

Railways Ordinance (Chapter 519)

Scheme annexed with General Layout Plans Nos. TCLE-G01 to TCLE-G10 inclusive; Land Resumption Plan No. TCLE-L01; Underground Strata Resumption Plan No. TCLE-U01; Creation of Rights of Temporary Occupation of Land Plan No. TCLE-T01; and Control of Building Plans and Commencement of Work Plans Nos. TCLE-P01 and TCLE-P02 describing the Tung Chung Line Extension

General Nature and Effects of the Railway

The Secretary for Transport and Housing proposes to construct the Tung Chung Line Extension, as described below and shown on General Layout Plans Nos. TCLE-G01 to TCLE-G10 inclusive; Land Resumption Plan No. TCLE-L01; Underground Strata Resumption Plan No. TCLE-U01; Creation of Rights of Temporary Occupation of Land Plan No. TCLE-T01; and Control of Building Plans and Commencement of Work Plans Nos. TCLE-P01 and TCLE-P02 (the 'Plans').

2. The proposed Tung Chung Line Extension consists of two parts namely an extension of the existing Tung Chung Line to a new terminal station at Tung Chung West, which will be located approximately 0.8 kilometer west of Tung Chung Station, and a new intermediate railway station at Tung Chung East between Sunny Bay Station and Tung Chung Station, which will be located approximately 2 kilometers east of Tung Chung Station at the Tung Chung New Town Extension (East) reclamation. The proposed Tung Chung Line Extension includes the following works:

- (a) construction of
 - (i) the underground railway station and railway facilities at Tung Chung West to the west of Yat Tung Estate and associated station entrances;
 - (ii) the above ground railway station and railway facilities at Tung Chung East to the east of Ying Tung Estate, associated station entrances and means of escape;
 - (iii) approximately 0.8 kilometer long underground railway tunnels connecting the proposed railway station at Tung Chung West near Yat Tung Estate and the existing Tung Chung Station;
 - (iv) the ventilation buildings and an emergency access to the west of Yat Tung Estate at the proposed railway station at Tung Chung West;
 - (v) an emergency access and plant rooms near Tung Chung Crescent next to Shun Tung Road;

- (vi) the emergency accesses and station footbridges to the east of Ying Tung Estate at the proposed railway station at Tung Chung East;
- (b) modification works of the existing Tung Chung Line to facilitate future operation including:
 - (i) modification of the existing Tung Chung Station;
 - (ii) diversion of the tracks including associated track realignment works, decanting works, installation of new tracks, turnouts works, overhead line facilities and equipment works, plant rooms works and permanent realignment works;
 - (iii) modification of the existing noise barriers;
 - (iv) modification of Tung Chung Traction Substation;
 - (v) ancillary works including associated electrical and mechanical works, civil works, drainage works, lighting works and landscaping works;
- (c) railway track formation works, earthworks, civil and structural works, electrical and mechanical works;
- (d) construction of other associated railway facilities including trackwork, train control and communication facilities, noise barriers and electrical and mechanical plants;
- (e) construction of temporary barge loading facilities at Tung Chung Waterfront Road;
- (f) associated reconstruction, modification and realignment of existing roads and facilities including carriageways, flyovers, bridges, footpaths, footbridges, retaining walls, staircases, open spaces, cycling tracks, bicycle parking spaces, amenities, bus lay-bys and bus shelters;
- (g) preventive or remedial works including ground treatment; and
- (h) ancillary works including associated drainage works, slope works, landscaping works, other road works, demolition and reprovisioning of existing services and facilities, and demolition of abandoned foundations and facilities.

Land and Underground Strata to be Resumed

3. For the purposes of or incidental to the scheme, the Secretary for Transport and Housing proposes that powers under section 16 of the Railways Ordinance (the 'Ordinance') may be exercised to resume the land as shown on the Land Resumption Plan No. TCLE-L01; and resume the underground strata of the land as shown on the Underground Strata Resumption Plan No. TCLE-U01. The land proposed to be

resumed, for the construction of railway structures are described in the Resumption Area Schedule shown on the Land Resumption Plan No. TCLE-L01. The underground strata proposed to be resumed, for the purposes in connection with the construction of underground bored or mined or drill and blast railway tunnels and railway facilities are described in the Underground Strata Resumption Schedule shown on the Underground Strata Resumption Plan No. TCLE-U01. Further notice regarding the resumption will be issued by the Government of the Hong Kong Special Administrative Region (the 'Government') under section 19 of the Ordinance as and when required.

Creation of Rights of Temporary Occupation of Land

4. For the purposes of or incidental to the scheme, the Secretary for Transport and Housing proposes that powers under section 20 of the Ordinance may be exercised to create, in favour of the Government, rights of temporary occupation of land within the boundaries of the scheme as shown on the Creation of Rights of Temporary Occupation of Land Plan No. TCLE-T01, and described in the Temporary Occupation Area Schedule shown on the Creation of Rights of Temporary Occupation of Land Plan No. TCLE-T01. An order for the creation of rights of temporary occupation of land may contain such consequential and incidental provisions as appear to the Chief Executive to be necessary or expedient for the purposes of the order including in particular provisions for authorizing persons to enter upon land or building for the purposes of carrying out any operations or installing, maintaining or removing any structures or apparatus. Further notice regarding the creation of such rights will be issued by the Government under section 21 of the Ordinance as and when required.

Roads to be Closed or Substantially Altered

5. For the purposes of or incidental to the scheme, the Secretary for Transport and Housing proposes that powers under section 22 of the Ordinance may be exercised to authorize the closure or substantial alteration of the roads or part thereof either permanently or temporarily as shown on General Layout Plans Nos. TCLE-G01 to TCLE-G10 inclusive and to declare that, or the extent to which, and the time at, or duration for which, any public or private right in, upon, under or over the roads is extinguished, modified or restricted. Further notice, setting out the manner in which the roads are to be closed or substantially altered, will be issued by the Government under section 23 of the Ordinance as and when required.

Reclamation of or Other Works over or upon the Government Foreshore or Sea-bed

6. For the purposes of or incidental to the scheme, the Secretary for Transport and Housing proposes that powers under section 22 of the Ordinance may be exercised to authorize the reclamation of or other works over or upon the Government foreshore or sea-bed or part thereof either permanently or temporarily as shown on General Layout Plans Nos. TCLE-G02 and TCLE-G06; and to declare that, or the extent to which, and the time at, or duration for which, any public or private right in, upon, under or over the Government foreshore or sea-bed is extinguished, modified or restricted. Further notice, describing the area of the foreshore or sea-bed affected and the manner in which it will

be affected, will be issued by the Government under section 23 of the Ordinance as and when required.

Inspection and Preventive and Remedial Work on Land and Buildings

7. For the purposes of or incidental to the scheme, the Secretary for Transport and Housing proposes that powers under section 24 of the Ordinance may be exercised to enter any land or building situated wholly or partly within the boundaries of the scheme, or wholly or partly within 70 metres of the boundaries of the scheme to:

- (a) (i) inspect, value, investigate the site or test, including drilling, excavating and installing or removing instruments;
- (ii) survey or take levels; and
- (iii) set out any line of works,

for the scheme, an assessment of the value of any land, building or other property or to ascertain the condition of the land or building; and

- (b) carry out all reasonably necessary operations of a preventive or remedial nature.

Further notice, setting out the purpose of the entry and the nature of any operations to be carried out, will be issued by the Government under section 24 of the Ordinance as and when required.

Utility Services

8. For the purposes of the scheme, the Secretary for Transport and Housing proposes that powers under section 25 of the Ordinance may be exercised to require the owner of any gas, electricity, water or telecommunications service apparatus situated on any unleased Government land to alter the course or position of any wire, line, cable, pipe, tube, casing, duct, post or other apparatus which belongs to or is maintained by that owner and to repair any road surface disturbed by the action. Further notice, setting out the nature of the apparatus, the manner in which the course or position of such apparatus is to be altered and the repair of any road surface, will be issued by the Government under section 25 of the Ordinance as and when required.

Removal of Objects or Structures Attached to or Projecting from Land or Buildings

9. For the purposes of or incidental to the scheme, the Secretary for Transport and Housing proposes that powers under section 26 of the Ordinance may be exercised to require the owner of any land or building to remove any object or structure which is attached to or projects from the land or building. Further notice, setting out the object or structure to be removed and the period within which the work of removal is to be carried out will be issued by the Government under section 26 of the Ordinance as and when required.

Control of Building Plans and Commencement of Work Incompatible with the Scheme or the Operation or Maintenance of the Railway

10. For the purposes of exercise of the powers of the Building Authority under section 27 of the Ordinance, the Control of Building Plans and Commencement of Work Plans Nos. TCLE-P01 and TCLE-P02 show and describe the land on which control of building plans or commencement of building works including building works outside the boundaries of the scheme which are incompatible with the scheme or the operation or maintenance of the railway may be required.

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Secretary for Transport and Housing

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