

Refusal Reason in respect of
覺塵禪寺 (No known English name)'s Exemption Application
(Applicant: Billion Fortune Limited)

- (i) This Exemption application does not comply with the requirements under Sections 20(1)(a), 20(1)(b) and 20(1)(c) of the Private Columbaria Ordinance (PCO) as the applicant fails to submit documents to prove to the satisfaction of the Private Columbaria Licensing Board (PCLB) that this Exemption application complies with the following requirements— (i)that the ash interment layout is limited in extent to that as at the cut-off time; (ii)that the ash interment quantity is limited to that as at the cut-off time; and (iii) that the extent of occupation of land as is necessary for, or ancillary to, the operation of the columbarium is limited to that as was necessary for, or ancillary to, its operation as at the cut-off time;
- (ii) this Exemption application does not comply with the requirements under Sections 20(1)(d) and 20(3) of the PCO, i.e. the applicant has to prove to the satisfaction of the PCLB that the columbarium commenced operation before 1 January 1990 (i.e. ashes were interred in any niche in the columbarium or an interment right in respect of any niche in the columbarium was sold before 1 January 1990), as the applicant fails to submit documents to prove to the satisfaction of the PCLB that this Exemption application complies with the requirements under the aforesaid sections of the PCO;
- (iii) this Exemption application does not comply with the land-related requirements under Section 20(1)(f) of the PCO as the applicant fails to submit documents to prove to the satisfaction of the PCLB that this Exemption application complies with the requirements under the aforesaid section of the PCO;
- (iv) this Exemption application does not comply with the building-related requirements under Section 20(1)(g) of the PCO as the applicant fails to submit documents to prove to the satisfaction of the PCLB that this Exemption application complies with the requirements under the aforesaid section of the PCO;
- (v) this Exemption application does not comply with the requirement under Section 20(1)(h) of the PCO as the applicant fails to prove to the satisfaction of the PCLB that the applicant holds the columbarium

premises directly from the Government under a lease;

- (vi) this Exemption application does not comply with the requirements under Sections 22 and 23(1) of the PCO as the applicant fails to submit documents proving compliance with fire safety, electrical and mechanical safety and environmental protection requirements in accordance with the specified requirements of the PCLB;
- (vii) this Exemption application does not comply with the requirements under Sections 23(1) and 25 of the PCO as the applicant fails to submit the proposed plans;
- (viii) this Exemption application does not comply with the requirement under Section 23(1)(b)(ii) of the PCO as the applicant fails to submit the registers required under Section 24 of the PCO in accordance with the specified requirements of the PCLB;
- (ix) this Exemption application does not comply with the requirements under Section 23(1) of the PCO as the applicant fails to submit duly completed Statement of Particulars of Applicant and Related Persons, documents proving that the applicant has authorized Mr. SIU Shing-chung to submit the Exemption application for and on behalf of the applicant, Notice of Acceptance of the authorization signed by Mr. SIU Shing-chung and Exemption application summary in accordance with the specified requirements of the PCLB; and
- (x) this Exemption application does not comply with the requirement under Section 23(2) of the PCO as the applicant fails to submit documents to prove to the satisfaction of the PCLB that the owner of the columbarium premises has given authorization or consent for the premises to be used as a columbarium