

LEGISLATIVE COUNCIL BRIEF

PUBLIC HEALTH AND MUNICIPAL SERVICES SETTING ASIDE PLACES AND CESSATION OF SETTING ASIDE PLACE 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 and Cessation of Setting Aside Place for Use as Public Pleasure Grounds) Order 2011 (Order) at Annex A and the Public Health and Municipal Services Ordinance (Amendment of Fourth Schedule) Order 2011 (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; and
- (b) cease to set aside a place in the Schedule at Order for use as a public pleasure ground.

JUSTIFICATIONS

3. The proposal to set aside 19 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 repeal one venue from the Fourth Schedule, as it is no longer used as a public pleasure ground.

Places to be set aside for use as public pleasure grounds

4. The following 19 new venues will be designated as public pleasure grounds and be included in the Fourth Schedule —

(i) 10 new venues that are already open or will be open for public use by the Leisure and Cultural Services Department (LCSD):

- (a) Aldrich Bay Park
- (b) Hang Hau Man Kuk Lane Park
- (c) Hang Hau Sports Centre
- (d) Hoi Fai Road Garden
- (e) On Fuk Street Playground
- (f) On Lok Mun Street Playground
- (g) Ping Shan Tin Shui Wai Sports Centre
- (h) Po Wing Road Sports Centre
- (i) Tamar Park
- (j) Tung Lo Wan Hill Road Garden

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

- (a) Hung Tak Road Sitting-out Area
- (b) Kwong Fuk Sitting-out Area
- (c) Ma Yau Tong Central Sitting-out Area
- (d) Ma Yau Tong West Sitting-out Area
- (e) San Tong Tsuen Playground
- (f) Sham Tseng East Village Sitting-out Area
- (g) Tai O Market Street Sitting-out Area
- (h) Wing Fat Lane Sitting-out Area
- (i) Yeung Uk Tsuen Sitting-out Area

Place ceases to be set aside for use as public pleasure ground

5. Ma Tin Road 5-a-side Football Pitch is to be deleted from the Fourth Schedule. It has been surrendered to the Architectural Services Department for the construction of Project 96LS: Public Library and Indoor Recreation Centre in Area 3, Yuen Long on 9.7.2010.

AMENDMENT OF FOURTH SCHEDULE

6. 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

7. The legislative timetable is as follows –

Publication in the Gazette	20 May 2011
Tabling at the Legislative Council for negative vetting	25 May 2011

PUBLIC CONSULTATION AND PUBLICITY

8. We have consulted the respective District Councils which support the proposals. The additions and amendments to the Fourth Schedule of the Ordinance will be published in the Gazette.

ENQUIRY

9. 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
30 April 2011

Public Health and Municipal Services (Setting Aside Places and Cessation of
Setting Aside Place for Use as Public Pleasure Grounds) Order 2011

Section 1

1

**Public Health and Municipal Services (Setting Aside
Places and Cessation of Setting Aside Place for Use as
Public Pleasure Grounds) Order 2011**

(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 the Schedule are set aside for use as public
pleasure grounds.

2. Place ceasing to be set aside for use as public pleasure ground

The Ma Tin Road 5-a-side Football Pitch ceases to be set aside for
use as a public pleasure ground.

Public Health and Municipal Services (Setting Aside Places and Cessation of
Setting Aside Place for Use as Public Pleasure Grounds) Order 2011

Schedule

Part 1

2

Schedule

[s. 1]

Places Set Aside for Use as Public Pleasure Grounds

Part 1

Hong Kong Island

Aldrich Bay Park

Tamar Park

Part 2

Kowloon

Hoi Fai Road Garden

Ma Yau Tong Central Sitting-out Area

Ma Yau Tong West Sitting-out Area

Part 3

The New Territories

Hang Hau Man Kuk Lane Park

Hang Hau Sports Centre

Hung Tak Road Sitting-out Area

Kwong Fuk Sitting-out Area

On Fuk Street Playground

On Lok Mun Street Playground

Ping Shan Tin Shui Wai Sports Centre
Po Wing Road Sports Centre
San Tong Tsuen Playground
Sham Tseng East Village Sitting-out Area
Tai O Market Street Sitting-out Area
Tung Lo Wan Hill Road Garden
Wing Fat Lane Sitting-out Area
Yeung Uk Tsuen Sitting-out Area



(Mrs Betty Fung)
Director of Leisure and Cultural
Services

3 May 2011

Explanatory Note

This Order sets aside certain places as public pleasure grounds and provides that the Ma Tin Road 5-a-side Football Pitch ceases to be set aside for use as a public pleasure ground.

Public Health and Municipal Services Ordinance (Amendment of Fourth Schedule)
Order 2011

Section 1

1

**Public Health and Municipal Services Ordinance
(Amendment of Fourth Schedule) Order 2011**

(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"—
Add in alphabetical order
"Aldrich Bay Park
Tamar Park".
 - (2) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "Kowloon"—
Add in alphabetical order
"Hoi Fai Road Garden
Ma Yau Tong Central Sitting-out Area
Ma Yau Tong West Sitting-out Area".
 - (3) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "The New Territories"—
Repeal
"Ma Tin Road 5-a-side Football Pitch".
 - (4) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading "The New Territories"—
Add in alphabetical order

Public Health and Municipal Services Ordinance (Amendment of Fourth Schedule)
Order 2011

Section 2

2

"Hang Hau Man Kuk Lane Park
Hang Hau Sports Centre
Hung Tak Road Sitting-out Area
Kwong Fuk Sitting-out Area
On Fuk Street Playground
On Lok Mun Street Playground
Ping Shan Tin Shui Wai Sports Centre
Po Wing Road Sports Centre
San Tong Tsuen Playground
Sham Tseng East Village Sitting-out Area
Tai O Market Street Sitting-out Area
Tung Lo Wan Hill Road Garden
Wing Fat Lane Sitting-out Area
Yeung Uk Tsuen Sitting-out Area".


(Mrs Betty Fung)
Director of Leisure and Cultural
Services

3 May 2011

Public Health and Municipal Services Ordinance (Amendment of Fourth Schedule)
Order 2011

Explanatory Note
Paragraph 1

3

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.