

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 Ordinance (Public Pleasure Grounds) (Amendment of Fourth Schedule) (No. 2) Order 2012 (Amendment Order) at Annex A to this Brief to cease to set aside the public pleasure ground specified in Schedule 1 of the Amendment Order for use as public pleasure grounds.

JUSTIFICATIONS

3. The venue is no longer required to be used as public pleasure ground and should be removed from the Fourth Schedule. Subject to the completion of relevant procedures, the venue will be handed over to the West Kowloon Cultural District Authority for use and management.

PLACE CEASES TO BE SET ASIDE FOR USE AS PUBLIC PLEASURE GROUND

4. The West Kowloon Waterfront Promenade will be deleted from the Fourth Schedule to the Ordinance.

AMENDMENT OF FOURTH SCHEDULE

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

LEGISLATIVE TIMETABLE

6. The legislative timetable is as follows –

Publication in the Gazette	6 July 2012
Tabling at the Legislative Council for negative vetting	11 July 2012

PUBLIC CONSULTATION AND PUBLICITY

7. We have consulted the Yau Tsim Mong District Council which supports the proposal. The deletion and amendment to the Fourth Schedule of the Ordinance will be published in the Gazette.

ENQUIRY

8. Please contact Miss Margrit LI, Assistant Director (Leisure Services)1, at 2601 8966 for enquiries on this subject.

Leisure and Cultural Services Department

28 June 2012

**Public Health and Municipal Services Ordinance
(Public Pleasure Grounds) (Amendment of Fourth
Schedule) (No. 2) Order 2012**

Schedule 1

[s. 1]

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

**Place Ceasing to be Set Aside for Use as Public Pleasure
Ground**

Kowloon

1. **Place ceasing to be set aside for use as public pleasure ground**
The place specified in Schedule 1 ceases to be set aside for use as a public pleasure ground.
2. **Public Health and Municipal Services Ordinance amended**
The Public Health and Municipal Services Ordinance (Cap. 132) is amended as set out in Schedule 2.

West Kowloon Waterfront Promenade

Schedule 2

[s. 2]

**Amendment to Public Health and Municipal Services
Ordinance**

1. Fourth Schedule amended (public pleasure grounds)

Fourth Schedule, list of public pleasure grounds (other than bathing
beaches), under heading “Kowloon”—

Repeal

“West Kowloon Waterfront Promenade”.



(Mrs Betty FUNG)
Director of Leisure and Cultural
Services

28 June 2012

Explanatory Note

This Order provides that the West Kowloon Waterfront Promenade
ceases to be set aside for use as a public pleasure ground and
amends the Fourth Schedule to the Public Health and Municipal
Services Ordinance (Cap. 132) to reflect the cessation.