

APPLICATION FOR AMENDMENT OF PLAN
UNDER SECTION 12A OF THE TOWN PLANNING ORDINANCE

APPLICATION NO. Y/TM/24
(for 3rd Deferment)

<u>Applicant</u>	: Filial Praise Niches (Hong Kong) Limited represented by Brighspect Limited
<u>Site</u>	: Lots 1744 S.D ss.1 (Part) and 1744 S.D RP (Part) in D.D. 132, Hing Fu Street, Tuen Mun, New Territories
<u>Site Area</u>	: About 1,097 m ²
<u>Lease</u>	: (i) New Grant No. 2745 (ii) Orchard Lot with Building Licence No. 814 (iii) Permitted Building Area of 975ft ² (iv) Height Restriction of 25 feet and 2 storeys (v) No grave shall be made on nor human remains be interred in, or deposited on the land sold either in the earthenjars
<u>Plan</u>	: Approved Tuen Mun Outline Zoning Plan No. S/TM/35
<u>Zoning</u>	: “Green Belt” (“GB”)
<u>Proposed Amendment</u>	: Rezoning from “GB” to “Government, Institution or Community” (“G/IC”)

1. Background

- 1.1 On 26.6.2020, the applicant sought planning permission to rezone the application site (the Site) from “GB” to “G/IC” for columbarium use providing 5,670 niches (**Plan Z-1**) under the name of Filial Praise Niches (光孝仙苑).
- 1.2 On 18.9.2020 and 5.2.2021, the Rural and New Town Planning Committee (the Committee) of the Town Planning Board (the Board) agreed to defer a decision on the application for 2 months each, as requested by the applicant, so as to allow time for preparation of further information (FI) to address departmental comments.
- 1.3 On 16.11.2020, 29.3.2021 and 18.6.2021, the applicant submitted FI to address departmental comments. The application is scheduled for consideration by the Committee of the Board at this meeting.

2. Request for Deferment

On 25.8.2021, the applicant wrote to the Secretary of the Board and requested the Board to defer making a decision on the application for two months so as to allow time to address departmental comments (**Appendix I**).

3. Planning Department's Views

- 3.1 The application has been deferred twice for a total of four months at the request of the applicant. Since the last deferment, the applicant had submitted FI on 29.3.2021 and 18.6.2021 to address departmental comments. The current request for deferment submitted is to allow more time for addressing departmental comments.
- 3.2 The Planning Department has no objection to the request for 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, Comments, Further Representations and Applications made under the Town Planning Ordinance (TPB PG-No. 33A¹) 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.
- 3.3 Should the Committee agree to defer a decision on the application, the application will be submitted to the Committee for consideration within three months upon receipt of FI from the applicant. If 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 further two months for preparation of submission of FI. Since it is the third deferment of the application, the applicant should also be advised that the Committee has allowed a total of six months (including the previous deferments) for preparation of submission of FI, and this is the last deferment and no further deferment would be granted.

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	Email of 25.8.2021 from the applicant
Plan Z-1	Location plan

PLANNING DEPARTMENT SEPTEMBER 2021

¹ The number of deferments to be granted stipulated under TPB PG-No.33A is not applicable to this application which was received before the promulgation of the revised guidelines on 24.8.2021.