

## **Railways Ordinance (Chapter 519)**

**Scheme annexed with General Layout Plans Nos.  
XRL-G01 to XRL-G63 inclusive;  
Land Resumption Plans Nos.  
XRL-L01 to XRL-L14 inclusive;  
Underground Strata Resumption Plans Nos.  
XRL-U01 to XRL-U26 inclusive;  
Creation of Rights of Temporary Occupation of Land Plans Nos.  
XRL-T01 to XRL-T14 inclusive; and  
Control of Building Plans and Commencement of Work Plans Nos.  
XRL-P01 to XRL-P44 inclusive  
describing the Hong Kong Section of  
Guangzhou-Shenzhen-Hong Kong Express Rail Link**

### **General Nature and Effects of the Railway**

The Secretary for Transport and Housing proposes to construct the Hong Kong Section of Guangzhou-Shenzhen-Hong Kong Express Rail Link, as described below and shown on General Layout Plans Nos. XRL-G01 to XRL-G63 inclusive; Land Resumption Plans Nos. XRL-L01 to XRL-L14 inclusive; Underground Strata Resumption Plans Nos. XRL-U01 to XRL-U26 inclusive; Creation of Rights of Temporary Occupation of Land Plans Nos. XRL-T01 to XRL-T14 inclusive; and Control of Building Plans and Commencement of Work Plans Nos. XRL-P01 to XRL-P44 inclusive (the “Plans”).

2. The Guangzhou-Shenzhen-Hong Kong Express Rail Link is an express rail link connecting Hong Kong, Shenzhen and Guangzhou which provides intercity train services from West Kowloon to Futian and Longhua in Shenzhen, Humen in Dongguan and Shibi in Guangzhou as well as high speed long-haul train services between West Kowloon and various major cities on the Mainland. The proposed Hong Kong Section of Guangzhou-Shenzhen-Hong Kong Express Rail Link runs entirely underground from the terminus in West Kowloon to the boundary at Huanggang, where it will connect with the Mainland section. It provides an approximately 26 kilometres long electrified double-track railway system. The proposed Hong Kong Section of Guangzhou-Shenzhen-Hong Kong Express Rail Link includes the following works:-

- (a) construction of
  - (i) a railway terminus and associated railway and boundary control facilities, footbridges and subways in West Kowloon;
  - (ii) an approximately 16 kilometres long underground railway tunnel connecting the proposed terminus in West Kowloon and the proposed emergency rescue station at Shek Kong via urban

Kowloon, Kwai Chung, Shing Mun Country Park, Tai Mo Shan Country Park and Tai Lam Country Park;

- (iii) an emergency rescue station at Shek Kong;
  - (iv) an approximately 8 kilometres long underground railway tunnel connecting the proposed emergency rescue station at Shek Kong, through Lam Tsuen Country Park and Mai Po, to the boundary at Huanggang joining the Mainland section; and
  - (v) ventilation buildings at West Kowloon, Mong Kok West, Nam Cheong, Kwai Chung, Shing Mun, Pat Heung, Tai Kong Po, Ngau Tam Mei and Mai Po;
- (b) construction of stabling sidings and maintenance facilities at Shek Kong;
  - (c) construction of other associated railway facilities including railway trackwork, train control and communication facilities, ventilation shafts, electrical and mechanical plants, electrical catenary installations, and emergency vehicle accesses;
  - (d) associated reconstruction, modification and realignment of existing roads including carriageways, flyovers, bridges, footpaths, footbridges, subways, parks and open spaces;
  - (e) construction of associated roads;
  - (f) construction of temporary magazine sites at ground level at So Kwun Wat, near Tai Shu Ha Road West and near Lam Kam Road;
  - (g) construction of temporary barge loading facilities at Siu Lam, Kwai Chung, Cheung Sha Wan, Lung Kwu Sheung Tan and West Kowloon;
  - (h) preventive or remedial works including ground treatment and underpinning of existing bridges and buildings; and
  - (i) ancillary works including associated drainage works, waterworks, slope works, landscaping works, and reprovisioning of existing services 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

Plans Nos. XRL-L01 to XRL-L12 inclusive; and resume the underground strata of the land as shown on the Underground Strata Resumption Plans Nos. XRL-U01 to XRL-U24 inclusive. The land proposed to be resumed, for the construction of railway structures are described in the Resumption Area Schedules which are shown on the Land Resumption Plans Nos. XRL-L13 and XRL-L14. 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 Schedules which are shown on the Underground Strata Resumption Plans Nos. XRL-U25 and XRL-U26. Further notice regarding the resumption will be issued 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 of the Hong Kong Special Administrative Region (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 Plans Nos. XRL-T01 to XRL-T13 inclusive, and described in the Temporary Occupation Area Schedule and the Temporary Occupation of Underground Strata Schedule which is shown on the Creation of Rights of Temporary Occupation of Land Plan No. XRL-T14. 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 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. XRL-G01 to XRL-G63 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 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. XRL-G45, XRL-G47 and XRL-G62; 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 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 entry and the nature of any operations to be carried out, will be issued 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 under section 25 of the Ordinance as and when required.

**Removal of Objects or Structures Attached to or Projecting from Land or Building**

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 or 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 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. XRL-P01 to XRL-P44 inclusive 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.

(Eva CHENG)  
Secretary for Transport and Housing

24 November 2008