

**立法會**  
***Legislative Council***

LC Paper No. CB(3) 711/14-15

Ref. : CB(3)/M/OR

Tel : 3919 3300

Date : 28 May 2015

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

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**Council meeting of 10 June 2015**

**Proposed resolution under the Buildings Ordinance**

The Secretary for Development will move, at the Council meeting of 10 June 2015, a proposed resolution under section 2(3) of the Buildings Ordinance (Cap. 123). The proposed resolution is attached for Members' consideration. The President has directed that it be printed in the terms in which it was handed in on the Agenda of the Council.

2. The speech, in both Chinese and English, which the Secretary will deliver when moving the proposed resolution is also attached.

(Odelia LEUNG)  
for Clerk to the Legislative Council

Encl.

## Buildings Ordinance

### Resolution

(Under section 2(3) of the Buildings Ordinance (Cap. 123))

**Resolved** that the Buildings Ordinance (Cap. 123) be amended as set out in the Schedule.

## Schedule

### Amendments to Buildings Ordinance

1. **Schedule 5 amended (scheduled areas)**
  - (1) Schedule 5, area number 3(1)(a)—  
**Repeal**  
“MTR/G/1.”
  - (2) Schedule 5, area number 3(1)(a)—  
**Repeal**  
“MTR/RP/50”  
**Substitute**  
“MTR/RP/51”.
  - (3) Schedule 5, area number 3(1)(b)—  
**Repeal**  
“; and”  
**Substitute a semicolon.**
  - (4) Schedule 5, area number 3(1)(c)—  
**Repeal**  
“Registry.”  
**Substitute**  
“Registry; and”.
  - (5) Schedule 5, after area number 3(1)(c)—  
**Add**  
“(d) the areas delineated and shown edged black on the plans numbered MTR/G/1 Rev. A and MTR/RP/401 to 410,

dated 2 March 2015, signed by the Secretary for Development and deposited in the Land Registry.”.

**Speech by the Secretary for Development  
at the Legislative Council sitting on 10 June 2015**

**Buildings Ordinance (Chapter 123)**

President,

I move that the motion under my name on the Agenda be passed.

2. The motion seeks to amend Schedule 5 to the Buildings Ordinance (BO) (Cap. 123) to update the railway protection areas specified in that schedule.

3. Railway protection areas refer to the areas as shown on a set of plans prescribed under Area Number 3 in Schedule 5 to the BO, the boundary of which is generally 30 metres from the edge of the railways lines or premises. Under section 41(3) and 41(3C)(f) of the BO, ground investigation and underground drainage works carried out in railway protection areas require prior approval of plans and consent to the commencement of works by the Building Authority. This is to ensure the safety of the railway structure and hence the normal operation of the railway system.

3. With the opening of the West Island Line in December 2014, we propose to amend Schedule 5 to the BO and incorporate the areas along the West Island Line as railway protection areas. Details are set out in the resolution. We have prepared a set of new plans for the proposed revision of the railway protection areas. The plans have been deposited in the Land Registry for public inspection.

5. With these remarks, President, I move the motion and invite Members to support this motion.

**Development Bureau**

**May 2015**