



19 June 2006

Dear Clerk of Bills Committee:

With reference to the Smoking (Public Health)(Amendment) Bill 2005 and proposed amendment raised by Dr Hon Kwok Ka-ki to include the banning of smoking in Ocean Park, we are of the opinion that it would not be necessary as:

1. There is provision under the existing Ocean Park Bylaw for the Ocean Park Corporation to designate areas as non-smoking areas by notice, and the Bylaw also specifies that smoking at these designated areas is an offence liable on conviction to a fine at level 1 (up to \$2,000).

2. Ocean Park has currently designated the following areas as non-smoking areas:

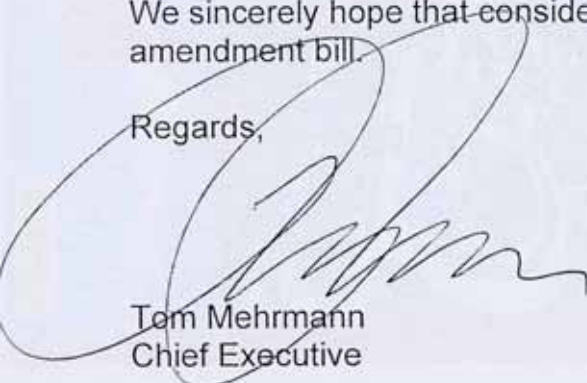
- 2.1 Kids World
- 2.2 All indoor exhibits and related queuing areas
- 2.3 All mechanical rides and related queuing areas
- 2.4 All indoor restaurants except Middle Kingdom Restaurant which has a designated smoking area
- 2.5 All special event areas

3. With reference to the practice for overseas theme parks, Ocean Park has a plan, to be effective 15 July 2006, to designate the whole Ocean Park as non smoking area, with the exception of 4 designated smoking areas. This arrangement is to balance the needs and desires of non smoking guests and smoking guests, who would normally stay for 5 to 6 hours. Ocean Park has a core business objective of guest service and we must find a position on this issue that will meet the needs of all guests without negatively impacting the visitation patterns to the Park, or the length of stay within the Park.

Please see attached a map referencing the designated smoking areas within the Park.

We sincerely hope that consideration can be given to exclude Ocean Park in the above amendment bill.

Regards,


Tom Mehrmann
Chief Executive



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