

THE HONG KONG JOCKEY CLUB

PENFOLD PARK BYE-LAWS

Authority for Introduction and Citation	<p>1. These Bye-laws are made by the Stewards (“the Stewards”) of The Hong Kong Jockey Club (“the Club”) pursuant to the provisions of Article 45 of the Articles of Association of the Club and, accordingly, are Rules of the Club. These Bye-laws are to be read in conjunction with the Memorandum and Articles of Association of the Club.</p> <p>2. These Bye-laws shall be referred to as the “Penfold Park Bye-Laws”.</p>
Application of these Bye-Laws	<p>3. These Bye-laws regulate the rights of the Club and the obligations with respect to the access to and use of Penfold Park by the public.</p> <p>4. Penfold Park means the existing park located at the central portion of the Sha Tin Racecourse which was required to be developed and maintained by the Club as a recreational area under Special Condition (20) of the Agreement and Conditions of Grant (New Grant No.11164) dated 1 March 1977 being the then Government Grant of the land at which the Sha Tin Racecourse is situated. For the avoidance of doubt, should there be any subsequent renewal, amendment or variation to the said Agreement and Conditions of Grant which concerns with or is otherwise related to the said recreational area (including without limitation its area, location and use), then the term “Penfold Park”, when used in these Bye-Laws, shall be deemed to include the reference made in any such subsequent renewal, amendment or variation.</p>
Amendment of these Bye-Laws	<p>5. These Bye-Laws may be added or amended or altered or substituted by the Stewards from time to time pursuant to Article 45 of the Articles of Association of the Club.</p> <p>6. Notification of changes to these Bye-laws shall be deemed to be sufficiently published if placed at the conspicuous part of the entrance of Penfold Park and, upon such publication, shall be deemed to be effective</p>

<p>Opening hours and the period during which Penfold Park may be closed to the public</p>	<p>and binding on all persons in Penfold Park.</p> <p>7. (1) Subject to paragraphs (2), (3) and (4) below, the opening hours of Penfold Park to the public shall be as follows:</p> <p style="padding-left: 40px;">From 1 May to 30 September – 09:00 hours to 19:30 hours From 1 October to 30 April – 09:00 hours to 18:30 hours</p> <p>(2) Penfold Park shall open from 9:30 hours on days when the Club conducts barrier trials, horse auctions and on designated days before the Hong Kong International Racedays.</p> <p>(3) Penfold Park shall close at 11:30 hours on days when a day race meeting is programmed to take place at Sha Tin Racecourse; and close at 17:00 hours on days when a night race meeting is programmed to take place at Sha Tin Racecourse.</p> <p>(4) Penfold Park or any part thereof may be closed to the public at such time and for such duration as determined by the Stewards or their designated officials due to adverse weather, emergency situations, breach or suspected breach of the Government Grant of the Sha Tin Racecourse or for security, safety or other legitimate reasons as determined by the Stewards or their designated officials whose decision shall be final, binding and conclusive.</p> <p>(5) Penfold Park or any part thereof shall also be closed to the public between such hours and on such days as the Stewards or their designated officials may by order specify.</p> <p>(6) Any order made under paragraph (5) shall be posted at the conspicuous part of the entrance of Penfold Park.</p>
<p>Persons shall not enter closed Penfold Park</p>	<p>8. No person shall enter or remain in Penfold Park during any period when it is closed to the public under regulation 7 unless duly authorized by the Stewards or their designated officials.</p>

Means of entrance and exit	9. No person shall enter or leave Penfold Park other than through the relevant pedestrian underpass as designated by the Stewards from time to time. Exceptions to this are disabled persons who by prior arrangement with the keeper can gain access via the horse underpass.
General behavior	10. No person while in Penfold Park shall behave otherwise than in an orderly and decent manner or be otherwise than properly clothed.
Protection of property	11. No person shall in Penfold Park: <ul style="list-style-type: none"> (a) wilfully or negligently injure, soil or deface any wall or fence in or enclosing Penfold Park or any building, barrier, railing, post, seat or boundary stone, or any erection, equipment or ornament of any kind whatever, (b) climb any wall or fence in or enclosing Penfold Park or any tree, or any barrier, railing, post or other erection, or (c) wilfully or negligently remove any equipment provided for use in Penfold Park.
Protection of grass and flower-beds	12. No person shall in Penfold Park walk, run, stand or lie upon: <ul style="list-style-type: none"> (a) any grass, turf or other place where notice to keep off grass, turf or other place is exhibited, or (b) any flower-beds, trees, shrub or plant or any ground in course of preparation as a flower-bed or for the growth of any tree, shrub or plant.
Protection of growing plants	13. No person shall in Penfold Park: <ul style="list-style-type: none"> (a) remove, cut or displace any soil, turf or plant, or (b) pluck or damage any bud, blossom or leaf of any tree, shrub or plant or damage any part of any tree, shrub or plant.

Protection of artificial lakes ponds, birds and animals	<p>14. No person shall in Penfold Park:</p> <ul style="list-style-type: none"> (a) bathe, wade or wash in any ornamental lake, pond, stream or water, (b) wilfully or negligently foul or pollute any such water, (c) take, injure or destroy or attempt to take, injure or destroy any fish in any such water or wilfully disturb or worry a waterfowl, (d) wilfully displace or disturb, injure or destroy any bird's nest or bird's eggs, (e) take, injure or destroy any bird, or spread or use any net, or set or use any snare or other engine, instrument or means for the taking, injury or destruction of any bird, or (f) wilfully disturb, harry or ill-treat any animal, bird or fish kept in Penfold Park.
Dogs	<p>15. No person shall cause or suffer any dog or other pet belonging to him/her or in his/her charge or otherwise under his/her control or custody to enter or remain in Penfold Park unless under proper control and effectively restrained from causing annoyance to any person, from worrying or disturbing any animal, bird or waterfowl and from entering any ornamental water.</p>
Vehicles	<p>16. (1) No person shall, except in the exercise of any lawful authority or privilege or save with permission in writing of the Stewards or their designated officials, bring or cause to be brought into or drive or ride in Penfold Park any barrow, truck, vehicle (whether or not mechanically propelled) or wheeled bicycle or tricycle or carry any load therein.</p> <p>(2) The provisions of paragraph (1) shall not apply to:</p> <ul style="list-style-type: none"> (a) any wheel-chair perambulator or similar vehicle which is propelled, drawn or carried by hand and used solely for the conveyance of a child or an invalid, or (b) any wheeled tricycle used in Penfold Park by

	<p>a child.</p> <p>(3) If any person brings a vehicle into Penfold Park he/she shall not wheel or station it over or upon:</p> <p>(a) any flower-bed, shrub, plant or any ground in course of preparation as a flower-bed or for the growth of any tree, shrub or plant,</p> <p>(b) any part of Penfold Park where the Club by a notice affixed or set up in some conspicuous position prohibit it being wheeled or station.</p>
Bills and notices	<p>17. Save with permission in writing of the Stewards or their designated officials and subject to such conditions as may be imposed by the Stewards or their designated officials, no person shall affix any bill placard or notice to any tree or plant or to or upon any part of any building barrier, railing, seat or any other erection or ornament in Penfold Park.</p>
Missiles, guns, catapults, etc	<p>18. No person shall in Penfold Park wilfully or negligently throw or discharge any missile or shoot with any gun, airgun, bow and arrow or catapult or other devices.</p>
Model aircraft, balloons etc	<p>19. No person shall in Penfold Park fly any kite, model, aircraft, balloon or other devices.</p>
Erection of structures, trading and camping	<p>20. No person shall in any part of Penfold Park:</p> <p>(a) erect any post, rail, fence, pole, tent booth, stand, building or other structure or bring or allow to remain any materials for such a building or structure without the permission in writing of the Stewards or their designated officials,</p> <p>(b) hang, spread or deposit any linen or fabric for drying or bleaching,</p> <p>(c) sell or offer or expose for sale, or let to hire, or offer or expose for letting to hire, any commodity or article, or</p> <p>(d) save with the permission of the Stewards or their</p>

	designated officials, camp out.
Obstruction to visitors or keepers	<p>21. No person shall in Penfold Park:</p> <p>(a) wilfully obstruct, disturb, interrupt or annoy any other person in the proper use of the pleasure ground,</p> <p>(b) wilfully obstruct, disturb or interrupt any keeper or other official in the proper execution of his duty, or any person or servant of any person lawfully employed or engaged by any keeper or official for the execution of any work in connection with the laying out of maintenance of Penfold Park.</p>
Prohibition of use of obscene or foul language	<p>22. No person shall in Penfold Park use any obscene or foul language, whether or not it is to the annoyance of any person.</p>
Prohibition of spitting, litter, improper use of seats, etc, sorting rubbish	<p>23. No person shall, in Penfold Park:</p> <p>(a) spit,</p> <p>(b) throw any litter, paper or rubbish save into the bins or containers provided for such purpose,</p> <p>(c) put his/her feet on any seat,</p> <p>(d) lie upon any seat or lie down in any building therein, or</p> <p>(e) sort rags, bones, refuse or matter of like nature.</p>
Music and singing	<p>24. Save where the Stewards or their designated officials have, in writing, permitted the operation or playing of, or the making of any sounds by means of any such instrument or the singing of any song, no person shall, in Penfold Park, to the annoyance of any other user thereof, operate or play or make any sounds on any musical or other instrument, including any gramophone or radio apparatus, or sing any song.</p>
Unclean persons	<p>25. No person in a verminous or filthy condition shall enter or remain in Penfold Park.</p>

No begging	26. No person shall beg or gather alms in Penfold Park.
Public address etc	27. Save with the permission of the Stewards or their designated officials, in writing, no person shall, in Penfold Park, deliver, utter or read any public speech, lecture, prayer, scripture or sermon, or enter into any public discussion, or hold, or cause to be held, or take part in any public meeting or procession.
Compliance with Government land grant and applicable laws and regulations	28. Any person visiting Penfold Park shall be deemed to have agreed to comply with (a) the provisions of the Government land grant of the Sha Tin Racecourse governing or applicable to the use and enjoyment of Penfold Park and (b) the applicable laws and regulations relating to the use and enjoyment of Penfold Park.
Power to remove persons contravening Bye-laws	29. Any person who, in Penfold Park, contravenes any of the provisions of these Bye-laws may be requested to leave Penfold Park or, if circumstances require, be removed therefrom by the keeper or by any other official authorized by the Stewards.
Power to check bags	30. For safety, security or other legitimate reasons as may be determined by the Stewards or their designated officials, the Club may conduct bag checks at the entrance and exit of Penfold Park.

By Order of the Stewards
of the Jockey Club