

## **Information Note**

### **Natural Terrain Clause in Conditions of Sale**

This information note is issued for general reference purposes only.

Conditions of Sale for Government sale sites may contain a Natural Terrain clause whereby the Purchaser (as defined in the Conditions of Sale) of the lot is required to carry out and complete to the satisfaction of the Director of Lands (hereinafter referred to as "the Director") a geotechnical investigation (hereinafter referred to as "the Investigation") within the lot and the government land shown edged by a pecked green line on the sale plan (hereinafter referred to as "the Edged Pecked Green Area") for the purpose of studying the natural terrain landslide and boulder fall hazards. The findings of the Investigation shall include but not be limited to a proposal for carrying out, completing and maintaining all necessary mitigation and stabilisation works and associated works to be constructed within the lot and on the Edged Pecked Green Area. Such proposal and any proposal for maintenance access outside the lot and the Edged Pecked Green Area (hereinafter referred to as "Maintenance Access") and works relating thereto for the subsequent maintenance of the completed mitigation and stabilisation works and associated works are subject to the Director's approval.

In administering the Natural Terrain clause, the Lands Department takes into account the comments of the relevant departments, particularly Civil Engineering and Development Department. If the Director is satisfied that the proposed mitigation and stabilisation works and associated works and, if applicable, the proposed Maintenance Access and works relating thereto are necessary and reasonably required from engineering and safety perspectives, the Director would be prepared to approve such proposals subject to such terms and conditions as the Director sees fit but without any requirement for payment of additional premium or administrative fees. Nothing in this information note shall in any way fetter the discretion of the Director or affect the rights of the Government under the Conditions of Sale, including the discretion whether to approve any proposal for mitigation and stabilisation works and associated works or for Maintenance Access and works relating thereto. There is no warranty, guarantee or representation whatsoever, express or implied, from the Government or the Director that any such proposals would be approved.

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