

APPLICATION FOR PERMISSION
UNDER SECTION 16 OF THE TOWN PLANNING ORDINANCE

APPLICATION NO. A/SK-CWBS/50
(for 1st Deferment)

- Applicant** : Ms. Wai Cheung Wai Kwan represented by Vision Planning Consultants Limited
- Site** : Government Land (GL) adjoining Lot 210 RP in D.D. 241, Tai Wong Kung, Po Toi O, Sai Kung, New Territories
- Site Area** : About 150m²
- Land Status** : GL
- Plan** : Approved Clear Water Bay Peninsula South Outline Zoning Plan No. S/SK-CWBS/2
- Zoning** : “Conservation Area”
- Application** : Proposed Temporary Private Garden for a Period of Three Years and Associated Excavation and Filling of Land

1. Background

On 19.8.2024, the applicant submitted the current application to seek planning permission for proposed temporary private garden for a period of three years and associated excavation and filling of land at the application site (**Plan A-1**). The application is scheduled for consideration by the Rural and New Town Planning Committee (the Committee) at this meeting.

2. Request for Deferment

On 23.9.2024, the applicant’s representative wrote to the Secretary of the Town Planning Board (the Board) and requested the Board to defer making a decision on the application for two months in order to allow time to prepare further information (FI) to address departmental comments (**Appendix I**).

3. Planning Department's Views

- 3.1 The Planning Department has no objection to the request for the first deferment as the justifications for deferment meet the criteria for deferment as set out in the Town Planning Board Guidelines on Deferment of Decision on Representations, Further Representations and Applications made under the Town Planning Ordinance (TPB PG-No. 33B) in that the deferment would allow the applicant to prepare FI to address outstanding issues.
- 3.2 Should the Committee agree to defer making a decision on the application, the application will be submitted to the Committee for consideration within two months upon receipt of further submission from the applicant. If the FI submitted by the applicant is not substantial and could 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 two months for preparation of the submission of FI, and no further deferment would be granted unless under very special circumstances.

4. Decision Sought

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

5. Attachments

Appendix I	Letter dated 23.9.2024 from the applicant's representative
Plan A-1	Location Plan

**PLANNING DEPARTMENT
OCTOBER 2024**