

RAILWAYS ORDINANCE (Chapter 519)

(Notice under section 21)

MASS TRANSIT RAILWAY ('MTR')
WEST ISLAND LINE

CREATION OF EASEMENTS AND/OR OTHER PERMANENT RIGHTS

TAKE NOTICE that under powers delegated by the Chief Executive, the Deputy Director of Lands/Specialist has made an order under section 20(1) of the Railways Ordinance (Chapter 519) (hereinafter referred to as 'the Ordinance') directing that:—

- (a) the easements and/or other permanent rights for the construction, installation, operation, inspection, repair, maintenance, modification and alteration of a station entrance (hereinafter referred to as 'the Station Entrance') for the operation of the Mass Transit Railway and associated purposes and rights of way, free and unhindered passage and access for the Government of the Hong Kong Special Administrative Region (hereinafter referred to as 'the Government'), its employees, agents, licensees, contractors and other persons authorized or permitted by the Government (including the general public) in and on the Station Entrance at all times, and rights of carrying out modification, demolition and alteration works to parts of the Haking Wong Building to accommodate the Station Entrance, provided that none of the aforesaid rights shall cause obstructions to the use of the existing vehicular access within such area of land by the University of Hong Kong or other persons authorized by the University of Hong Kong in strata of the land known as the Remaining Portion of Inland Lot No. 8482 between the level of 120.0 metres above Hong Kong Principal Datum and the level of 36.5 metres below Hong Kong Principal Datum as shown coloured purple on the Creation of Easements and/or Other Permanent Rights Plan No. RDM1006 annexed to the said order which was described in the scheme referred to in Government Notice No. 6865 published on 26 October 2007 and 2 November 2007, and as amended by Government Notice No. 6294 published on 12 September 2008 and 19 September 2008, and as corrected by Government Notice No. 135 published on 9 January 2009 and 16 January 2009, and as modified by Government Notice No. 1835 published on 20 March 2009 and 27 March 2009 (hereinafter referred to as 'the Scheme'); and
- (b) the permanent rights for ingress and egress for the Government, its employees, agents, licensees, contractors and other persons authorized or permitted by the Government to and from the Station Entrance for the operation of the Mass Transit Railway over and along such area of land for the purpose of carrying out works in connection with the operation, inspection, repair and maintenance of the Station Entrance, provided no structures, buildings or other facilities may be erected or installed on such area of land and no obstructions to the use of such area of land shall be caused to the University of Hong Kong or other persons authorized by the University of Hong Kong in strata of the land known as the Remaining Portion of Inland Lot No. 8482 between the level of 120.0 metres above Hong Kong Principal Datum and the level of 55.0 metres above Hong Kong Principal Datum as shown coloured purple stippled black hatched black on the Creation of Easements and/or Other Permanent Rights Plan No. RDM1006 annexed to the said order which was described in the Scheme

shall be created in favour of the Government for the purposes of or incidental to the railway as described in the Scheme.

The Scheme has been authorized by the Chief Executive in Council and such authorization was gazetted in Government Notice No. 1835 published on 20 March 2009 and 27 March 2009.

The Deputy Director of Lands/Specialist has under section 20(3) of the Ordinance further directed that subject to the serving of any notice required to be given under section 20(5) of the Ordinance, Government officers, any persons authorized by the Government and his or their workmen, servants, agents and contractors are hereby authorized to enter upon the said strata of land and buildings thereon for the purposes of carrying out any operations or installing, maintaining or removing any structures or apparatus for the purposes of the said order.

A copy of the said order and Plan No. RDM1006 may be inspected by members of the public free of charge at the following places and during the following hours when those offices are normally open to the public:—

<i>Places</i>	<i>Opening Hours (except public holidays)</i>
Central and Western District Office, Public Enquiry Service Centre, Unit 5, Ground Floor, The Center, 99 Queen's Road Central, Central, Hong Kong.	Monday to Friday 9.00 a.m. to 7.00 p.m.
District Lands Office/ Hong Kong West and South, 19th Floor, Southorn Centre, 130–150 Hennessy Road, Wan Chai, Hong Kong.	Monday to Friday 8.45 a.m. to 12.30 p.m. and 1.30 p.m. to 5.30 p.m.

This notice was affixed on or near the said strata of land on 11 December 2009.

The Deputy Director of Lands/Specialist has under section 20(2) of the Ordinance specified a period of notice of THREE MONTHS from the date upon which this notice was affixed on or near the said strata of land and upon expiry of that period, the aforesaid easements and rights shall by virtue of section 20(4) of the Ordinance be created in favour of the Government for the purposes of or incidental to the Scheme.

Any person having a compensatable interest under the Ordinance may serve a written claim upon the Secretary for the Transport and Housing before the expiration of one year from the date on which the aforesaid easements and rights are created.

11 December 2009

MA King-fong *Chief Estate Surveyor, Railway Development*