

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 person to whom it is addressed as detailed below:—

**Superseding Order by the Building Authority under section 24(1)
of the Buildings Ordinance (Cap. 123) and under section 46
of the Interpretation and General Clauses Ordinance (Cap. 1)**

Order No. : BZC/TC/028558/08/NT
Office of the Building Authority
12/F - 18/F, Pioneer Centre,
750 Nathan Road, Mongkok, Kowloon

BD Ref. : EB/9285/73/1/H02(BUC08)

To : The owner of
FLAT C ON 5/F & PORTION OF THE ROOF
HING FAT MANSION
NOS.73/75 HOP YICK ROAD
YUEN LONG NEW TERRITORIES
Date : 14 July 2017

Owner(s) of the premises at: FLAT C ON 5/F & PORTION OF THE ROOF HING FAT MANSION
NOS.73/75 HOP YICK ROAD YUEN LONG NEW TERRITORIES

on (Lot Number) Y.L.T.L. 184

It has been brought to my attention that the following building works have been carried out in or at the above premises:

- (i) Structure(s) at the light-well; and
- (ii) A metal gate at the protected lobby opening out onto the common corridor.

2. For the said building works:

- (a) The building works at Item (i) above has been carried out without having first obtained from me the approval of building plans and consent for the commencement of such building works required by section 14 of the Buildings Ordinance.
- (b) As a result of the building works at Item (ii) above, Regulation 41(1) of the Building (Planning) Regulations, which requires the building to be provided with such means of escape in case of emergency as required by the intended use of the building, has been contravened.

3. In exercise of the powers vested in me under section 24(1) of the Buildings Ordinance, I hereby order you to :-

- (a) demolish the said building works described under items (i) and (ii) above; and

- (b) reinstate the parts of the building so affected by the building works under items (i) and (ii) above in accordance with the plans approved by the Building Authority.

Adequate precautionary measures to ensure public safety should be provided prior to and during the course of works.

4. You are required to commence the works ordered by me in paragraph 3 above within 30 days and complete such works within 60 days of the date of this order, all to the satisfaction of the Building Authority.

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 24(1) of the Buildings Ordinance (Cap. 123) to make the previous order i.e. Order No. UBZ/U13-18/0011/08 dated 4 March 2009 is also empowered to make this order which substitutes the previous order.

Signed
(CHAN Kin-fai)
Structural Engineer
for Building Authority

Your attention is drawn to the provisions of sections 24(3), 24(4A) and 33 of the Buildings Ordinance.

BD 109as (Rev. 07/2011)

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

14 July 2017

PUN Chi-cheung *Chief Structural Engineer/C*
for *Building Authority*