be formulated upon receipt of formal application via LandsD;
- (g) to note the comment of the Chief Town Planner/ Urban Design and Landscape, Planning Department (CTP/UD&L, PlanD) that approval of the application does not imply approval of tree works such a pruning, transplanting and felling under lease. The applicant is reminded to seek approval for any proposed tree works from relevant departments prior to commencement of the works; and
- (h) to note that the permissions are only given to the developments under application. If provision of an access road is required for the proposed developments, the applicants should ensure that such access road (including any necessary filling/excavation of land) complies with the provisions of the relevant statutory plan and obtains planning permission from the Town Planning Board where required before carrying out the road work.



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From:

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To:

tpbpd/PLAND <tpbpd@pland.gov.hk>

Subject:

A/NE-TK/821 DD 23 Ting Kok

A/NE-TK/821

Lot 243 S.A ss.1 in D.D.23, Ting Kok, Tai Po

Site area: About 153.6sq.m

Zoning: "Agriculture"

Applied development: NET House

Dear TPB Members,

Strong Objections. No previous history of approvals. There are lots in the village being used for parking that should be utilized for their zoning purpose.

The site is vegetated and has trees. It is adjacent to a parking lot that was rejected on review in 2019 but is still operating, Application 671.

Further encroachment onto Agriculture land should not be tolerated.

Mary Mulvihill