



DAILY INFORMATION BULLETIN

FRIDAY, JUNE 25, 1976

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REPORT ON LEUNG WING-SANG CASE PUBLISHED
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THE REPORT OF MR. JUSTICE T.L. YANG WHO CONDUCTED THE COMMISSION OF INQUIRY INTO THE LEUNG WING-SANG CASE WAS PUBLISHED TODAY FOLLOWING CONSIDERATION BY THE GOVERNOR IN COUNCIL.

THE REPORT REFUTES THE SUGGESTION THAT LEUNG WAS FRAMED FOR OFFENCES WHICH HE DID NOT COMMIT AND MAKES CLEAR THAT NONE OF THE CIRCUMSTANCES REVIEWED IN THE INQUIRY COULD HAVE HAD ANY PREJUDICIAL EFFECT ON THE CONDUCT OF LEUNG'S DEFENCE AT HIS TRIAL. NOR COULD THESE CIRCUMSTANCES HAVE HAD ANY MATERIAL EFFECT ON THE OUTCOME OF THE TRIAL.

A GOVERNMENT SPOKESMAN RECALLED THAT LEUNG WING-SANG WAS CONVICTED OF THE MURDER OF LAU WAH AND ON SIX COUNTS OF WOUNDING IN 1973 AND SENTENCED TO DEATH. HIS SUBSEQUENT APPEAL AGAINST THE CONVICTION WAS DISMISSED IN 1974 AND LATER HIS SENTENCE WAS COMMUTED TO A TERM OF IMPRISONMENT FOR 20 YEARS.

THE JUDGE EXPLAINS THE LAW OF COMMON INTENTION IN RELATION TO MURDER WHICH APPLIED IN LEUNG'S CASE AND THERE IS NO GROUND FOR CHALLENGING THE VERDICTS THAT LEUNG WAS GUILTY OF MURDER AND WOUNDING.

IMMEDIATELY FOLLOWING THE SUBMISSION OF THE REPORT, A COPY WAS PASSED TO THE COMMISSIONER OF POLICE MR. BRIAN SLEVIN WHO FORMED A SPECIAL SQUAD UNDER A SUPERINTENDENT TO REINVESTIGATE THE MURDER OF LAU WAH AND THE RELATED CIRCUMSTANCES.

AS A RESULT OF THAT INVESTIGATION, FIVE OTHER PERSONS HAVE NOW BEEN ARRESTED AND CHARGED WITH THE MURDER OF LAU WAH AND WITH SIX COUNTS OF WOUNDING.

ONE FORMER POLICE OFFICER AND A SERVING POLICE OFFICER HAVE BEEN CHARGED WITH CONSPIRACY TO DEFEAT THE ENDS OF JUSTICE ARISING FROM THEIR CONDUCT DURING THE INVESTIGATION INTO THE ATTACK ON THE CACTUS APARTMENT HOUSE.

IN ADDITION TO THESE ARRESTS AND CHARGES ARISING FROM THE CACTUS APARTMENT INVESTIGATION, TWO POLICE OFFICERS ARE NOW SUBJECT TO DISCIPLINARY PROCEEDINGS AND HAVE BEEN INTERDICTED FROM DUTY.

THE SHORTCOMINGS REVEALED BY THE INQUIRY AND THE SUBSEQUENT POLICE INVESTIGATION HAVE RESULTED IN THE INTRODUCTION OF VARIOUS PROCEDURES TO TIGHTEN THE CONTROL OVER SERIOUS CRIME INVESTIGATIONS.

COPIES OF THE REPORT WILL BE AVAILABLE FROM TOMORROW (SATURDAY) AT THE MARKETING OFFICE OF THE GOVERNMENT INFORMATION SERVICES ON THE FIRST FLOOR OF BEACONSFIELD HOUSE.

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EXAMINATION FOR UNREGISTRABLE DOCTORS

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THE LICENTIATE COMMITTEE OF THE MEDICAL COUNCIL IS CALLING FOR APPLICATIONS FROM UNREGISTRABLE DOCTORS IN HONG KONG TO REGISTER AS CANDIDATES FOR EXAMINATION, EXPECTED TO BE HELD EARLY NEXT YEAR.

ALL PERSONS WISHING TO BE CONSIDERED AS CANDIDATES FOR THE EXAMINATION, LEADING TO THE AWARD OF A LICENCE TO PRACTISE WITHIN HONG KONG, ARE REQUIRED TO SUBMIT APPLICATIONS TO THE LICENTIATE COMMITTEE TOGETHER WITH SUPPORTING EVIDENCE OF THEIR CLAIMS.

THE SECRETARY OF THE COMMITTEE, MR. I.A.S. YOUNG, EXPLAINED THAT APPLICANTS MUST FULFIL CERTAIN REQUIREMENTS TO BE ELIGIBLE TO SIT THE EXAMINATION.

AN APPLICANT MUST HOLD A MEDICAL QUALIFICATION AWARDED AFTER COMPLETING AT LEAST FIVE YEARS FULL-TIME MEDICAL STUDY, HAVE PERMISSION TO RESIDE AND WORK IN HONG KONG AND BE OF GOOD CHARACTER.

APPLICANTS WILL BE REQUIRED TO ATTEND AN INTERVIEW AT A LATER DATE TO VERIFY THEIR CREDENTIALS AND EXPERIENCE AND TO PRODUCE THE ORIGINALS OF ANY SUPPORTING DOCUMENTARY EVIDENCE.

MR. YOUNG WARNED THAT CANDIDATES WHO PRESENTED FALSE CLAIMS OR SUPPORTING EVIDENCE WILL BE DISQUALIFIED AND PROSECUTED.

HE SAID DATES AND OTHER DETAILS OF THE EXAMINATION WOULD BE ANNOUNCED NEARER THE TIME OF EXAMINATION.

THE SECRETARY SAID AN EXAMINATION SUB-COMMITTEE HAS BEEN SET UP TO LOOK INTO EXAMINATION PROCEDURES AND TO PREPARE EXAMINATION MATERIAL.

AS RECOMMENDED IN THE REPORT OF THE WORKING PARTY ON UNREGISTRABLE DOCTORS, THE EXAMINATION WILL BE CONDUCTED IN THREE PARTS -- A MULTIPLE CHOICE QUESTION PAPER, A SIMPLE TEST OF ENGLISH FOR PROFESSIONAL PURPOSES AND AN ORAL TEST OF CLINICAL KNOWLEDGE.

CANDIDATES SUCCESSFUL IN ALL THREE PARTS OF THE EXAMINATION WILL THEN BE ELIGIBLE TO REGISTER FOR EXTERNSHIPS. THE PERIOD OF EXTERNSHIP, TO BE SERVED IN AN APPROVED HOSPITAL OR MEDICAL INSTITUTION, IS ABOUT 18 MONTHS.

MR. YOUNG SAID CANDIDATES FAILING ANY PART OF THE EXAMINATION WILL BE ALLOWED TO RESIT THAT PART THE FOLLOWING YEAR.

APPLICATION FORMS ARE OBTAINABLE FROM THE LICENTIATE OFFICE AT BONAVENTURE HOUSE, LEIGHTON ROAD, CAUSEWAY BAY, AND MUST BE COMPLETED AND RETURNED BY JULY 31.

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SCHEME TO HELP SMALL BUSINESSES AFFECTED BY MTR

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SHOPKEEPERS SERIOUSLY AFFECTED BY CONSTRUCTION OF THE MASS TRANSIT RAILWAY WILL BE OFFERED ADVANCE PAYMENTS OF COMPENSATION UNDER A SCHEME ANNOUNCED TODAY BY THE GOVERNMENT TO RELIEVE HARDSHIP.

THE DEPUTY SECRETARY FOR THE ENVIRONMENT, MR. GRAHAM BARNES, COMMENTING ON THE SCHEME, SAID THAT UNDER THE MASS TRANSIT RAILWAY (LAND RESUMPTION AND RELATED PROVISIONS) ORDINANCE, BUSINESSES AFFECTED BY STREET CLOSURES AND ALTERATIONS MAY CLAIM COMPENSATION FOR LOSSES.

+BUT IT WILL BE SOME TIME BEFORE LOSSES CAN BE QUANTIFIED AND FORMAL CLAIMS MADE TO GOVERNMENT.

+IN THE MEANTIME SOME OF THE BUSINESSES WHICH ARE ADJACENT TO THE MASS TRANSIT RAILWAY WORKS COULD SUFFER CONSIDERABLE LOSSES AS A RESULT OF THE CONSTRUCTION WHICH WILL BE TAKING PLACE IMMEDIATELY OUTSIDE THEIR PREMISES FOR A PERIOD OF THREE MONTHS OR MORE.

+THE SCHEME IS ESSENTIALLY TO HELP THE SMALLER SHOPKEEPERS THROUGH THIS DIFFICULT PERIOD.+

INITIALLY ADVANCES MAY BE SOUGHT BY SHOPKEEPERS OPERATING IN PREMISES FRONTING STATION WORKS SITES WHICH HAVE A RATEABLE VALUE OF LESS THAN \$250,000 AS SOON AS HOARDINGS ARE ERECTED ON THE PAVEMENT IMMEDIATELY IN FRONT OF THEIR PREMISES. PAYMENTS WILL CONTINUE TO BE MADE AS LONG AS THIS OBSTRUCTION REMAINS.

THE AMOUNT OF THE ADVANCE WILL BE TIED TO THE RATEABLE VALUE OF THE PREMISES OCCUPIED BY THE BUSINESS.

FOR BUSINESSES OPERATING IN PREMISES OF RATEABLE VALUES OF LESS THAN \$100,000, THE MONTHLY AMOUNT OF THE ADVANCE WILL BE 7.5 PER CENT OF THE RATEABLE VALUE PAYABLE FOR AS LONG AS THE WORKS CONTINUE SERIOUSLY TO AFFECT THE PREMISES. FOR RATEABLE VALUES BETWEEN \$100,000 AND \$250,000, A FLAT RATE OF \$7,500 PER MONTH WILL BE PAYABLE.

BUSINESSES OCCUPYING PREMISES WITH RATEABLE VALUES OF OVER \$250,000 WILL NOT INITIALLY QUALIFY FOR ADVANCES, BECAUSE THEY ARE MORE LIKELY TO BE ABLE TO MAKE OTHER ARRANGEMENTS DURING THE PERIOD BETWEEN THE START OF CONSTRUCTION WORKS AND THE SETTLEMENT OF STATUTORY CLAIMS.

MR. BARNES SAID: +DETAILED EXAMINATION OF CLAIMS WOULD TAKE SOME TIME AND FOR THIS REASON THE RATEABLE VALUES OF PREMISES HAVE BEEN CHOSEN AS THE MOST SUITABLE YARDSTICK FOR ADVANCE PAYMENTS BECAUSE THESE ARE READILY AVAILABLE.+

/MR. BARNES

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MR. BARNES SAID THE AIM WAS TO BRING THE SCHEME INTO OPERATION BEFORE MAJOR WORKS BEGIN AND ADMINISTRATIVE ARRANGEMENTS FOR THE SCHEME WERE NOW BEING FINALISED.

THE ADVANCE COMPENSATION SCHEME WILL BE OPERATED BY THE MASS TRANSIT OFFICE OF THE PUBLIC WORKS DEPARTMENT, WHICH WILL BE ASSISTED BY AN ADVISORY COMMITTEE.

FURTHER DETAILS OF HOW AND WHERE TO APPLY FOR ADVANCES WOULD BE ANNOUNCED AS SOON AS POSSIBLE.

MR. BARNES EMPHASISED THAT THE SCHEME IN NO WAY AFFECTED THE STATUTORY RIGHT OF BUSINESSMEN TO MAKE CLAIMS UNDER THE MASS TRANSIT RAILWAY (LAND RESUMPTION AND RELATED PROVISIONS) ORDINANCE. INDEED IT WAS INTENDED TO SEEK AS A CONDITION OF THE PAYMENT OF AN ADVANCE THAT APPLICANTS SHOULD SIGN AN UNDERTAKING TO MAKE A STATUTORY CLAIM IN DUE COURSE AND TO AGREE THAT ANY ADVANCES MADE WOULD BE DEDUCTIBLE FROM THE FINAL SUM AGREED WITH THE GOVERNMENT OR AWARDED BY THE LANDS TRIBUNAL.

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SECURITIES (AMENDMENT) BILL 1976

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THE SECURITIES (AMENDMENT) BILL 1976, AIMED AT CORRECTING CERTAIN ANOMALIES WHICH HAVE BECOME APPARENT FROM THE WORKINGS OF THE SECURITIES ORDINANCE SINCE IT CAME INTO OPERATION SOME TWO YEARS AGO, IS PUBLISHED IN TODAY'S GAZETTE.

THE AMENDMENTS ARE MAINLY CONCERNED WITH CLARIFICATION AND APPLICATION, AND NONE INVOLVES A CHANGE IN THE BASIC PRINCIPLES OF THE PRINCIPAL ORDINANCE.

INCLUDED IN THE BILL IS A PROPOSAL TO AMEND THE DEFINITION OF +DEALING IN SECURITIES+ TO EXCLUDE AGREEMENTS MADE WHEREBY SECURITIES ARE TRANSFERRED OR DEPOSITED WITH A PERSON AS COLLATERAL FOR A LOAN. SINCE ALL COMPANIES WHO ACCEPT DEPOSITS FROM THE GENERAL PUBLIC NOW FALL WITHIN THE AMBIT OF THE DEPOSIT-TAKING COMPANIES ORDINANCE, IT IS CONSIDERED APPROPRIATE THAT THE POWER TO REGULATE SUCH COMPANIES SHOULD NOW BE EXCISED FROM THE SECURITIES ORDINANCE.

IN RESPONSE TO A REQUEST FROM THE HONG KONG SOCIETY OF ACCOUNTANTS, THE DEFINITION OF +FINANCIAL YEAR+ WOULD BE REPLACED BY A MORE FLEXIBLE ONE WHICH PERMITS REGISTERED DEALERS TO ADOPT THEIR OWN FINANCIAL YEAR.

IT IS ALSO PROPOSED TO AMEND THE DEFINITION OF +STOCKBROKING BUSINESS+ TO INCLUDE ANY BUSINESS CONNECTED WITH SECURITIES CONDUCTED BY COMPANIES OPERATED BY OR UNDER THE CONTROL OF A STOCKBROKER. THIS WILL ENABLE RECOURSE TO BE MADE TO THE STOCK EXCHANGES COMPENSATION FUND ESTABLISHED UNDER PART X OF THE ORDINANCE IN THE EVENT OF A DEFAULT BY ANY SUCH COMPANY RUN BY A STOCKBROKER.

ANOTHER PROPOSAL IS TO AMEND SECTION 123 RELATING TO THE COMMISSIONER'S POWERS TO REQUIRE THE DISCLOSURE OF INFORMATION ABOUT THE NAMES OF PERSONS FROM, OR TO, OR THROUGH WHOM, OR ON WHOSE BEHALF, SECURITIES ARE BOUGHT OR SOLD, AND THE NATURE OF INSTRUCTIONS GIVEN IN RESPECT OF A PURCHASE OR A SALE. THE PURPOSE OF THIS AMENDMENT IS TO MAKE IT CLEAR, IN ACCORDANCE WITH THE ORIGINAL INTENTION OF THE PRINCIPAL ORDINANCE, THAT NOMINEE COMPANIES ARE OBLIGED TO DISCLOSE SUCH INFORMATION TO THE COMMISSIONER, EVEN THOUGH THEIR INSTRUCTIONS HAVE TAKEN THE FORM OF A REQUEST TO DELIVER SHARES TO A REGISTERED DEALER, THE CLIENT HIMSELF, OR A THIRD PARTY RATHER THAN AN EXPLICIT INSTRUCTION TO SELL.

COMMENTING ON THE BILL, A GOVERNMENT SPOKESMAN SAID :
+THE LIKELIHOOD OF SUCH AMENDMENTS WAS FORESEEN AT THE TIME THE SECURITIES BILL WAS BEING CONSIDERED. IT WAS POINTED OUT THEN THAT, DUE TO THE COMPLEX NATURE OF THE SUBJECT, GAPS AND SHORTCOMINGS IN THE PROPOSED LEGISLATION WERE INEVITABLE, AND THAT AMENDMENTS WERE THEREFORE TO BE EXPECTED FROM TIME TO TIME.

+THE POSSIBILITY THAT AMENDMENTS WOULD BE NEEDED WAS ALSO REFERRED TO BY THE FINANCIAL SECRETARY IN THE LEGISLATIVE COUNCIL, WHEN HE STATED THAT, DUE TO THE CONSTANTLY EVOLVING NATURE OF THE SECURITIES INDUSTRY, THE BILL COULD NOT BE DEFINITIVE AND THAT AMENDMENTS WERE INEVITABLE IN THE LIGHT OF PRACTICAL EXPERIENCE.+

MINE BLASTING CERTIFICATES
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FEES PRESCRIBED UNDER THE MINES (SAFETY) REGULATIONS IN RESPECT OF MINE BLASTING CERTIFICATES ARE TO BE INCREASED WITH IMMEDIATE EFFECT.

IN ADDITION, NEW FEES ARE LEVIED WHEN A CERTIFICATE IS TO BE RENEWED OR ENDORSED TO INCLUDE ADDITIONAL BLASTING OPERATIONS OR TO BE REPLACED BECAUSE IT IS WORN OR DEFACED. THESE SERVICES WERE PREVIOUSLY GIVEN FREE OF CHARGE BY THE MINES DEPARTMENT.

THIS MEANS THAT THE PREVIOUS CHARGE OF FIVE DOLLARS FOR THE ISSUE OF A MINE BLASTING CERTIFICATE WILL NOW COST \$100, AND FOR THE REPLACEMENT OF A LOST CERTIFICATE, THE NEW FEE IS \$20 INSTEAD OF FIVE DOLLARS.

AS FOR THE NEW CHARGES, IT WILL COST \$90 FOR THE RENEWAL OF A MINE BLASTING CERTIFICATE, \$20 FOR THE REPLACEMENT OF A WORN OR DEFACED CERTIFICATE AND \$90 FOR THE ENDORSEMENT OF THE DOCUMENT.

THE MINES (SAFETY) (AMENDMENT) REGULATIONS 1976 WHICH GIVE EFFECT TO THE CHANGES ARE PUBLISHED IN TODAY'S GOVERNMENT GAZETTE.

THE INCREASED AND NEW FEES WILL ENABLE THE DEPARTMENT TO COVER THE COSTS OF ADMINISTRATIVE SERVICES INVOLVED, WHICH INCURRED A SHORTFALL OF \$10,000 IN THE FINANCIAL YEAR 1975/76.

THIS IS THE FIRST ADJUSTMENT TO THE FEES SINCE THEY WERE INTRODUCED IN 1954.

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PART OF SHEK O CAR PARK TO BE GIVEN OVER TO CMB AND PLB
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PART OF THE CAR PARK IN SHEK O WILL BE GIVEN OVER TO THE CHINA MOTOR BUS COMPANY AND PLB ON SUNDAYS AND PUBLIC HOLIDAYS TO IMPROVE TRAFFIC ARRANGEMENTS THERE.

STARTING SUNDAY, JUNE 27, 100 OF THE 232 PRIVATE CAR PARKING SPACES IN THE SHEK O CAR PARK WILL BE CANCELLED TO PROVIDE ADDITIONAL SPACE FOR BUSES AND PLB'S.

THIS WAS AGREED AT A MEETING THIS MORNING AMONG REPRESENTATIVES FROM THE TRANSPORT DEPARTMENT, TRAFFIC POLICE AND CHINA MOTOR BUS COMPANY.

A SPOKESMAN FOR THE TRANSPORT DEPARTMENT SAID THAT THE ABOVE MEASURE WAS TEMPORARY AND WOULD BE KEPT UNDER REVIEW.

THE CHINA MOTOR BUS COMPANY WILL BE PROVIDING THE USUAL EXTRA SERVICES TO SHEK O THIS SUNDAY AND THE POLICE WILL BE ON HAND TO DEAL WITH ANY TRAFFIC PROBLEMS.

THE SPOKESMAN URGED MOTORISTS PLANNING TO GO TO SHEK O THIS SUNDAY TO USE PUBLIC TRANSPORT IN VIEW OF THE LIMITED PARKING SPACE AVAILABLE.

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FIRING PRACTICE
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FIRING PRACTICE WILL TAKE PLACE ON CASTLE PEAK RANGE ON 21 DAYS NEXT MONTH.

THE PUBLIC ARE REMINDED THAT IT IS DANGEROUS TO ENTER THE AREA WHEN THE RED FLAGS ARE FLYING DURING THE TIME OF FIRING PRACTICE.

THE PRACTICE TIMES ARE:-

<u>DATE</u>	<u>HOURS</u>
JULY 2 (FRIDAY)	8.30 A.M. - 4 P.M.
JULY 5 (MONDAY)	8.30 A.M. - 11.59 P.M.
JULY 6 (TUESDAY)	5 A.M. - 11.59 P.M.
JULY 7 (WEDNESDAY)	5 A.M. - 11.59 P.M.
JULY 8 (THURSDAY)	5 A.M. - 4 P.M.
JULY 9 (FRIDAY)	8 A.M. - 4 P.M.
JULY 12 (MONDAY)	9 A.M. - 4 P.M.
JULY 13 (TUESDAY)	8.30 A.M. - 11.59 P.M.
JULY 14 (WEDNESDAY)	5 A.M. - 11.59 P.M.
JULY 15 (THURSDAY)	5 A.M. - 11.59 P.M.
JULY 16 (FRIDAY)	5 A.M. - 4 P.M.
JULY 19 (MONDAY)	9 A.M. - 5 P.M.
JULY 20 (TUESDAY)	8 A.M. - 5 P.M.
JULY 21 (WEDNESDAY)	8 A.M. - 5 P.M.
JULY 22 (THURSDAY)	8 A.M. - 5 P.M.
JULY 23 (FRIDAY)	8 A.M. - 4 P.M.
JULY 26 (MONDAY)	9 A.M. - 8 P.M.
JULY 27 (TUESDAY)	8 A.M. - 8 P.M.
JULY 28 (WEDNESDAY)	8 A.M. - 8 P.M.
JULY 29 (THURSDAY)	8 A.M. - 8 P.M.
JULY 30 (FRIDAY)	8 A.M. - 4 P.M.

A FIRING PRACTICE, WHICH WAS TO HAVE TAKEN PLACE YESTERDAY (THURSDAY) HAD BEEN CANCELLED.

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STREET ALTERATIONS ARISING FROM WORK ON PRINCE EDWARD
STATION OF MTR
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ACTUAL CONSTRUCTION OF PRINCE EDWARD STATION OF THE MASS TRANSIT RAILWAY IS EXPECTED TO BEGIN SHORTLY AND BECAUSE OF THIS CERTAIN ALTERATIONS TO NATHAN ROAD HAVE TO BE MADE.

CONSTRUCTION WORK, BY CUT-AND-COVER METHOD, WILL BE ON THAT PART OF THE STATION WHICH LIES UNDER THE EASTERN HALF OF NATHAN ROAD FROM A POINT ABOUT 106 METRES SOUTH OF THE JUNCTION WITH BOUNDARY STREET TO A POINT ABOUT 45 METRES SOUTH OF THE JUNCTION WITH PRINCE EDWARD ROAD.

TO FACILITATE CONSTRUCTION, NATHAN ROAD BETWEEN PRINCE EDWARD ROAD AND MONGKOK ROAD HAVE BEEN REDUCED TO THREE TRAFFIC LANES SOUTHBOUND.

DETAILS OF THE STREET ALTERATIONS ARE NOTIFIED IN TODAY'S GOVERNMENT GAZETTE.

PLANS SHOWING THE AREAS AFFECTED BY THE PROJECT MAY BE INSPECTED AT THE CITY DISTRICT OFFICE (CENTRAL AND WESTERN) ENQUIRY SUB-OFFICE, CENTRAL GOVERNMENT OFFICES, AND AT THE CROWN LANDS AND SURVEY OFFICE, 10TH FLOOR, KOWLOON GOVERNMENT OFFICES BUILDING, 405 NATHAN ROAD.

THE PLANS ARE ALSO ON DISPLAY AT THE C.D.O. (KOWLOON CITY), 379 PRINCE EDWARD ROAD, AND C.D.O. (MONG KOK), 751 NATHAN ROAD.

TODAY'S GAZETTE NOTICE STIPULATES THAT ANY PERSON MAKING A CLAIM FOR COMPENSATION MUST SEND IT IN WRITING TO THE DIRECTOR OF PUBLIC WORKS.

THE CLAIMS MUST REACH THE OFFICE OF THE DIRECTOR BEFORE THE EXPIRATION OF ONE YEAR FROM THE DATE OF CLOSURE OF THE STREET OR FROM THE COMPLETION OF THE SUBSTANTIAL ALTERATION WHICH IS ALLEGED TO HAVE CAUSED PECUNIARY LOSS OR DAMAGE.

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