

MEMORIAL of an instrument to be registered in the Land Registry
under the Land Registration Ordinance

依據土地註冊條例在土地註冊處註冊的文書之註冊摘要



註冊摘要編號
Memorial No.:
12101701500012

接獲日期
(日/月/年)
Received On
(DD/MM/YYYY):
17/10/2012

Solicitors Code of lodging firm 交付文書律師行的律師代號 00030701	Registration Fee 註冊費用	Please tick the appropriate box 請選擇合適方格					Other (please specify) 其他 (請註明)
		<input checked="" type="checkbox"/> \$210	<input type="checkbox"/> \$230	<input type="checkbox"/> \$450	<input type="checkbox"/> \$1000	<input type="checkbox"/> \$2000	\$
Nature and object of the instrument 文書的性質及目的 UNDERTAKING (in duplicate) 2							

Premises affected by the instrument 受文書影響的處所	Property Reference Number (if any) 物業參考編號 (如有的話) C5717172
	Address (if applicable; including the address in the Chinese language, if known) 地址 (如適用, 包括所知悉的中文地址) Discovery Bay North, Area N1d, Lantau Island, New Territories, Official address not yet known
	Undivided Shares (if any) 所佔的不分割份數 (如有的話) -
	Lot Number(s) 地段編號 The Remaining Portion of Lot No.385 in Demarcation District No.352 and the Extensions Thereto

Date of instrument 文書日期	18 / 9 / 2012 Day 日 / Month 月 / Year 年	Consideration 代價 N/A
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Names of parties (including the names in the Chinese language, if known) 各方的姓名或名稱 (包括所知悉的中文姓名或名稱)	In case of change of ownership, please specify Identification Numbers of parties (Identity Card No./ Travel Document No./Company No./etc.) 如涉及業權轉變, 請註明各方的身分識別號碼(身分證號碼、旅行證件號碼、公司編號等)	Status of parties (Assignor/ Assignee/ etc.) 各方的身分 (出讓人、受讓人等)	Respective shares in, and capacities in relation to, the premises 各方在處所的各別份數和身分
HONG KONG RESORT COMPANY LIMITED THE GOVERNMENT OF THE HONG KONG SPECIAL ADMINISTRATIVE REGION and THE DIRECTOR OF LANDS		Addressor Addressee	N/A

Memorial number (including district code identifier, if applicable) of transaction satisfied 被交付的文書之註冊摘要編號 (包括地區標識代號, 如適用) N/A	Stamp Office Instrument Reference No. 印花稅署文書編號 N/A	Stamp Duty 印花稅 \$ N/A
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On this 17th day of October 20 12 I (name) KUNG YING CHANG
於 20 年 月 日, 本人 (姓名)
of (name of solicitors firm) KAO, LEE & YIP Hong Kong, Solicitor
為 (律師行名稱) 高季葉律師行 的香港律師

hereby certify that the foregoing Memorial contains a just and true account of the several particulars therein set forth as required by the Land Registration Regulations.
在此核實上述註冊摘要, 是錄載其內所列各項詳情的確當真實敘述, 以符合《土地註冊規例》的規定。



BoB IR e

Undertaking

To : The Government of the Hong Kong Special Administrative Region (“the Government”)
and
The Director of Lands (“the Director”)

Re : The Remaining Portion of Lot No.385 in Demarcation District No.352 and the Extensions thereto (“the Lot”), Amalfi, Area N1d, Phase 14, Discovery Bay, Lantau Island, Hong Kong (“the Development”)

IN CONSIDERATION of the Director of Lands agreeing to issue the consent under Special Condition No.8 of New Grant No.6122 as extended by three Extension Letters dated 1st August 1979, 19th August 1980 and 16th July 1981 and registered in the Land Registry as New Grant Nos. 6620, 6788 and 6947 respectively and as varied and/or modified by a letter issued by the Director dated 28th February 2000 and registered in the Land Registry by Memorial No.IS280736 (as further varied or modified by the letter dated 9th November 2005 and registered in the Land Registry by Memorial No.05112500140012 and the letter dated 31st August 2006 and registered in the Land Registry by Memorial No. 06090400770015 (“the Grant”) under which the Lot is held from the Government to us, HONG KONG RESORT COMPANY LIMITED, to enter into Assignments of undivided shares of and in the Lot, together with the right to the exclusive use and occupation of units in the Development erected or to be erected on the Lot (“the Assignments”), prior to full compliance with the terms and conditions of the Grant, WE, HONG KONG RESORT COMPANY LIMITED, whose registered office is situate at 23rd Floor, China Merchants Tower, Shun Tak Centre, No.168 Connaught Road Central, Hong Kong HEREBY UNDERTAKE COVENANT AND CONFIRM as follows :

- (1) With effect from the date of termination of the licences mentioned in paragraph (2) hereof, the management costs and maintenance costs of the existing public recreational facilities in the Lot as laid down in the table title “Summary of Existing Public Recreation Facilities in Discovery Bay” in the proposed Master Plan 6.0E7h(a), namely, Multi-purpose Hall, Recreation Deck, Seafront Plaza, South Promenade, North Promenade, Piazza, Central Park Toilet, Central Park, Bicycle Lanes, Hiking Trails and the Beach (collectively “the Existing Public



Recreational Facilities”) shall be solely borne by us (excluding our assigns) for the residue of the lease term of the Lot.

- (2) Should any of the Existing Public Recreational Facilities have been previously licensed to the Manager (as defined in the Deed of Mutual Covenant dated 30th September 1982 registered in the Land Registry by Memorial No.IS112018 (“the DMC”)) (“the Manager”) pursuant to sub-clause 8(i) of Section I of the DMC, one month’s written notice(s) of termination will be served by us on the Manager on the date of this Undertaking to terminate all such licences of the Existing Public Recreational Facilities pursuant to sub-clause 8(i) of Section I of the DMC.
- (3) Upon the termination of the licences of the Existing Public Recreational Facilities, we shall open the Existing Public Recreational Facilities for use by the public for the residue of the lease term of the Lot and we shall open the Existing Public Recreational Facilities (excluding the Multi-purpose Hall) for use by the public free of admission fees or charges.
- (4) We shall indemnify and keep indemnified the Government and the Director from and against all liabilities, actions, claims, cost, damage and demands of whatsoever nature arising out of or in connection with our failure to perform our obligations under paragraphs (1), (2) and (3) above.
- (5) This Undertaking and all our obligations hereunder shall be valid and remain in full force and effect and shall be binding on us notwithstanding that any of the undivided shares of and in the Lot may have been assigned or otherwise disposed of.
- (6) This Undertaking shall be registered by Memorial in the Land Registry within thirty days from the date hereof.

I, Li Wing Yin Amy , hereby confirm that the above Undertaking has been duly executed in accordance with the Memorandum and Articles and Association of Hong Kong Resort Company Limited and duly authorized by a properly convened meeting and resolution of Hong Kong Resort Company Limited.



LI WING YIN AMY
Solicitor
Hong Kong SAR



註冊摘要編號 Memorial No.:

12101701500012

本文書於2012年10月17日在土地註冊處
以上述註冊摘要編號註冊。

This instrument was registered in the
Land Registry by the above Memorial
No. on 17 October 2012.

Nip Sze Lan

土地註冊處處長
Land Registrar

Kao Lee Yif

50151299/10K