

FORM 5
ENVIRONMENTAL IMPACT ASSESSMENT ORDINANCE
(CHAPTER 499)
SECTION 13(1)

Application for Variation of an Environmental Permit

PART A PREVIOUS APPLICATIONS

No previous application for variation of an environmental permit.

The environmental permit was previously amended.

Application No. :

PART B DETAILS OF APPLICANT

B1. Name : (person or company)

Civil Engineering and Development Department

[Note : In accordance with section 13(1) of the Ordinance, the person holding an environmental permit or a person who assumes responsibility for the designated project may apply for variation of the environmental permit.]

B2. Business Registration No. :

(if applicable)

[REDACTED]

B3. Correspondence Address :

[REDACTED]

B4. Name of Contact Person :

B5. Position of Contact Person :

[REDACTED]

[REDACTED]

B6. Telephone No. :

B7. Fax No. :

[REDACTED]

[REDACTED]

B8. E-mail Address : (if any)

[REDACTED]

PART C DETAILS OF CURRENT ENVIRONMENTAL PERMIT

C1. Name of the Current Environmental Permit Holder :

Civil Engineering and Development Department

C2. Application No. of the Current Environmental Permit : AEP-550/2018

C3. The Current Environmental Permit was Issued in : month / year

0 2 / 2 0 1 8

Important Notes :

Please submit the application together with

(a) 3 copies of this completed form; and

(b) appropriate fee as stipulated in the Environmental Impact Assessment (Fees) Regulation

to the Environmental Protection Department at the following address :

The EIA Ordinance Register Office,
27th floor, Southorn Centre, 130 Hennessy Road,
Wan Chai, Hong Kong.

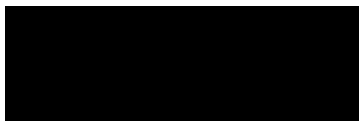
Tick (✓) the appropriate box

PART D PROPOSED VARIATIONS TO THE CONDITIONS IN CURRENT ENVIRONMENTAL PERMIT

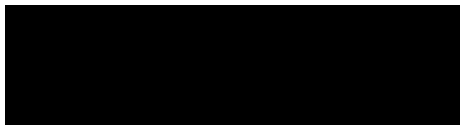
D1. Condition(s) in the Current Environmental Permit :	D2. Proposed Variation(s) :	D3. Reason for Variation(s) :	D4. Describe the environmental changes arising from the proposed variation(s) :	D5. Describe how the environment and the community might be affected by the proposed variation(s) :	D6. Describe how and to what extent the environmental performance requirements set out in the EIA report previously approved or project profile previously submitted for this project may be affected :	D7. Describe any additional measures proposed to eliminate, reduce or control any adverse environmental impact arising from the proposed variation(s) and to meet the requirements in the Technical Memorandum on Environmental Impact Assessment Process :
<p>Figure 1</p>	<p>To change the road alignment of Tong Yan San Tsuen Interchange (TYST Interchange):</p> <p>Figure 1 Revise the alignment of the elevated viaduct section of more than 100m in length between abutments of TYST Interchange.</p> <p>Update the description of legends from "Potential Development Area (PDA)" to "Development Area (DA) and from "Works Boundary Outside PDA" to "Works Boundary Outside DA".</p> <p>Please refer to revised Figure 1 attached.</p>	<p>In order to resolve the weaving issues, road capacity issues, constructability and road safety issues, the road alignment of TYST Interchange is proposed to be changed to resolve these issues.</p>	<p>Air Quality: The proposed variation would change the air quality impacts during construction and operation phases of the Project.</p> <p>Noise: To suit the changed alignment of TYST Interchange, the configuration of originally proposed noise mitigation measures in approved EIA need to be updated based on the updated alignment.</p> <p>Landscape and Visual: The proposed variation would slightly affect the identified Landscape Resources and Visual Sensitive Receivers.</p>	<p>Air Quality: Air quality modellings on construction phase and operation phase have been re-assessed to demonstrate that no adverse air quality impact would be induced due to the change of alignment of TYST Interchange.</p> <p>Noise: The noise mitigation measures originally proposed would be relocated and suitably modified to fit the changed alignment of TYST Interchange. Residual impacts on planned NSRs can be solved by at-receivers mitigation. The proposed variation is not expected to have impact on noise.</p> <p>Landscape and Visual: Although the proposed variation would slightly affect the identified Landscape Resources and Visual Sensitive Receivers, the proposed direct noise mitigation measures have been minimised and would be designed as harmonised works with the surrounding to avoid visual bulkiness.</p>	<p>Air Quality: The changed alignment of TYST Interchange would not cause adverse air quality impact during both construction and operational phase.</p> <p>Noise: With implementation of recommended direct and at-receivers mitigation measures, no adverse noise impact would be caused by the changed alignment of TYST Interchange.</p> <p>Landscape and Visual: For landscape and visual impacts, significant impacts due to the proposed variation is not expected and the findings in the approved EIA report are considered still valid.</p> <p>Overall: The environmental performance of other aspects set out in the approved EIA report will not be affected.</p> <p>Please refer to attached Environmental Review Report for TYST Interchange for details.</p>	<p>Adverse environmental impact arising from the proposed variation is not expected and the requirements in the Technical Memorandum on Environmental Impact Assessment Process can be fulfilled. Therefore, additional environmental protection measures are not necessary.</p>

PART E DECLARATION BY APPLICANT

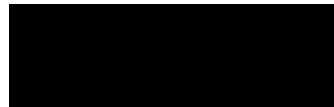
E1. I hereby certify that the particulars given above are correct and true to the best of my knowledge and belief. I understand the environmental permit may be suspended, varied or cancelled if any information given above is false, misleading, wrong or incomplete.



Signature of Applicant



Full Name in Block Letters



Position

on behalf of Civil Engineering and Development Department

Company Name and Chop (as appropriate)

Date

NOTES :

1. A person who constructs or operates a designated project in Part I of Schedule 2 of the Ordinance or decommissions a designated project listed in Part II of Schedule 2 of the Ordinance without an environmental permit or contrary to the permit conditions commits an offence under the Ordinance and is liable to a maximum fine of \$5,000,000 and to a maximum imprisonment for 2 years.
2. A person for whom a designated project is constructed, operated or decommissioned and who permits the carrying out of the designated project in contravention of the Ordinance commits an offence and is liable to a maximum fine of \$5,000,000 and to a maximum imprisonment for 2 years.