

**立法會**  
*Legislative Council*

LC Paper No. LS39/18-19

**Legal Service Division Report on  
Subsidiary Legislation Gazetted on 11 January 2019**

**Tabling in LegCo** : Council meeting of 16 January 2019

**Amendment to be made by** : Council meeting of 30 January 2019 (or that of 20 March 2019 if extended by resolution)

**Public Health and Municipal Services Ordinance  
(Public Pleasure Grounds) (Amendment of Fourth  
Schedule) Order 2019**

**(L.N. 4)**

L.N. 4 is made by the Director of Leisure and Cultural Services ("Director") under section 106 of the Public Health and Municipal Services Ordinance (Cap. 132) to:

- (a) set aside nine places specified in Schedule 1 to L.N. 4 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 four places specified in Schedule 2 to L.N. 4 cease to be set aside for use as public pleasure grounds;<sup>1</sup> and
- (c) update the list of public pleasure grounds specified in the Fourth Schedule to Cap. 132 to reflect the above changes and the change of the name of a public pleasure ground from "Sham Tseng Temporary Playground" to "Sham Tseng Playground".

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<sup>1</sup> These four places are: Ship Street Playground; Ting On Street Playground; Man Cheong Street Community Garden; and Yau Tsim Mong Pet Garden. According to paragraph 5 of the LegCo Brief, the first two playgrounds would be handed over to the Lands Department and the Hong Kong Housing Society respectively for development. The latter two playgrounds have been integrated into the Man Cheong Street Park that is set aside as one of the public pleasure grounds specified in L.N. 4.

2. According to paragraph 9 of the Legislative Council ("LegCo") Brief (with no file reference) issued by the Leisure and Cultural Services Department on 9 January 2019, 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 with L.N. 4.

4. L.N. 4 came into operation on the day of publication in the Gazette, i.e. 11 January 2019.

### **Concluding observations**

5. No difficulties have been identified in relation to the legal and drafting aspects of L.N. 4.

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