

立法會
Legislative Council

LC Paper No. LS18/17-18

**Paper for the House Committee Meeting
on 12 January 2018**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 5 January 2018**

Tabling in LegCo : Council meeting of 10 January 2018

Amendment to be made by : Council meeting of 7 February 2018 (or that of 28 February 2018 if extended by resolution)

**Public Health and Municipal Services Ordinance (Public
Pleasure Grounds) (Amendment of Fourth Schedule) Order
2018**

(L.N. 1)

L.N. 1 is made by the Director of Leisure and Cultural Services ("the Director") under section 106 of the Public Health and Municipal Services Ordinance (Cap. 132) to:

- (a) set aside 12 places specified in Schedule 1 to L.N. 1 for use as public pleasure grounds with the effect that the general management and control of these new public pleasure grounds is vested in the Director;
- (b) provide that Shing Yip Street Rest Garden specified in Schedule 2 to L.N. 1 ceases to be set aside for use as a public pleasure ground;¹ and
- (c) update the list of public pleasure grounds specified in the Fourth Schedule to Cap. 132 to reflect the above changes.

¹ According to paragraph 5 of the LegCo Brief, Shing Yip Street Rest Garden has to be returned for land sale purpose.

2. According to paragraph 8 of the Legislative Council ("LegCo") Brief (with no file reference) issued by the Leisure and Cultural Services Department dated 2 January 2018, the Administration has consulted the District Councils concerned and they supported the amendments.

3. As advised by the Clerk to the Panel on Home Affairs, the Panel has not been consulted on L.N. 1.

4. L.N. 1 came into operation on the day of publication in the Gazette, i.e. 5 January 2018.

Concluding observations

5. No difficulties have been identified in relation to the legal and drafting aspects of L.N. 1.

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