

LEGISLATIVE COUNCIL BRIEF

PUBLIC HEALTH AND MUNICIPAL SERVICES SETTING ASIDE PLACES FOR USE AS PUBLIC PLEASURE GROUNDS AND CESSATION OF SETTING ASIDE PLACES FOR USE AS PUBLIC PLEASURE GROUNDS

INTRODUCTION

The Director of Leisure and Cultural Services, in his capacity as the Authority (“Authority”), manages and controls public pleasure grounds. Under Sections 106 of the Public Health and Municipal Services Ordinance, Cap. 132, the Authority may, from time to time, by Order set aside places for use as public pleasure grounds. He may also by Order amend, add to, or delete from the Fourth Schedule to that Ordinance. We propose to introduce amendments at Annex A to -

- (a) set aside the places specified in Schedule 1 for use as public pleasure grounds; and
- (b) cease to set aside the places specified in Schedule 2 for use as public pleasure grounds.

JUSTIFICATIONS

2. The proposal to set aside places for public pleasure grounds will enable the Authority to enforce the regulations relating to these public pleasure grounds for proper management and control. The venues no longer used as public pleasure ground should be removed from the Fourth Schedule.

Places to be set aside for use as public pleasure grounds

3. The following five new venues are required to be designated as public pleasure grounds, including one new venue to be open for public use shortly and four existing venues taken over from the respective District Councils by the Leisure and Cultural Services Department (LCSD) —

<u>Venue</u>	<u>Details</u>
(a) Lun Fat Street Rest Garden	The venue of 0.04 hectare located at Lun Fat Street, Wan Chai, was developed by the Wan Chai District Council and taken over for management by LCSD. Facilities provided including landscaped areas and chess tables.
(b) Mount Parker Road Sitting-out Area	The venue of 0.02 hectare located at Mount Parker Road, Quarry Bay, was developed by the Eastern District Council and taken over for management by LCSD. Facilities provided include landscaped areas and rain shelters.
(c) Nam On Street/Sun Sing Street Sitting-out Area	The venue of 0.02 hectare located at Nam On Street near Shaukeiwan Kai-fong Welfare Advancement Association HK, Shau Kei Wan, was developed by the Eastern District Council and taken over for management by LCSD. Facilities provided include landscaped areas and rain shelters.
(d) Shek Mun Playground	The playground of 0.43 hectare is located in Area 11 of Sha Tin, near Shek Mun Station of Ma On Shan Railway. It is a new venue to be open for public use in April 2008. Facilities provided include basketball court, Tai Chi garden, pebble walking trail, landscaped areas and toilets.
(e) Yiu Hing Road Sitting-out Area	The venue of 0.13 hectare located opposite to Yiu Wah House, Yiu Tung Estate, Shau Kei Wan, was developed by the Eastern District Council and taken over for management by LCSD. Facilities

provided include walking tiles, fitness equipment for the elderly, table tennis tables, landscaped areas and rain shelters.

We recommend to include these venues in the Fourth Schedule.

Places cease to be set aside for use as public pleasure grounds

4. In view of the low usage of the following two squash courts, we have converted them into a landscaped open space and sitting-out area —

<u>Venue</u>	<u>Details</u>
(a) Morse Park Squash Court	The venue of 0.04 hectare located in Morse Park No. 4 was closed in August 2007 for demolition and conversion into a landscaped open space and the provision of fitness equipment for use by the elderly.
(b) Fanling New Town Squash Courts	The venue of 0.03 hectare located at 71, San Wan Road, Fanling, was closed in October 2007 for demolition and conversion into a sitting-out area.

The two venues need to be deleted from the Fourth Schedule accordingly.

AMENDMENT OF FOURTH SCHEDULE

5. The Amendment Order at Annex B amends the Fourth Schedule to the Public Health and Municipal Services Ordinance (Cap. 132) to update the list of public pleasure grounds.

LEGISLATIVE TIMETABLE

6. The legislative timetable is as follows —

Publication in the Gazette	28 March 2008
Tabling at the Legislative Council for negative vetting	9 April 2008

PUBLIC CONSULTATION AND PUBLICITY

7. We have consulted the respective District Councils which supported the proposals. The addition and deletion of the public pleasure grounds to the Fourth Schedule of the Ordinance will be published in the Gazette.

ENQUIRY

8. Please contact Mr Paul K K CHEUNG, Assistant Director (Leisure Services)¹, at 2601 8966 for enquiries on this subject.

Leisure and Cultural Services Department
March 2008

**PUBLIC HEALTH AND MUNICIPAL SERVICES
(SETTING ASIDE PLACES FOR USE AS PUBLIC
PLEASURE GROUNDS AND CESSATION OF
SETTING ASIDE PLACES FOR USE AS
PUBLIC PLEASURE GROUNDS)
ORDER 2008**

(Made by the Director of Leisure and Cultural Services under section
106(1) of the Public Health and Municipal Services Ordinance
(Cap. 132))

**1. Places set aside for use as public pleasure
grounds**

The places specified in Schedule 1 are set aside for use as public pleasure
grounds.

**2. Places ceasing to be set aside for use as
public pleasure grounds**

The places specified in Schedule 2 cease to be set aside for use as public
pleasure grounds.

SCHEDULE 1

[s. 1]

PLACES SET ASIDE FOR USE AS PUBLIC PLEASURE GROUNDS

PART 1

HONG KONG ISLAND

Lun Fat Street Rest Garden

Mount Parker Road Sitting-out Area

Nam On Street/Sun Sing Street Sitting-out Area

Yiu Hing Road Sitting-out Area

PART 2

THE NEW TERRITORIES

Shek Mun Playground

SCHEDULE 2

[s. 2]

PLACES CEASING TO BE SET ASIDE FOR USE AS PUBLIC
PLEASURE GROUNDS

PART 1

KOWLOON

Morse Park Squash Court

PART 2

THE NEW TERRITORIES

Fanling New Town Squash Courts

Director of Leisure and Cultural
Services

March 2008

Explanatory Note

This Order sets aside certain places for use as public pleasure grounds (section 1) and provides that certain places cease to be set aside for use as public pleasure grounds (section 2).

**PUBLIC HEALTH AND MUNICIPAL SERVICES
ORDINANCE (AMENDMENT OF FOURTH
SCHEDULE)(NO. 2) ORDER 2008**

(Made by the Director of Leisure and Cultural Services under section
106(6) of the Public Health and Municipal Services
Ordinance (Cap. 132))

1. Public pleasure grounds

(1) The Fourth Schedule to the Public Health and Municipal Services Ordinance (Cap. 132) is amended, in the list of public pleasure grounds (other than bathing beaches) under the heading “Hong Kong Island” –

- (a) by adding “Lun Fat Street Rest Garden”;
- (b) by adding “Mount Parker Road Sitting-out Area”;
- (c) by adding “Nam On Street/Sun Sing Street Sitting-out Area”;
- (d) by adding “Yiu Hing Road Sitting-out Area”.

(2) The Fourth Schedule is amended, in the list of public pleasure grounds (other than bathing beaches) under the heading “Kowloon”, by repealing “Morse Park Squash Court”.

(3) The Fourth Schedule is amended, in the list of public pleasure grounds (other than bathing beaches) under the heading “The New Territories” –

- (a) by repealing “Fanling New Town Squash Courts”;
- (b) by adding “Shek Mun Playground”.

Director of Leisure and Cultural
Services

March 2008

Explanatory Note

This Order amends the Fourth Schedule to the Public Health and Municipal Services Ordinance (Cap. 132) in order to update the list of public pleasure grounds.