

LEGISLATIVE COUNCIL BRIEF

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

INTRODUCTION

The Director of Leisure and Cultural Services, in her capacity as the Authority (“Authority”) under the Public Health and Municipal Services Ordinance Cap.132 (“the Ordinance”), manages the public pleasure grounds listed in the Fourth Schedule to the Ordinance. Under Section 106 of the Ordinance, the Authority may, from time to time, by order set aside places for use as public pleasure grounds, and may by order amend, or add to, or delete from the Fourth Schedule.

2. We propose to introduce the amendments through the Public Health and Municipal Services (Setting Aside Places for Use as Public Pleasure Grounds) Order 2010 (Order) at Annex A and the Public Health and Municipal Services Ordinance (Amendment of Fourth Schedule)(No. 2) Order 2010 (Amendment Order) at Annex B to this Brief to -

- (a) set aside the places specified in the Schedule at Order for use as public pleasure grounds;
- (b) rename the public pleasure ground specified in the Amendment Order; and
- (c) regroup the public pleasure ground specified in the Amendment Order from under “The New Territories” to “Kowloon”.

JUSTIFICATIONS

3. The proposal to set aside 20 new venues as public pleasure grounds will enable the Authority to enforce the regulations relating to public pleasure grounds for proper management. We also propose to rename one venue and regroup one venue from under “the New Territories” to

“Kowloon” in the Fourth Schedule.

Place to be set aside for use as public pleasure ground

4. The following 20 new venues are required to be designated as public pleasure grounds and are to be included in the Fourth Schedule —

(i) 13 new venues that are already open or will be open for public use by the Leisure and Cultural Services Department (LCSD):

- (a) Choi Ha Road Sitting-out Area
- (b) Fat Tseung Street West Playground
- (c) Hung Lai Road Sitting-out Area
- (d) Liu To Road Garden
- (e) Ma On Shan Promenade
- (f) Ngan Shing Street Sitting-out Area
- (g) Ngong Ping Piazza
- (h) Sai Ning Street Garden
- (i) San Tin Soccer Pitch
- (j) Siu Sai Wan Sports Centre
- (k) Tin Tze Garden
- (l) Wing Hing Sitting-out Area
- (m) Wing Ting Road Sitting-out Area

(ii) Seven venues that are already taken over or will be taken over from the respective District Councils for management by LCSD:

- (a) Austin Road Sitting-out Area
- (b) Braemar Hill Road Amenity Plot
- (c) Kai Yan Street Sitting-out Area
- (d) North Point Promenade
- (e) Public Square Street Sitting-out Area
- (f) Tai Yip Street Garden
- (g) Yeung Uk San Tsuen Sitting-out Area

Place to be renamed

5. Western Park Sports Centre is recommended to be renamed as Sun Yat Sen Memorial Park Sports Centre in the Fourth Schedule to tally with the name of the Park where the sports centre is located. The

renaming is supported by the Central and Western District Council.

Place to be regrouped

6. Peninsula Lions Garden, Sha Tin Pass is recommended to be regrouped from under “the New Territories” to “Kowloon” in the Fourth Schedule as the venue had been handed over from Sai Kung District to Wong Tai Sin District to bring the administrative arrangement in line with the district boundary.

AMENDMENT OF FOURTH SCHEDULE

7. 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, to rename one venue and to regroup one venue from under “the New Territories” to “Kowloon”.

LEGISLATIVE TIMETABLE

8. The legislative timetable is as follows –

Publication in the Gazette	10 December 2010
Tabling at the Legislative Council for negative vetting	15 December 2010

PUBLIC CONSULTATION AND PUBLICITY

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

ENQUIRY

10. 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
29 November 2010

**Public Health and Municipal Services (Setting Aside
Places for Use as Public Pleasure Grounds) Order 2010**

Schedule

[s. 1]

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

Places Set Aside for Use as Public Pleasure Grounds

Part 1

1. Places set aside for use as public pleasure grounds

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

Hong Kong Island

Braemar Hill Road Amenity Plot

North Point Promenade

Sai Ning Street Garden

Siu Sai Wan Sports Centre

Part 2

Kowloon

Austin Road Sitting-out Area

Choi Ha Road Sitting-out Area

Fat Tseung Street West Playground

Hung Lai Road Sitting-out Area

Kai Yan Street Sitting-out Area

Public Square Street Sitting-out Area

Tai Yip Street Garden

Wing Ting Road Sitting-out Area

Part 3

The New Territories

Liu To Road Garden
Ma On Shan Promenade
Ngan Shing Street Sitting-out Area
Ngong Ping Piazza
San Tin Soccer Pitch
Tin Tze Garden
Wing Hing Sitting-out Area
Yeung Uk San Tsuen Sitting-out Area



(Mrs Betty Fung)

Director of Leisure and Cultural
Services

26 November 2010

Explanatory Note

This Order sets aside certain places as public pleasure grounds.

**Public Health and Municipal Services Ordinance
(Amendment of Fourth Schedule) (No. 2) Order 2010**

(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 Health and Municipal Services Ordinance amended**
The Public Health and Municipal Services Ordinance (Cap. 132) is amended as set out in section 2.
2. **Fourth Schedule amended (Public pleasure grounds)**
 - (1) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "Hong Kong Island"—
Repeal
"Western Park Sports Centre".
 - (2) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "Hong Kong Island"—
Add in alphabetical order
"Braemar Hill Road Amenity Plot
North Point Promenade
Sai Ning Street Garden
Siu Sai Wan Sports Centre
Sun Yat Sen Memorial Park Sports Centre".
 - (3) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "Kowloon"—
Add in alphabetical order
"Austin Road Sitting-out Area
Choi Ha Road Sitting-out Area

- Fat Tseung Street West Playground
Hung Lai Road Sitting-out Area
Kai Yan Street Sitting-out Area
Peninsula Lions Garden, Sha Tin Pass
Public Square Street Sitting-out Area
Tai Yip Street Garden
Wing Ting Road Sitting-out Area".
- (4) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "The New Territories"—
Repeal
"Peninsula Lions Garden, Sha Tin Pass".
 - (5) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "The New Territories"—
Add in alphabetical order
"Liu To Road Garden
Ma On Shan Promenade
Ngan Shing Street Sitting-out Area
Ngong Ping Piazza
San Tin Soccer Pitch
Tin Tze Garden
Wing Hing Sitting-out Area
Yeung Uk San Tsuen Sitting-out Area".



(Mrs Betty Fung)
Director of Leisure and Cultural
Services

26 November 2010

Explanatory Note

This Order amends the Fourth Schedule to the Public Health and Municipal Services Ordinance (Cap. 132) in order to—

- (a) update the list of public pleasure grounds;
- (b) rename “Western Park Sports Centre” as “Sun Yat Sen Memorial Park Sports Centre”; and
- (c) regroup “Peninsula Lions Garden, Sha Tin Pass” under the heading “Kowloon”.