

Bills Committee on Town Planning (Amendment) Bill 2003

**List of follow-up actions arising from discussion
at the meeting on 18 March 2004**

The Administration was requested:

Item 19 in CB(1) 1022/03-04(03)

- (a) to amend proposed section 2(5)(b) to allow Town Planning Board (TPB) to delegate its power to the Secretary of TPB or its committee(s) to determine acceptance of further information in relation to applications for amendment of plan, planning permission, amendment to planning permission and review of applications;

Item 21 in CB(1) 1022/03-04(03)

- (b) to compile a table setting out the respective planning and land matters on which enforcement actions could be taken by the Planning Authority under the Town Planning Ordinance and/or other land authorities under other ordinances; and

Item 22 in CB(1) 1022/03-04(03)

- (c) to provide a paper to explain why proposed section 23(9A) is necessary to deter proliferation of unauthorized developments. Please illustrate with examples the difficulties encountered by the prosecution, if any, in proving the constitution or existence of unauthorized developments. Some members are concerned that the proposed section does not accord with the common law principle that the burden of proof rests on the prosecution.