

Notice of Appeal
under Section 28(1) of
The Urban Renewal Authority Ordinance (CAP. 563)

GUIDANCE NOTES

Introduction

1. Please read the following notes carefully before completing, signing and lodging the Notice of Appeal (“the Notice”).
2. For enquiries, please contact the Secretary to the Appeal Board Panel (“the Appeal Board Panel”) appointed under the Urban Renewal Authority Ordinance (“the Ordinance”) at 17/F, West Wing, Central Government Offices, 2 Tim Mei Avenue, Tamar, Hong Kong (Tel : 3509 8875).

Who Can Appeal

3. An objector to a development project who is aggrieved by a decision of the Secretary for Development under section 24(4)(a) or (7) of the Ordinance may appeal by lodging a notice of appeal with the Secretary to the Appeal Board Panel, with a copy to the Secretary for Development, within 30 days after notification of the Secretary for Development’s decision under section 24(9) of the Ordinance.

How To Complete the Notice

4. Appellants are advised to read sections 27 and 28 of the Ordinance before lodging the Notice.
5. The Notice should be typed or completed in block letters, preferably in both English and Chinese. If the space provided on the Notice is insufficient, please give the details on separate sheets of paper to be attached to the Notice and make reference to this on the Notice.
6. If applicable, all parts of the Notice must be completed in full. A signed original copy of the Notice should be lodged with the Appeal Board by hand or by registered post to the Secretary to the Appeal Board Panel at 17/F, West Wing, Central Government Offices, 2 Tim Mei Avenue, Tamar, Hong Kong.
7. On receiving a notice of appeal, the Secretary to the Appeal Board Panel will acknowledge receipt and inform the appellant the tentative date for hearing of the appeal.

Abandon the Whole or Part of Appeal

8. The Appellant may abandon the whole or any part of his appeal before the date set for hearing or any adjourned date by giving the Secretary to the Appeal Board Panel and the Secretary for Development not less than 7 days' notice in writing of his intention to abandon the whole or part of the appeal.

Important Points to Note

9. Hearing of the appeal is open to the public.
10. The Decision of the Appeal Board, generally containing the following, is available to the public –
 - (a) the name of Appellant;
 - (b) grounds of appeal;
 - (c) the name of the Appellant's authorized representative, if any;
 - (d) the name of the Secretary for Development's authorized representative;
 - (e) the name of any witness called by either party to the appeal;
 - (f) evidence adduced by either party to the appeal;
 - (g) the decision of the Appeal Board and the reasons for the decision; and
 - (h) any orders made by the Appeal Board.