

BUILDINGS ORDINANCE (Chapter 123)
(Section 35)

SERVICE OF ORDER

In accordance with the proviso to section 35 of the Buildings Ordinance, I append a copy of an order together with the available particulars of the persons to whom they are addressed as detailed below:—

**BUILDINGS ORDINANCE
(CHAPTER 123)**

**Superseding Order by the Building Authority under section 27A of the Buildings Ordinance (Cap.123)
and under section 46 of the Interpretation and General Clauses Ordinance (Cap.1)**

Order No.: DH0158/NT/15/C
BD Reference No.: BD DH 59/06/NT(II)

Date: 31 December 2015

To: Owners of Nos. 83 & 83A Lung Tsai Tsuen, Cheung Chau, New Territories

I am of the opinion that the natural, formed or man-made land and the earth-retaining structure (Sub-division 1 of Feature No. 14NW-D/CR207) as shown coloured red on the attached plan) at Nos. 83 & 83A Lung Tsai Tsuen, Cheung Chau, New Territories on CHEUNG CHAU LOT NO. 1211 are liable to become so dangerous that it will collapse or be likely to collapse, either totally or partially, and thereby cause or be likely to cause a risk of injury to persons or damage to property.

2. In exercise of the powers vested in me under section 27A of the Buildings Ordinance, I hereby declare that such natural, formed, or man-made land and earth-retaining structure are liable to become dangerous and I HEREBY ORDER you as the owners of the land and structure, to carry out the following works :-

- a) appoint an authorized person and a registered geotechnical engineer within 2 months of the date of this Order to undertake the investigation required below; and
- b) investigate, analyse, and report on the above natural, formed or man-made land and the earth-retaining structure, and submit remedial/preventive works proposals for approval by the Building Authority based on the findings of the investigation within 7 months of the date of this Order.

3. All work as stipulated above in this Order shall be carried out to such standard acceptable to the Building Authority and in compliance with regulations.

4. This order supersedes the previous Order No. DH0161/NT/09/C dated 23 October 2009.

5. Section 46 of the Interpretation and General Clauses Ordinance (Cap.1) provides, inter alia, that where any Ordinance confers power upon any person to make any order, such power shall include power to substitute another order for the one already made. Pursuant to that section, the Building Authority who is empowered under section 27A Buildings Ordinance (Cap.123) to make the said previous order is also empowered to make this order which substitutes the previous order.



(KWOK Chee-on, Angus)

Senior Building Surveyor/Slope Safety
for Building Authority

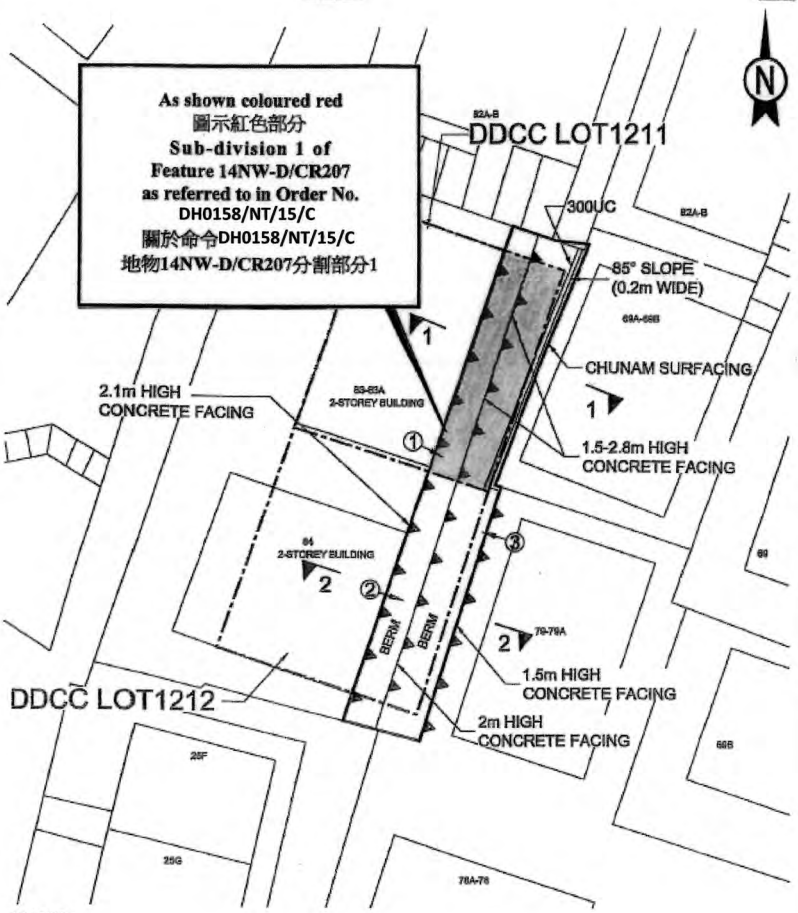
Note

Subject to the findings of the investigation work as stipulated in this Order, you shall carry out any remedial/preventive works as required or approved by the Building Authority. Your attention is drawn to section 27A(2B) of the Buildings Ordinance that the Building Authority may by order in writing require the carrying out of such remedial/preventive works as appropriate within the specified time to make the land and structure safe. Under section 27A(2C), all works shall be carried out to such standard acceptable to the Building Authority and in compliance with regulations. Please also note that under section 27A(3) and (3A) of the Buildings Ordinance, the Building Authority may in certain circumstances carry out or cause to be carried out the works or investigation specified in the Order in which the cost thereof shall be recoverable from you or your successor in title as appropriate.

The original copy of this order was posted upon a conspicuous part of the identified premises on its date of issue.

31 December 2015

YEUNG Kar-kui *Chief Building Surveyor/SS*
for Building Authority



As shown coloured red
 圖示紅色部分
 Sub-division 1 of
 Feature 14NW-D/CR207
 as referred to in Order No.
 DH0158/NT/15/C
 關於命令DH0158/NT/15/C
 地物14NW-D/CR207分割部分1

- LEGEND :
- LOT BOUNDARY
 - FEATURE BOUNDARY
 - ① SUB-DIVISION NO.
 - ▲▲ CONCRETE FACING

SITE PLAN

The Plan is for indication only
 此圖只作指示用途