

LEGISLATIVE COUNCIL BRIEF

PUBLIC HEALTH AND MUNICIPAL SERVICES ORDINANCE 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 the Fourth Schedule.

2. We propose to introduce amendments through the Public Health and Municipal Services Ordinance (Public Pleasure Grounds) (Amendment of Fourth Schedule) Order 2017 (the Amendment Order) to set aside the places specified in Schedule 1 of the Amendment Order for use as public pleasure grounds, to cease to set aside a place specified in Schedule 2 for use as public pleasure grounds and to rename the public pleasure grounds specified in the Schedule 3 of the Amendment Order. The Amendment Order is at Annex to this Brief.

JUSTIFICATIONS

3. The proposal to set aside 10 venues as public pleasure grounds will enable the Authority to enforce the Pleasure Grounds Regulation in those venues. We also propose to delete one venue from the Fourth Schedule as it ceases to be used as public pleasure ground and to rename two venues.

PLACES TO BE SET ASIDE FOR USE AS PUBLIC PLEASURE GROUNDS

4. The following 10 venues will be designated as public pleasure grounds and be included in the Fourth Schedule -

- (i) Five newly completed venues that are or will be opened for public use by the Leisure and Cultural Services Department (LCSD):
 - (a) Hing Wah Street West Playground
 - (b) Cheung Lek Sitting-out Area
 - (c) Kwong Nam Sitting-out Area
 - (d) Tsuen Wan Sports Centre
 - (e) Wang Wo Tsai Street Garden

- (ii) Five venues that are taken over from the Home Affairs Department for management by LCSD:
 - (a) Quarry Bay Street Sitting-out Area
 - (b) Gillies Avenue North Sitting-out Area
 - (c) San Uk Ka Sitting-out Area
 - (d) Ha Tsuen Tung Tau Tsuen Sitting-out Area No. 2
 - (e) Kam Tin Shing Mun San Tsuen Sitting-out Area

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

5. One venue, Bridges Street Market Children's Playground, will be deleted from the Fourth Schedule as it has ceased to be public pleasure ground. The venue has to be returned for facilitating the “Revitalisation Scheme – Revitalisation of the Bridges Street Market into Hong Kong News-Expo”.

RENAMING OF PUBLIC PLEASURE GROUNDS

6. To better reflect the location of the venues, the following two venues in the Fourth Schedule are recommended to be renamed:

- (a) Cape Collinson Road Sitting-out Area (哥連臣角道休憩處)

The Chinese name of Cape Collinson Road Sitting-out Area is recommended to be renamed as 歌連臣角道休憩處 instead of 哥連臣角道休憩處 to tally with the road “歌連臣角道” nearby. The renaming proposal is supported by Eastern District Council.

(b) Hang Fa Chuen Playground (杏花邨遊樂場)

Hang Fa Chuen Playground is recommended to be renamed as “Heng Fa Chuen Playground” to reflect the geographical place in the vicinity. The renaming proposal is supported by Eastern District Council.

AMENDMENT OF FOURTH SCHEDULE

7. The Amendment Order at Annex amends the Fourth Schedule to the Public Health and Municipal Services Ordinance (Cap. 132) to give effect to the changes set out in paragraphs 4, 5 and 6 above.

LEGISLATIVE TIMETABLE

8. The legislative timetable is as follows –

Publication in the Gazette	23 June 2017
Tabling at the Legislative Council	28 June 2017

PUBLIC CONSULTATION AND PUBLICITY

9. We have consulted the respective District Councils which supported the proposals. The amendments to the Fourth Schedule of the Ordinance will be published in the Gazette.

ENQUIRY

10. Please contact Mrs Doris FOK, Assistant Director (Leisure Services)1, at 2601 8966 for enquiries on this subject.

Leisure and Cultural Services Department
22 June 2017

Public Health and Municipal Services Ordinance (Public Pleasure Grounds)
(Amendment of Fourth Schedule) Order 2017

Section 1

1

**Public Health and Municipal Services Ordinance
(Public Pleasure Grounds) (Amendment of Fourth
Schedule) Order 2017**

(Made by the Director of Leisure and Cultural Services under section 106
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. **Place ceasing to be set aside for use as public pleasure ground**
The place specified in Schedule 2 ceases to be set aside for use as a
public pleasure ground.
3. **Public Health and Municipal Services Ordinance amended**
The Public Health and Municipal Services Ordinance (Cap. 132) is
amended as set out in Schedule 3.

Public Health and Municipal Services Ordinance (Public Pleasure Grounds)
(Amendment of Fourth Schedule) Order 2017
Schedule 1—Part 1

2

Schedule 1

[s. 1]

Places Set Aside for Use as Public Pleasure Grounds

Part 1

Hong Kong Island

Quarry Bay Street Sitting-out Area

Part 2

Kowloon

Gillies Avenue North Sitting-out Area

Hing Wah Street West Playground

Part 3

The New Territories

Cheung Lek Sitting-out Area

Ha Tsuen Tung Tau Tsuen Sitting-out Area No. 2

Kam Tin Shing Mun San Tsuen Sitting-out Area

Kwong Nam Sitting-out Area

San Uk Ka Sitting-out Area

Tsuen Wan Sports Centre
Wang Wo Tsai Street Garden

Schedule 2

[s. 2]

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

Hong Kong Island

Bridges Street Market Children's Playground

Schedule 3

[s. 3]

Amendments to Public Health and Municipal Services Ordinance

1. Fourth Schedule amended (public pleasure grounds)

- (1) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading “Hong Kong Island”—

Repeal

“Bridges Street Market Children’s Playground”.

- (2) Fourth Schedule, English text, list of public pleasure grounds (other than bathing beaches), under heading “Hong Kong Island”—

(a) **Repeal**

“Hang Fa Chuen Playground”;

(b) **Add in alphabetical order**

“Heng Fa Chuen Playground”.

- (3) Fourth Schedule, Chinese text, list of public pleasure grounds (other than bathing beaches), under heading “香港島”—

(a) **Repeal**

“哥連臣角道休憩處”;

(b) **Add according to the number of strokes**

“歌連臣角道休憩處”.

- (4) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading “Hong Kong Island”—

Add in alphabetical order

“Quarry Bay Street Sitting-out Area”.

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

Add in alphabetical order

“Gillies Avenue North Sitting-out Area

Hing Wah Street West Playground”.

- (6) Fourth Schedule, list of public pleasure grounds (other than bathing beaches), under heading “The New Territories”—

Add in alphabetical order

“Cheung Lek Sitting-out Area

Ha Tsuen Tung Tau Tsuen Sitting-out Area No. 2

Kam Tin Shing Mun San Tsuen Sitting-out Area

Kwong Nam Sitting-out Area

San Uk Ka Sitting-out Area

Tsuen Wan Sports Centre

Wang Wo Tsai Street Garden”.



(Ms Michelle LI)
Director of Leisure and Cultural
Services

16 June 2017

Explanatory Note

This Order sets aside 10 places for use as public pleasure grounds and provides that 1 place ceases to be set aside for use as a public pleasure ground.

2. The Order also amends the Fourth Schedule to the Public Health and Municipal Services Ordinance (Cap. 132) to—
 - (a) add the 10 places and remove the 1 place mentioned in paragraph 1; and
 - (b) reflect that—
 - (i) “Hang Fa Chuen Playground” has been renamed, in English only, as “Heng Fa Chuen Playground” for “杏花邨遊樂場”; and
 - (ii) “Cape Collinson Road Sitting-out Area” has been renamed, in Chinese only, from “哥連臣角道休憩處” to “歌連臣角道休憩處”.