



Consent and Notice of the arrangement of

- 1. Hong Kong Investor Identification Regime (HKIDR);**
- 2. Over-The-Counter Securities Transaction Reporting Regime (OTCR); and**
- 3. Fast Interface for New Issuance (FINI)**

To promote the long-term development of the market, the Securities and Futures Commission (SFC) will enhance its market surveillance function by implementing HKIDR and OTCR, which will help maintain market integrity and strengthen investor protection. With the two regimes, SFC will be more effective in detecting suspicious trading activities as it enables SFC to quickly obtain information about investors.

The Hong Kong Exchanges and Clearing Limited (HKEX) also intends to leverage on the HKIDR and OTCR for investor identification in FINI, through which securities market participants should collectively benefit by adopting similar investor ID regimes for both primary and secondary market activities in Hong Kong.

To comply with the relevant rules and requirements of the Stock Exchange of Hong Kong (SEHK) and SFC in effect from time to time, we serve this notice to all clients who maintain securities accounts with our bank (relevant clients) prior to the above implementation, with the purpose of giving you the relevant requirements, collecting information and consent (applicable to individual clients only), and informing you of the consequence of not fulfilling the requirements.

What we will do under these regimes

For the purpose of the HKIDR, our bank will assign each relevant customer a unique Broker-to-Client Assigned Number (BCAN), which will be provided together with the client identification data to SFC and SEHK when a relevant customer who has placed or proposes to place an on-exchange order or an off-exchange trade (reportable to the SEHK) in securities listed or traded on SEHK's trading system. Under the OTCR, our bank will report to the SFC of over-the-counter transactions in ordinary shares and real estate investment trusts listed on SEHK as well as deposits and withdrawals of physical share certificates. Upon the implementation of FINI, our bank will submit clients' BCAN as the client identifier to the Hong Kong Securities Clearing Company Limited (HKSCC) via FINI for initial public offering (IPO) application.

Clients should do the following:

1. Updating our bank for any change to client identification data (CID), which includes the following information: full name, issuing country or jurisdiction, document type and document number as shown on the identify document.
2. Providing an identity document according to the highest order of priority as set out below (i.e. the document first mentioned in the list below save that where the client does not hold such document, the next mentioned document should be provided and so forth):
 - (i) In the case of a natural person, his or her (1) HKID card; or (2) national identification document; or (3) passport;(E.g. If the relevant client is a HKID card holder but did not register with our bank his/her HKID card during account opening, the client should update our bank his/her HKID as the CID)

- (ii) In the case of a corporation, its (1) legal entity identifier (LEI) registration document; or (2) certificate of incorporation; or (3) certificate of business registration; or (4) other equivalent identity document; and
- (iii) In the case of a trust, the trustee information as in (i) or (ii) above, as the case may be.

However, if the trust is an investment fund (i.e. collective investment schemes), the CID of the asset management company or the individual fund, as appropriate, which has opened a trading account with our bank should be provided.

- 3. Giving our bank the consent for the use of data for the purposes of the above regimes (applicable to individual clients only). To comply with the Personal Data (Privacy) Ordinance, our bank requires the express consent from the relevant individual clients for using their data for the purposes of the above regimes.

Consent for Use of Personal Data

Client acknowledges and agrees that our bank may collect, store, process, use, disclose and transfer personal data relating to the customer (including the CID and BCAN(s)) as required for our bank to provide services to the client in relation to securities listed or traded on the SEHK; for submission of IPO applications to the HKSCC via FINI; and for complying with the rules and requirements of SEHK and the SFC in effect from time to time. Without limiting the foregoing, this includes –

- (a) disclosing and transferring the customer's personal data (including CID and BCAN(s)) to SEHK and/or the SFC in accordance with the rules and requirements of SEHK and the SFC in effect from time to time;
- (b) allowing SEHK to: (i) collect, store, process and use the customer's personal data (including CID and BCAN(s)) for market surveillance and monitoring purposes and enforcement of the Rules of the Exchange of SEHK; and (ii) disclose and transfer such information to the relevant regulators and law enforcement agencies in Hong Kong (including, but not limited to, the SFC) so as to facilitate the performance of their statutory functions with respect to the Hong Kong financial markets; and (iii) use such information for conducting analysis for the purposes of market oversight; and
- (c) allowing the SFC to: (i) collect, store, process and use the customer's personal data (including CID and BCAN(s)) for the performance of its statutory functions including monitoring, surveillance and enforcement functions with respect to the Hong Kong financial markets; and (ii) disclose and transfer such information to relevant regulators and law enforcement agencies in Hong Kong in accordance with applicable laws or regulatory requirements.
- (d) providing BCAN to HKSCC allowing HKSCC to: (i) retrieve from SEHK (which is allowed to disclose and transfer to HKSCC), process and store the client's CID and transfer the client's CID to the issuer's share registrar to enable HKSCC and/ or the issuer's share registrar to verify that the client has not made any duplicate applications for the relevant share subscription and to facilitate balloting and IPO settlement; and (ii) process and store the client's CID and transfer the client's CID to the issuer, the issuer's share registrar, the SFC, SEHK and any other party involved in the IPO for the purposes of processing the client's application for the relevant share subscription or any other purpose set out in the IPO issuer's prospectus.

Client also agrees that despite any subsequent purported withdrawal of consent by the client, client's personal data may continue to be stored, processed, used, disclosed or transferred for the above purposes after such purported withdrawal of consent.

Note: The terms “BCAN” and “CID” used herein shall bear the meanings as defined in paragraph 5.6 of the Code of Conduct for Persons Licensed by or Registered with the Securities and Futures Commission.

Consequences of failing to provide updated CID or consent

Failure to provide or update our bank with the CID meeting the aforesaid requirements (e.g. CID is not provided in accordance with the waterfall requirements in item 2 in the section above) or failure to give the express consent as described above may mean that our bank will not, or will no longer be able to, as the case may be, carry out the client’s trading instructions or provide the client with securities related services (other than to sell, transfer out or withdraw the customer’s existing holdings of securities, if any).

For enquiry, please contact our staff or call our Customer Service Hotline at (852) 2616 6628.

Should there be any discrepancy between the English and Chinese versions of this document, the Chinese version shall prevail.

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