

**CONTROLLING OFFICER'S REPLY****DEVB(PL)400****(Question Serial No. 6770)**

Head: (91) Lands Department

Subhead (No. & title): (-) Not Specified

Programme: (1) Land Administration

Controlling Officer: Director of Lands (Ms Bernadette LINN)

Director of Bureau: Secretary for Development

Question:

1. Please provide the number of currently valid short term tenancies (STTs) granted to non-profit-making organisations, the MTR Corporation Limited (MTRCL) and other parties by way of "direct grant" and the site area covered.

| 2015-16           | "Direct grant" of sites to non-profit-making organisations | "Direct grant" of sites to MTRCL | "Direct grant" of sites to other parties |
|-------------------|--|----------------------------------|--|
| Number of STTs    |  |                                  |  |
| Site area covered |  |                                  |  |

2. Please provide the number of currently valid STTs granted to non-profit-making organisations by way of "direct grant" and the site area covered. How many of these STTs are charging only a "nominal rent"?
3. There have been occasional reports in the past which revealed that the uses of the STT sites granted to non-profit-making organisations were changed to profit-making purposes without permission. (1) At what interval do staff in various District Lands Offices inspect the STT sites granted to non-profit-making organisations; and (2) please provide the number of cases in which the tenancy terms were breached by non-profit-making organisations in the past five financial years.

|   | 2011-12 | 2012-13 | 2013-14 | 2014-15 | 2015-16 |
|---|---------|---------|---------|---------|---------|
| Number of cases in which the tenancy terms of the STTs were breached by non-profit-making organisations |         |         |         |         |         |

Asked by: Dr Hon Fernando CHEUNG Chiu-hung (Member Question No. 370)

Reply:

Information as at mid-March 2016 on short term tenancies (STTs) granted by way of direct grant is set out below:

|                              | Sites granted to the MTR Corporation Limited | Sites granted to other parties including non-profit-making organisations |
|------------------------------|--|--|
| Number of STTs (about)       | 60   | 4 740  |
| Area of land covered (about) | 60 hectares                                  | 540 hectares   |

The Lands Department (Lands D) does not have separate figures on the number of STTs granted to non-profit-making organisations, the area of land involved and the number of these STTs granted on nominal rent. As a ballpark indication, there are about 500 STTs granted on nominal rent for various non-profit-making uses (excluding those granted to the MTR Corporation Limited, the Urban Renewal Authority, the Hong Kong Housing Authority, the Hong Kong Housing Society and various utility companies, mainly works sites).

In general, the District Lands Offices (DLOs) of Lands D conduct inspection of sites held by STTs every three years. DLOs will also inspect the STT sites upon receipt of complaints or referrals. For STTs with higher risk of breach, including those with previous incidences of breach, DLOs proactively inspect the sites periodically to monitor compliance. Lands D does not have readily available statistics on the number of breaches found.

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