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REGULATION 2005****CONTENTS**

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**COUNTRY PARKS AND SPECIAL AREAS (AMENDMENT)
REGULATION 2005**

(Made by the Chief Executive in Council under section 26
of the Country Parks Ordinance (Cap. 208))

1. Commencement

This Regulation shall come into operation on 1 October 2005.

2. Interpretation

Regulation 2 of the Country Parks and Special Areas Regulations (Cap. 208 sub. leg. A) is amended by adding—

- ““attendant” (管理員) means any person appointed by the Authority as an attendant under regulation 16A(1);
- “opening hours” (開放時間), in relation to a specified zone, means the days on which, and the hours during which, the zone is open to the public as shown in a notice displayed under regulation 13A(1)(b);
- “specified zone” (指明區域) means a country park or special area, or part of a country park or special area, set out in Schedule 2;”.

**3. Prohibition on bringing vehicles
into country parks and
special areas**

Regulation 4 is amended—

- (a) in subregulation (3), by repealing “the Schedule” and substituting “Schedule 1”;
- (b) by adding—
 - “(4) No person shall, without the consent of the Authority, drive a vehicle into, or leave a vehicle parked in, a car park designated by the Authority if the Authority—
 - (a) has closed the car park to the public; and
 - (b) has displayed, in a prominent position in or at the entrance to the car park, a notice in English and in Chinese of the closure.”.

4. Closure of country parks and special areas

Regulation 13 is amended by adding—

“(7) This regulation does not apply in relation to any specified zone.”.

5. Regulation added

The following is added—

“13A. Control of entry into specified zones

- (1) The Authority shall—
 - (a) determine the days on which, and the hours during which, a specified zone is open to the public; and
 - (b) display, in a prominent position in or at the entrance to the zone, a notice in English and in Chinese showing the days and hours so determined.
- (2) The Authority—
 - (a) may, notwithstanding subregulation (1), close a specified zone, or any part of a specified zone, to the public for such purposes and reason as he thinks fit; and
 - (b) shall, on exercising the power under paragraph (a), display, in a prominent position in or at the entrance to the zone, a notice in English and in Chinese of the closure.
- (3) The Authority—
 - (a) may designate and set aside any area within a specified zone as a reception area; and
 - (b) shall, on exercising the power under paragraph (a), display, in a prominent position in or at the entrance to the zone, a notice in English and in Chinese showing the area so designated.
- (4) Subject to subregulation (6), no person shall, except in accordance with a permit in writing granted by the Authority—
 - (a) enter a specified zone outside the opening hours of the zone;
 - (b) remain in a specified zone outside the opening hours of the zone after being requested to leave by the Authority, an authorized officer or an attendant;
 - (c) enter a specified zone, or any part of a specified zone, that has been closed in accordance with subregulation (2); or

- (d) remain in a specified zone, or any part of a specified zone, that has been closed in accordance with subregulation (2) after being requested to leave by the Authority, an authorized officer or an attendant.
- (5) Subject to subregulations (6) and (7), no person shall enter a specified zone unless—
 - (a) the person has, before entering the zone, paid—
 - (i) the admission fee for the entry by that person, set out in Schedule 3; or
 - (ii) if that admission fee has been reduced under regulation 18A, the admission fee as reduced; or
 - (b) as a result of a waiver under regulation 18A, the person may enter the zone without paying the admission fee.
- (6) Subregulations (4) and (5) do not apply to any person who is authorized by the Authority to—
 - (a) assist in the management of the specified zone, or any part of the zone; or
 - (b) carry out any construction, operation or maintenance works, or research, within the specified zone, or any part of the zone.
- (7) Subregulation (5) does not apply in relation to a reception area of the specified zone as shown in a notice displayed under subregulation (3)(b).”.

6. Regulation added

The following is added—

“16A. Attendants

- (1) The Authority may appoint any person to be an attendant of a specified zone for the purposes of these regulations; and an attendant shall have such powers and discharge such duties as are conferred on or imposed on attendants under these regulations.
- (2) The Authority shall issue to each attendant an identification document that—
 - (a) gives the name of the attendant to whom it is issued; and
 - (b) states that it is issued by or on behalf of the Authority under these regulations.
- (3) When exercising a power or discharging a duty under these regulations, an attendant shall, if requested to do so, produce for inspection the identification document issued to him in accordance with subregulation (2).”.

7. Permits

Regulation 18(1) and (5) is amended by repealing “the Schedule” and substituting “Schedule 1”.

8. Regulation added

The following is added—

“18A. Reduction, waiver or refund of fees

The Financial Secretary or any public officer under his delegated authority may generally or in a particular case reduce, waive or refund, in whole or in part, any fee payable under regulation 4(3) or 13A(5)(a)(i).”.

9. Offences and penalties

Regulation 20 is amended by adding—

“(3A) Any person who contravenes regulation 13A(4) or (5) commits an offence and is liable to a fine of \$2,000.”.

10. Fees

The Schedule is amended—

(a) by repealing “SCHEDULE” and substituting “SCHEDULE 1”;

(b) by repealing the entry relating to regulation 4(3) and substituting—

“4(3)	Fee for parking a vehicle in a designated car park in—	
	(a) a country park or special area (except the special area known as the Hong Kong Wetland Park)	Nil
	(b) the Hong Kong Wetland Park—	
	(i) in the case of a vehicle that is a bus, or light bus, within the meaning of section 2 of the Road Traffic Ordinance (Cap. 374) used for the carriage of passengers to the Hong Kong Wetland Park	Nil
	(ii) in the case of any other vehicle	\$8 per hour”;

- (d) where the person is aged 18 or above, but below 65, and is not a full-time student, \$100.
- (3) The admission fee for unlimited number of entries into the Hong Kong Wetland Park within 6 months by a person is—
- (a) where the person is aged 65 or above, \$25;
 - (b) where the person is aged 3 or above, but below 18, \$25;
 - (c) where the person is aged 18 or above, but below 65, and is a full-time student, \$25; or
 - (d) where the person is aged 18 or above, but below 65, and is not a full-time student, \$50.
2. No admission fee is payable for an entry into the Hong Kong Wetland Park by a person aged below 3.
3. (1) For a group of 50 or more persons to which section 1(1) applies, the admission fee for a single entry into the Hong Kong Wetland Park by each person within the group is, subject to subsection (5)—
- (a) where the person is aged 65 or above, \$10.5;
 - (b) where the person is aged 3 or above, but below 18, \$10.5;
 - (c) where the person is aged 18 or above, but below 65, and is a full-time student, \$10.5; or
 - (d) where the person is aged 18 or above, but below 65, and is not a full-time student, \$21.
- (2) For a group of 30 to 49 persons to which section 1(1) applies, the admission fee for a single entry into the Hong Kong Wetland Park by each person within the group is, subject to subsection (5)—
- (a) where the person is aged 65 or above, \$12;
 - (b) where the person is aged 3 or above, but below 18, \$12;
 - (c) where the person is aged 18 or above, but below 65, and is a full-time student, \$12; or
 - (d) where the person is aged 18 or above, but below 65, and is not a full-time student, \$24.
- (3) For a group of 20 to 29 persons to which section 1(1) applies, the admission fee for a single entry into the Hong Kong Wetland Park by each person within the group is, subject to subsection (5)—
- (a) where the person is aged 65 or above, \$12.7;
 - (b) where the person is aged 3 or above, but below 18, \$12.7;
 - (c) where the person is aged 18 or above, but below 65, and is a full-time student, \$12.7; or
 - (d) where the person is aged 18 or above, but below 65, and is not a full-time student, \$25.5.
- (4) For a group of 10 to 19 persons to which section 1(1) applies, the admission fee for a single entry into the Hong Kong Wetland Park by each person within the group is, subject to subsection (5)—
- (a) where the person is aged 65 or above, \$13.5;

- (b) where the person is aged 3 or above, but below 18, \$13.5;
- (c) where the person is aged 18 or above, but below 65, and is a full-time student, \$13.5; or
- (d) where the person is aged 18 or above, but below 65, and is not a full-time student, \$27.

(5) Subsection (1), (2), (3) or (4) does not apply unless the aggregate of the admission fee for the entry by each person within the group under that subsection is paid in full in one lump sum.

4. (1) For a group of not more than 4 persons to which section 1(2) applies, the admission fee for unlimited number of entries into the Hong Kong Wetland Park within one year by any or all of those persons is, subject to subsection (2), \$200.

(2) Subsection (1) applies only if one person of the group is the parent, step-parent or adoptive parent of another person of the group, and each of the other persons of the group is the spouse, child, stepchild or adopted child of the first-mentioned person.”.

LAM Chik-ting, Tony
Clerk to the Executive Council

COUNCIL CHAMBER
26 April 2005

Explanatory Note

This Regulation amends the Country Parks and Special Areas Regulations (Cap. 208 sub. leg. A). The main purposes of the amendment are—

- (a) to prohibit a person from driving a vehicle into, or leaving a vehicle parked in, a car park designated by the Country and Marine Parks Authority when the car park is closed to the public;
- (b) to prescribe the fee for parking a vehicle in a designated car park in the Hong Kong Wetland Park;
- (c) to specify the Hong Kong Wetland Park as a specified zone;
- (d) to empower the Country and Marine Parks Authority to determine the opening hours of a specified zone;
- (e) to require a person who enters a specified zone to pay an admission fee; and
- (f) to prescribe the fee for entering a specified zone.