

Panel on Development

List of follow-up actions (Position as at 17 November 2011)

Subject (Responsible Bureau/Office)	Date of meeting	Follow-up actions required	Administration's response
1. Fee proposal under the Town Planning (Amendment) Ordinance 2004 (Development Bureau)	24.1.2006	<p>The Administration was requested to --</p> <p>(a) provide the details of the basis for determining the various fee items under the fee proposal;</p> <p>(b) reconsider extension of fee waiver to all applications relating to "public causes", "public proposes" or "public interest" as a matter of policy;</p> <p>(c) investigate whether there was any definition for "public interest" in law;</p> <p>(d) provide the estimated costs incurred by the Government in processing various types of planning applications each year; and</p>	Administration's response awaited

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		(e) consult Heung Yee Kuk on the fee proposal with particular regard to fee items applicable to small house applications.	
2. PWP Item No. 5737CL - dredging, management and capping of contaminated sediment disposal facility to the south of The Brothers	29.3.2011	The Administration was requested to -- (a) consider consulting interested parties in the fisheries industry and concerned District Councils (including Tsuen Wan and Tuen Mun District Councils) on the proposed contaminated sediment disposal facility to the south of The Brothers ("the proposed disposal facility"); and (b) provide further information about the environmental and ecological impacts of the construction and operation of the proposed disposal facility, including the impact on water quality in terms of dissolved oxygen, etc.	Administration's response awaited
3. Control of unauthorized buildings works under the Buildings Ordinance (Cap. 123)	Special meeting on 20.6.2011	A member referred to a judicial review case considered by the High Court in 2004/2005 involving the Building Authority (<i>Applicant</i>) and the Appeal Tribunal (Building) (<i>Respondent</i>)/	Administration's response awaited

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		<p>SIU Kwok-Wah (<i>Interested Party</i>) and raised queries about the legality of Buildings Department ("BD")'s new enforcement policy with effect from 1 April 2011 against illegal rooftop structures in multi-storey buildings in the New Territories. According to the member, the case had revealed that amnesty was granted to such rooftop structures which was erected before 27 February 1975, and demolition of the structures would not be required if they posed no danger to the public. Nonetheless, the Administration advised that the 1975 amnesty had been overruled, and BD had been taking enforcement actions against the illegal rooftop structures and other forms of unauthorized building works in multi-storey buildings in the New Territories in order to ensure public safety. To enable members to have a better understanding of the subject and the legal basis of BD's enforcement actions, the Administration undertook to provide an information paper to the Panel.</p>	

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4. Unauthorized building works in New Territories exempted houses	28.6.2011	The Administration was requested to report to the Panel the progress of the proposed arrangements for enforcement against unauthorized building works in New Territories exempted houses, including discussion with Heung Yee Kuk as well as timetable and resources requirement, in early 2011-2012 session.	Administration's response awaited

Council Business Division 1
Legislative Council Secretariat
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