

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. : C/TA/021397/09/HK  
BD Ref. : EB/2650/62/M03S(BUC09)  
To : The owner of Flat B on 2nd Floor, No. 206 Queen's  
Road West, Hong Kong  
Office of the Building Authority  
12/F - 18/F, Pioneer Centre,  
750 Nathan Road, Mongkok,  
Kowloon  
Date : 13 Oct 2017

Owner(s) of the premises at: Flat B on 2nd Floor, No. 206 Queen's Road West, Hong Kong

on (Lot Number) I.L. 37 s.B & I.L. 37 s.A R.P.

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

- (i) 1 no. of structure with canopy on and over the approved flat roof facing The Prince Philip Dental Hospital and Wah Lee Building of the premises; and
- (ii) 1 no. of metal gate at the entrance of unit, opening out on to the staircase.

2. For the said building works:

- (a) The building works at Item (i) & (ii) 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 Building Ordinance.
- (a) 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) & (ii) above; and
- (b) reinstate the parts of the building so affected by the building works under items (i) & (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/U04-13/0004/09 dated 1 April 2010 is also empowered to make this order which substitutes the previous order.



(SIU Pak-heng, Patrick)  
Building Surveyor  
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.

13 October 2017

NG Pelene *Chief Building Surveyor*  
for Building Authority