

Please quote our reference in your reply

MEMO

By Fax and Dispatch

35

From : District Lands Officer, Sha Tin
Ref. : (35) in LD DLO/ST 1/456/180
Tel. No. :
Fax No : 2602 4093
Date : - 7 JUL 2020

To : PPC/SD, DSD
(Attn. :
Your Ref. : (00CLHL) in DSD CM8/4125DS/29 Pt.26
dated : 10 May 2019 Fax No : 3104 6426
Total Pages : 3 + Encl.

**PWP Item No. 4430DS – Tolo Harbour Sewerage of Unsewered Areas, Stage 2 –
Phase 2 – Cheung Kang, Sha Tin
(Clearance No.: ST412)
Simplified Temporary Land Allocation Number : STLA-ST1994
Cheung Kang, Sha Tin**

Approval has now been given for the temporary allocation to you of the area of Government land in Cheung Kang, Sha Tin as shown pecked black line with black thin line on the attached plan (Plan No. STM9218d dated 17 June 2020) (**excluding any public road or street, any land allocated to other departments and private land**) (“the site”) for the project known as “PWP Item No. 4430DS – Tolo Harbour Sewerage of Unsewered Areas, Stage 2 – Phase 2 – Cheung Kang, Sha Tin”(“the Project”), subject to the following engineering conditions:-

- (i) The site is allocated to you for the period from 31.7.2020 to 30.6.2024 by 2 phases. The first phase (without land clearance) will be delivered to you on 31.7.2020 and the second phase (involving land clearance) will be delivered to you in October 2020 respectively.
- (ii) The area as shown pecked black line with black thin line (**excluding any public road or street, any land allocated to other departments and private land**) on the attached plan shall not be used for any purpose other than to implement the proposed works with scope fully described at Enclosure 4 annexed to PWSC (2019-20)15 as approved by the Finance Committee on 28.2.2020 in connection with the Project (“the proposed works”).
- (iii) Subject to (i) above, excavation within the area shown pecked black line with black thin line is permitted in connection with the aforesaid purposes.
- (iv) No site formation or general disturbance of existing site conditions shall be undertaken without the prior consent in writing of the appropriate authority. Site investigations may be undertaken without such written approval.
- (v) No drain or nullah, water pipe, sewer, cable or any other existing site works or installations whatsoever on the site shall be interfered with without the written consent of the appropriate authority who shall impose such conditions regarding removal, diversion or reinstatement elsewhere as may be required and paid for as part of the Project.
- (vi) Damage or obstruction caused to any nullah, drain, water main, cable or other installation within or adjoining the site shall be made good at the cost of the project and to the satisfaction of the appropriate authority.

- (vii) Any damage done to adjoining public roads shall be made good to the satisfaction of the appropriate authority and paid for as part of the Project.
- (viii) All storm or rain water from the site including any access road thereto shall be conveyed to the sea or the nearest stream course, catchpit, channel or storm water drain. All temporary and permanent works shall be paid for from the project vote and carried out in such a manner that no damage or nuisance is caused by storm water or rain water to adjacent property and any claims arising out of damage or nuisance caused by storm water or rain water shall be paid for at the cost of the Project.
- (ix) Application should be made direct to the appropriate authority should any water supply or drainage connection be required, and if a connection can be made, it shall be paid for as part of the Project.
- (x) No right of ingress or egress to or from the site for the passage of motor vehicles will be permitted except with the consent of AC for T/NTE, TD and subject to any conditions he may impose.
- (xi) No structure shall be erected on the site other than those as may be required to facilitate the use and enjoyment of the area for the approved user and authorised by the District Lands Officer.
- (xii) Immediately upon handing over the site, adequate fencing or other works shall be carried out to the satisfaction of the District Lands Officer and at the cost of the Project to prevent illegal occupation of or dumping on the site.
- (xiii) According to memo ref. (41) in LD SD/GEN/29/17 Pt.9 dated 22.5.2019, DSD has been given blanket approval pursuant to paragraph 29 of the DevB T/C No. 7/2015 on the Tree Preservation for processing of the tree preservation and removal proposals arising from all Capital Works Projects. Nevertheless, you are advised to avoid unnecessary tree felling and take all necessary steps to protect the general environment, landscape and plants within and adjoining the site.
- (xiv) All reasonable measures shall be taken to prevent deterioration of the general environment by the suppression of noise, dust, smells, and the discharge of any effluent, rubbish, debris etc. whatsoever from the site.
- (xv) In the course of carrying out your works, you shall not obstruct access over the existing roads when they are in close vicinity of the site.
- (xvi) The site falls within the area of village Wu Kai Sha and Cheung Kang. You are required to keep both indigenous inhabitant representative(s) and resident representative(s) of Wu Kai Sha (including Cheung Kang) informed about the tentative works programme and any subsequent changes before commencement of the Project till its completion.
- (xvii) You shall take all necessary measures to protect members of the public from injury and reduce potential nuisances to the lowest level so far as practicable throughout the construction period under the Project.
- (xviii) (a) The proposed works will disturb a part/parts of the existing road(s). Yet, we have no record about its maintenance agent. You are required to observe and comply with the requirements as shall be imposed by the maintenance agent, if any.

(b) By copy, would **DO(ST)/HyD** please advise DSD direct whether the existing road(s) as affected by the Project is maintained by your office. If affirmative, please notify DSD direct,

with copy to this office, on your requirements for reinstatement works to be carried out.

- (xix) You shall hold fully responsible for settling any enquiries, complaints, damages, injuries and/or other whatever claims arising directly or indirectly from your operation on the site at the cost of the Project.
- (xx) Before implementation of the Project, you shall liaise with appropriate authorities directly seeking for their agreement in principle to take up future maintenance and/or management of as-constructed works within the site shown pecked black line with black thin line as appropriate. You shall ensure completion of updating the appropriate authorities' maintenance records to reflect the responsibility or responsibilities so assigned and shall notify this office accordingly. Should any portions of the site without actual works constructed on it be required to be handed over to this office, you shall deliver, fence and/or reinstate the concerned land at the cost of the Project in all respects to the satisfaction of the District Lands Officer/Shah Tin, whose decision on whether to take back the concerned land or not shall be absolute and final. To facilitate the above-said handover arrangement, you shall report progress of the Project to this office at least 3 months prior to expiry of this allocation.

2. This allocation is made without prior circulation to other Government departments and is subject to your satisfying the requirements of any other necessary departments. If any other Department raises an objection to the proposed allocation, the allocation may be suspended pending consideration of such objection or query and may be withdrawn if any objection is upheld or may be amended as appropriate.

3. Grateful if copy addressees would consider this allocation. Agreement will be deemed if I do not hear anything from you within 2 weeks from the date hereof.

4. In the interests of a more efficient allocation process, no formal allocation plan will be prepared. Copy of attached plan (Plan No. STM9218d dated 17 June 2020) showing the works limit is attached.

5. By copy of this memo, would SLS/ST please update land status record.

6. For further information, please contact [redacted] of this office at tel [redacted]

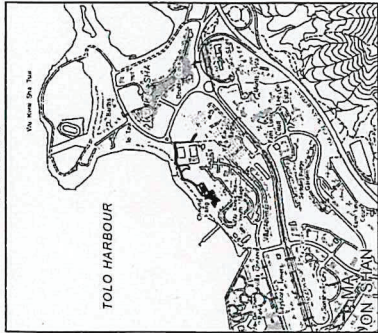
[redacted]
[redacted]
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[redacted])
for District Lands Officer, Sha Tin

Encl. (Clearance Plan in A2 size)

c.c. (w/ Clearance Plan in A4 size)

DO/ST, HAD	Fax : 2695 4305	CHE/NT, HyD	Fax : 2714 5228
PM(N), CEDD	Fax : 3547 1658	D of FS	Fax : 2368 9744
DPO/STN	Fax : 2691 2806	C of P (Attn: SSP ADM NTS)	Fax : 2200 4652
C for T	Fax : 2381 3799	DWS	Fax : 2789 4680
CE/MS, DSD	Fax : 2771 9640	SC/NTE(1), LandsD	Fax : 2699 6808
DEHS/NT, FEHD	Fax : 2634 0442	SLS/ST, LandsD	Fax : 2601 6640
DLCS	Fax : 2695 3886		

LOCATION



SCALE 1:20 000

LEGEND

- CLEARANCE LIMIT
- DEMARCATION DISTRICT BOUNDARY
- D.D. DEMARCATION DISTRICT
- G.L. GOVERNMENT LAND



metres 20 40 60 80 100 metres

SCALE 1:1 000

FOR IDENTIFICATION PURPOSES ONLY

District Lands Office, Sha Tin
Lands Department
Plan Prepared by District Survey Office, Sha Tin
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CLEARANCE No. ST412

PWP ITEM No. 4430DS - TOLO HARBOUR SEWERAGE OF UNSEWERED AREAS, STAGE 2 - PHASE 2 -
CHEUNG KONG, SHA TIN

File No. LAM(1) in LD DLO/ST 456/180
Survey Sheet No. 7-NE-19A & 19B
Layout Plan No.
Reference Plan No. 60022486/L3012 (DSD)
PLAN No. STM9218d