

BUILDINGS ORDINANCE (Chapter 123)
(Section 35)

SERVICE OF NOTICE

In accordance with the proviso to section 35 of the Buildings Ordinance, I append a copy of a notice together with the available particulars of the person to whom it is addressed as detailed below:—

**Superseding Notice by the Building Authority
under section 30B(5) of the Buildings Ordinance (Cap. 123) and
under section 46 of the Interpretation and General Clauses Ordinance (Cap. 1)**

Notice No. : UMB/MB03/2102-071/0171 BD Ref. : MBI/5021/56/T05S/1(MBIS21) To : Owner(s) of FLAT NO.109 ON 1ST FLOOR PEONY HOUSE WEST BLOCK NO.12 FOO KWAI STREET KOWLOON	Office of the Building Authority Buildings Department Headquarters, North Tower, West Kowloon Government Offices, 11 Hoi Ting Road, Yau Ma Tei, Kowloon. Date : 5 May 2023
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Owner(s) of the premises at : on (Lot Number)	FLAT NO.109 ON 1ST FLOOR PEONY HOUSE WEST BLOCK NO.12 FOO KWAI STREET KOWLOON <hr/> KOWLOON INLAND LOT NO. 8060
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1. In exercise of the powers vested in me under section 30B(5) of the Buildings Ordinance, I hereby give this notice to you that a prescribed inspection and, if necessary, prescribed repair in respect of the following projection(s), as prescribed under section 9 of the Building (Inspection and Repair) Regulation, of the above premises are required to be carried out:

(a) Balcony;

(The location(s) of the projection(s) described above is shown hatched-black on the plan annexed hereto, for the purpose of identification.)

2. The above works are to be carried out within the following specified time:

- (a) appoint a registered inspector within **3** months of the date of this notice to carry out the prescribed inspection;
- (b) complete the prescribed inspection within **6** months of the date of this notice; and
- (c) complete the prescribed repair within **12** months of the date of this notice, if the prescribed repair is found necessary under section 30B(8) of the Buildings Ordinance.

3. The prescribed inspection and, if necessary, prescribed repair must be carried out in accordance with the provisions of the Buildings Ordinance and its related Regulations including the Building (Inspection and Repair) Regulation.

4. Section 46 of the Interpretation and General Clauses Ordinance provides, inter alia, that where any Ordinance confers power upon any person to make any notice, such power shall include power to substitute another notice for the one already made. Pursuant to that section, the Building Authority who is empowered under section 30B(5) of the Buildings Ordinance to make the previous notice (i.e. Notice No. UMB/MB03/2102-071/0010 dated 16 August 2022) is also empowered to make this notice which substitutes the previous notice.

Signed

(NG Suk-hing)

Principal Survey Officer (Building)

for Building Authority

Note

- (1) Your attention is drawn to the provisions of sections 30B(10), 30B(11) and 33 of the Buildings Ordinance.
- (2) Should you wish to appeal against my Notice, you may give notice of appeal to the Secretary to the Appeal Tribunal (Buildings) and the notice of appeal should be received by the Secretary not later than 21 days after the date of this Notice (Address: Rooms 1005-06, 10/F, Wing On Kowloon Centre, 345 Nathan Road, Kowloon, Hong Kong and the fax number is (852) 3579 4971). If you need further information, please refer to the covering letter together with a copy of this Notice sent to you by registered mail or visit the Buildings Department's website (www.bd.gov.hk).

The original copy of this notice was posted upon a conspicuous part of the identified premises on its date of issue.

5 May 2023

WONG Kin-yip *Chief Building Surveyor*
for *Building Authority*

Plan Annexed to Notice No. : UMB/MB03/2102-071/0171
此圖則附連於通知編號 :
BD Ref. : MBI/5021/56/T05S/1/(MBIS21)
檔案編號 :

Premises at : FLAT NO.109 ON 1ST FLOOR PEONY HOUSE WEST BLOCK
處所即位於 : NO.12 FOO KWAI STREET KOWLOON
on (Lot Number) : (中文地址只供參考：九龍富貴街12號富貴大廈西座二樓109號室)
(地段號碼) : KOWLOON INLAND LOT NO. 8060
九龍內地段第8060號

