

**Submitted via Qualtrics**

**Anonymous  
Company / Organisation  
Law Firm**

**Question 1**

**Do you agree with our proposal to remove the documents identified in Table 1 in Schedule II of the Consultation Paper and that doing so will not jeopardise market quality?**

Yes

**Please give reasons for your views.**

We generally agree with the proposal. We believe it would be helpful for the Exchange to continue to maintain updated versions of the checklists in item 46 of Table 1 in Schedule II of the Consultation Paper without requiring these to be submitted (similar to Form CF007M for listed issuers with respect of transactions of which the draft announcement is not subject to pre-vetting), as these checklists are helpful reference for listing applicants and market practitioners.

**Question 2**

**Do you agree with our proposal to codify the relevant obligations into the Listing Rules or Guidance Materials and repeal the undertakings, confirmations and declarations as set out in Table 2 in Schedule II of the Consultation Paper?**

**Please give reasons for your views.**

**Question 3**

**Do you agree with our proposal to repeal the requirement for listing agreements for listing of debt securities (except for debt issues to professional investors), structured products and interests in CIS and investment companies by codifying the relevant obligations as set out in Table 3 in Schedule II of the Consultation Paper?**

**Please give reasons for your views.**

**Question 4**

**Do you agree with our proposal to incorporate in the Listing Rules an issuer's obligation to obtain necessary authorisations and consents for its actions set out in Part (e) of Table 1 in Schedule II of the Consultation Paper?**

**Please give reasons for your views.**

**Question 5**

**Do you agree with our proposal to require the submission of the overarching undertakings from new applicants and sponsors in the Form A1 referred to in paragraph 38 of the Consultation Paper?**

**Please give reasons for your views.**

**Question 6**

**Do you agree with our proposal to consolidate the requirement for personal particulars of directors/ supervisors in Form FF004?**

**Please give reasons for your views.**

**Question 7**

**Do you agree with our proposal to remove signature and/or certification requirements for documents set out in Table 5 in Schedule II of the Consultation Paper?**

**Please give reasons for your views.**

**Question 8**

**Do you agree with our proposal to remove from the Listing Rules any requirement for submission of multiple copies of the same document and to require submission of one electronic copy only in respect of the documents set out in Table 6 in Schedule II of the Consultation Paper?**

**Please give reasons for your views.**

**Question 9**

**Do you agree with our proposal to mandate electronic means as the only mode of submission to the Exchange unless otherwise specified in the Listing Rules or required by the Exchange?**

Yes

**Please give reasons for your views.**

We generally agree with the proposal. Regarding paragraph 51 of the Consultation Paper (i.e. that the Exchange will convert certain existing submission documents into e-Forms), we wish to note certain issues with existing e-Forms:

(1) The e-Forms are restrictive and do not accommodate non-standard circumstances (e.g. certain auto-fill boxes in Form A1 cannot accommodate share capital that may change based on difference scenarios). It would be helpful to build in flexibility to the e-Forms in how the information is presented to accommodate non-standard situations.

(2) There is currently no notification to the market of updates to e-Form versions. As submission documents tend to be prepared ahead of time, the prepared e-Forms currently will be rejected by the ESS system at the time of submission if the version of the e-Form has been updated (even if the substantive content of the e-Form has not changed). We think it would be helpful if any updates to e-Forms are effective at a specific time (e.g. first of a month) and announced ahead of time, so that listing applicants, listed issuers and their advisers can prepare accordingly.

**Question 10**

**Do you agree with our proposal to mandate the digitalisation of the prospectus authorisation and registration processes?**

Yes

**Please give reasons for your views.**

We generally agree with the proposal. With regards to paragraph 60(a) of the Consultation Paper, we propose allowing documents accompanying the prospectus for registration to be certified as true copies by a director or company secretary of the issuer, solicitor, professional company secretary or notary public, etc, which is in line with current practice and the certification requirement under the Companies Ordinance.

With the introduction of a digitised prospectus authorisation and registration process, certain documents (such as material contracts) may not be physically available in the location where the issuer's solicitors are located and the requirement for these documents to be certified by issuer's solicitors will be overly restrictive.

**Question 11**

**Do you agree with our proposal to amend the Listing Rules to mandate that listed issuers must disseminate corporate communications to their securities holders electronically if this is permitted by their applicable laws and regulations and their constitutional documents?**

**Please give reasons for your views.**

**Question 12**

**Do you agree with our proposal to allow the consent of holders of a listed issuer's securities to be implied for the electronic dissemination of its corporate communications, to the extent permitted under applicable laws and regulations and its constitutional documents?**

**Please give reasons for your views.**

**Question 13**

**Do you agree with our proposal to state in the Rules that Actionable Corporate Communications must be sent to the securities holders individually and in electronic form if the holders provide functional electronic contact details?**

**Please give reasons for your views.**

**Question 14**

**Do you agree that where a listed issuer does not have functional electronic contact details of a securities holder, an Actionable Corporate Communication must be sent to the holder in hard copy form including a request for the security holder's electronic contact details to facilitate electronic dissemination of Actionable Corporate Communications in future?**

**Please give reasons for your views.**

**Question 15**

**As your answer to Question 13 above is yes, do you agree that we should define Actionable Corporate Communications as “any corporate communication that seeks instructions from an issuer’s securities holders on how they wish to exercise their rights as the issuer’s securities holders”?**

**Please give reasons for your views.**

**Question 16**

**We invite comments on the manner in which the Appendices to the Listing Rules are proposed to be categorised/amended and whether they will give rise to any ambiguities or unintended consequences.**

**Question 17**

**Do you agree with our proposal to remove the requirement for physical attendance by members to meet the quorum needed for meetings of the Listing Committee and Listing Review Committee?**

**Since your answer is “no”, please give reasons for your views.**

**Question 18**

**Do you agree with our proposal to make minor changes to the Listing Rules described in paragraph 122 to reflect current practices and requirements?**

**Since your answer is “no”, please give reasons for your views.**