

**APPLICATION FOR PERMISSION
UNDER SECTION 16 OF THE TOWN PLANNING ORDINANCE**

APPLICATION NO. A/NE-KLH/578
(for 2nd Deferment)

<u>Applicant</u>	Mr. LAM Yau-hing
<u>Site</u>	Lot 95 in D.D. 16, Lam Tsuen, Tai Po, New Territories
<u>Site Area</u>	About 1,926.6 m ²
<u>Land Status</u>	Block Government Lease (demised for agricultural use)
<u>Plan</u>	Approved Kau Lung Hang Outline Zoning Plan (OZP) No. S/NE-KLH/11
<u>Zoning</u>	“Agriculture” (“AGR”)
<u>Application</u>	Proposed Public Utility Installation (Solar Energy System)

1. Background

- 1.1 On 2.10.2019, the applicant sought planning permission to use the application site (the Site) for proposed solar energy system (**Plan A-1**).
- 1.2 On 29.11.2019, the Rural and New Town Planning Committee (the Committee) of the Town Planning Board (the Board) decided to defer a decision on the application, pending the formulation of assessment criteria on applications for installation of solar energy system. The set of Assessment Criteria for Considering Applications for Solar Photovoltaic (the Assessment Criteria) was promulgated on 17.7.2020.
- 1.3 On 21.8.2020, the Committee agreed to defer making a decision on the application for two months, as requested by the applicant, to allow time to study if additional information would be required to support the application. On 25.8.2020 and 31.8.2020, the applicant submitted further information (FI) to address departmental comments. The application is scheduled for consideration by the Committee on 23.10.2020.

2. Request for Deferment

On 25.9.2020, the applicant wrote to the Secretary of the Board and requested the Board to further

defer making a decision on the application for two months in order to allow more time to liaise with CLP Power Hong Kong Limited (CLP) and to provide responses to departmental comments (**Appendix I**).

3. Planning Department's Views

- 3.1 The application has been deferred once for two months at the request of the applicant to allow time to address the departmental comments. Since the deferment on 21.8.2020, the applicant has submitted FI to address departmental comments. In view of the need to provide more information to support the application, the applicant needs more time to liaise with CLP and to provide responses to departmental comments.
- 3.2 The Planning Department has no objection to the request for 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. 33) in that the applicant needs more time to prepare FI in response to 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 two months upon receipt of further submission 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 two months for preparation of submission of FI. Since it is the second deferment of the application, the applicant should be advised that the Board has allowed a total of four months for preparation 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
Plan A-1

Email dated 25.9.2020 from the applicant
Location Plan