

RAILWAYS ORDINANCE (Chapter 519)

(Notice under section 21)

MASS TRANSIT RAILWAY ('MTR')
KWUN TONG LINE EXTENSION

CREATION OF EASEMENTS AND/OR OTHER PERMANENT RIGHTS

TAKE NOTICE that under powers delegated by the Chief Executive, the Deputy Director of Lands/Specialist has made an order under section 20(1) of the Railways Ordinance (Chapter 519) (hereinafter referred to as 'the Ordinance') directing that:—

- (a) the easements and/or other permanent rights for the construction, installation, operation, inspection, repair, maintenance, modification and alteration of railway station and other railway facilities (including but not limited to waterworks, drainage works, other utilities works and other facilities ancillary to operation of the railway) for the operation of the railway or associated purposes; rights of way, free and unhindered passage and access for the Government of the Hong Kong Special Administrative Region (hereinafter referred to as 'the Government'), its employees, agents, licensees, contractors and other persons authorized or permitted by the Government in, on, to and from the railway station and other railway facilities at all times for the aforesaid purposes and rights of way, free and unhindered passage and access for the general public permitted by the Government in, on, to and from the railway station at all times in, under and/or over portions of the Remaining Portion of Kowloon Inland Lot No. 10750 of approximately 221.4 square metres as shown coloured purple cross-hatched black on the Creation of Easements and/or Other Permanent Rights Plan No. RDM1487 annexed to the said order (hereinafter referred to as 'the Land') which was described in the scheme referred to in Government Notice No. 7303 published on 27 November 2009 and 4 December 2009, and as amended by Government Notice No. 3671 published on 25 June 2010 and 2 July 2010 and was authorized by the Chief Executive in Council and such authorization was gazetted in Government Notice No. 7669 published on 10 December 2010 and 17 December 2010, and further amended by Government Notice No. 2973 published on 4 May 2012 and 11 May 2012 and such amendments were authorized by the Secretary for Transport and Housing and such authorization was gazetted in Government Notice No. 5181 published on 3 August 2012 and 10 August 2012 (hereinafter referred to as 'the Scheme'); and
- (b) the easements and/or other permanent rights for the construction, installation, operation, inspection, repair, maintenance, modification and alteration of railway station entrances and other railway facilities (including but not limited to waterworks, drainage works, other utilities works and other facilities ancillary to operation of the railway) for the operation of the railway or associated purposes; rights of carrying out the modification, demolition and alteration works to the existing building structure on the piece of land as hereinafter mentioned in this paragraph (b) to accommodate the railway station entrances and other railway facilities; rights of way, free and unhindered passage and access for the Government, its employees, agents, licensees, contractors and other persons authorized or permitted by the Government in, on, to and from the railway station entrances and other railway facilities at all times for the aforesaid purposes and rights of way, free and unhindered passage and access for the general public permitted by the Government in, on, to and from the railway station entrances at all times in, under and/or over portions of Section E of Kowloon Inland Lot No. 10750 of approximately 304.0 square metres between the level of 9.1 metres above Principal Datum of Hong Kong (which expression shall have the same meaning as in the First Schedule to the Interpretation and General Clauses Ordinance (Chapter 1) and is hereinafter referred to as 'P.D.') and the level of 3.1 metres below P.D. as shown coloured purple stippled black, between the level of 7.6 metres above P.D. and the level of 3.1 below P.D. as shown coloured purple and between the level of 4.0 metres above P.D. and the level of 3.1 below P.D. as shown coloured purple hatched black on the Creation of Easements and/or Other Permanent Rights Plan No. RDM1487 annexed to the said order (hereinafter referred to as 'the Affected Area') which was described in the Scheme

shall be created in favour of the Government for the purposes of or incidental to the railway as described in the Scheme.

The Deputy Director of Lands/Specialist has under section 20(3) of the Ordinance further directed that subject to the serving of any notice required to be given under section 20(5) of the Ordinance, Government officers, any persons authorized by the Government and his or their workmen, servants, agents and contractors are hereby authorized to enter upon the Land and the Affected Area and the buildings thereon for the purposes of carrying out any operations or installing, maintaining or removing any structures or apparatus for the purposes of the said order.

A copy of each of the said order and the aforesaid Plan No. RDM1487 may be inspected by members of the public free of charge at the following places and during the following hours when those offices are normally open to the public:—

<i>Places</i>	<i>Opening Hours (except on public holidays)</i>
Central and Western District Office, Public Enquiry Service Centre, Unit 5, Ground Floor, The Center, 99 Queen's Road Central, Central, Hong Kong.	Monday to Friday 9.00 a.m.–7.00 p.m.
Kowloon City District Office, Public Enquiry Service Centre, Lower Ground Floor, Kowloon City Government Offices 42 Bailey Street, Hung Hom, Kowloon.	
District Lands Office/Kowloon West, 10th Floor, Yau Ma Tei Carpark Building, 250 Shanghai Street, Kowloon.	Monday to Friday 8.45 a.m.–12.30 p.m. and 1.30 p.m.–5.30 p.m.

This notice was affixed on or near the Land and the Affected Area on 29 May 2013.

The Deputy Director of Lands/Specialist has under section 20(2) of the Ordinance specified a period of notice of THREE MONTHS from the date upon which this notice was affixed on or near the Land and the Affected Area and upon expiry of that period, the aforesaid easements and rights shall by virtue of section 20(4) of the Ordinance be created in favour of the Government for the purposes of or incidental to the railway as described in the Scheme.

Any person having a compensatable interest under the Ordinance may serve a written claim upon the Secretary for Transport and Housing before expiration of one year from the date on which the aforesaid easements and rights are created.

29 May 2013

MA King-fong *Chief Estate Surveyor, Railway Development*