

立法會
Legislative Council

LC Paper No. LS89/20-21

**Paper for the House Committee Meeting
on 9 July 2021**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 2 July 2021**

Tabling in LegCo : Council meeting of 7 July 2021

Amendment to be made by : Council meeting of 21 July 2021 (or that of 25 August 2021 if extended by resolution)

**Public Health and Municipal Services Ordinance
(Public Pleasure Grounds) (Amendment of Fourth
Schedule) (No. 2) Order 2021**

(L.N. 108)

L.N. 108 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 Sham Wan Embankment Sitting-out Area and Tsuen Wan Waterfront Cycling Entry/Exit Hub 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 Ma Wan Children's Playground and Yuk Sau Garden cease to be set aside for use as public pleasure grounds;
- (c) rename the Chinese names of three public pleasure grounds¹ to tally with the official Chinese name of Kennedy Town; and
- (d) update the list of public pleasure grounds specified in the Fourth Schedule to Cap. 132 to reflect the above changes.

¹ Renaming "堅彌地城配水庫遊樂場" as "堅尼地城配水庫遊樂場", "堅彌地城遊樂場" as "堅尼地城遊樂場", and "堅彌地城臨時遊樂場" as "堅尼地城臨時遊樂場" respectively.

2. According to paragraph 6 of the Legislative Council ("LegCo") Brief (with no file reference) issued by the Leisure and Cultural Services Department on 16 June 2021, the land of the places mentioned in sub-paragraph (b) above will be surrendered to the Lands Department to facilitate the development of Ma Wan Park Phase II and hence will cease to be public pleasure grounds. As stated in paragraph 9 of the LegCo Brief, the Administration has consulted the respective District Council which supported the proposal.
3. According to the Clerk to the Panel on Home Affairs, the Panel has not been consulted on L.N. 108.
4. L.N. 108 came into operation on the day of publication in the Gazette, i.e. 2 July 2021.
5. No difficulties have been identified in relation to the legal and drafting aspects of L.N. 108.

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