

**Question on Discovery Bay Marina Club
requesting over 200 yachts to be relocated in 4 months
(Paper IDC 111/2018)**

Written Reply from Discovery Bay Marina Club

Established in 1989, Discovery Bay Marina Club (“DBMC”) aims at providing world-class marina facilities and services to Hong Kong. For years, DBMC has been offering safe and quality berth management and other marina services for its debenture-holding members’ leisure boats pursuant to the terms and conditions of the DBMC debentures.

After 29 years of non-stop operation, this renovation and upgrade of DBMC is long overdue and necessary to provide safe anchorage for the members. Given the complexity and extent of the renovation, a full closure of the marina is necessary. A large-scale renovation would be undertaken after 31 December 2018 when all current debentures, membership and berthing licence agreement expire. The Club will reopen with a brand-new design, modern technology and more berths, and operate with a suitable business model.

The expiry date of all debentures (31 December 2018) is clearly stated on every debenture certificate and made known to members on the day when he / she acquired the debenture. To facilitate vessel relocation, DBMC informed members of the expiry date and the departure arrangements four months in advance, which is beyond the contractual requirements, and provided them with information about alternative berthing in Hong Kong.

DBMC has been communicating with the members and received requests from members to allow more time for relocation. In response to these requests and after considering the feasibility of offering temporary berthing, DBMC confirmed a new offer to existing members to temporarily berth their boats at the marina for three months (from 1 January to 31 March 2019) after the closure of the Club and expiry of all existing agreements. The clubhouse and other facilities will close as planned on 31 December 2018, and all existing clubhouse and marina services¹, including all utilities, will cease on the same day. This offer will enable members’ boats to be safely secured in the marina while they are continuing to arrange for the removal of their boats to new berthing locations. A detailed summary of the terms and conditions, as well as

¹ Any crew member may stay on the boat no matter it is anchored or sailing, this is what is meant by “live on board”. This is a concept different from “dwelling”, which means making the vessel a permanent residence. Similar to other top-rated marina clubs in the world, DBMC provides various services, e.g. fresh water and sewage treatment, for crew members of leisure boats

the process for accepting this offer has been distributed to all members. The Club will maintain its communications with the government in order to assist members in obtaining the latest mooring information and options.

As delaying the Club renovation creates tremendous impact on overall work schedules and financial requirements, other than this temporary arrangement, no other alternative arrangements will be offered.

Details regarding the process and terms for future membership and berthing rights are not yet final. They will be made available to the public closer to the completion of the renovated DBMC with a brand-new design, modern technology and more berths. DBMC welcomes members of the public to register their interest in joining the new club.

DBMC management believes this plan, when all debentures and memberships are expiring and when the club needs an extensive renovation, is the least disruptive one to Hong Kong's leisure boating community. DBMC also reiterates that there is no plan to reclaim the marina for other purposes as part of the renovation.

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