

## **HKEx Information Services Limited**

*(A wholly-owned member of Hong Kong Exchanges and Clearing Limited)*

7 December 2012

By E-mail

Our Ref: MDD/12/2154

**To: Real-time Securities Market Data Vendors  
c.c. China Securities Index Company Limited**

Dear Sirs,

### **Index Information Supplied by China Securities Index Company Limited**

We are pleased to inform you that China Securities Index Company Limited (“CSIC”) has granted a license to HKEx Information Services Limited (“HKEx-IS”) to provide to you additional Information in connection with the indexes listed in Schedule 1 to this letter, which include index owned by the China Exchanges Services Company Limited (“CESC”) and computed and disseminated by CSIC as its agent (“CESC Index”). In this letter, “Index” shall mean the CESC Index, and the term “Index Information” shall mean information relating to the Index.

The Index Information will be disseminated to you with effect from **Monday, 10 December 2012** on a real-time basis as additional Information under clause 2.2 of the Market Data Vendor Licence Agreement (“Vendor Licence Agreement”) previously entered into between us, as the case may be. The Index Information is provided to you on the terms and conditions of the Vendor Licence Agreement, as the case may be, unless otherwise provided in this letter, and you are deemed to have accepted these terms and conditions by your taking delivery and use of such Index Information. If there are any inconsistencies between the Licence Vendor Agreement and this letter, as the case may be, the provisions of this letter shall prevail. Accordingly, you shall be bound to acknowledge and observe the following terms and conditions notwithstanding any provisions to the contrary in the Vendor Licence Agreement, as the case may be:

1. CESC is the proprietor and owner of all the rights, title, goodwill and interest in the CESC Index and the trade name and trademark and service mark rights in the designations and other marks in connection with the CESC Index. You by receiving the Index Information from HKEx-IS are deemed to have acknowledged such rights and to have agreed to comply with the stipulations and obligations below and not to do any act inconsistent with such rights.

.../2

2. The Index is classified as Redistributable Indexes as listed in Schedule 1 to this letter, and the terms Redistributable Index Information shall be construed accordingly. You shall not use or disseminate the Index Information except as set forth below.

Redistributable Index Information

- 2.1 You are permitted to use the Redistributable Index Information received from HKEx-IS (directly or indirectly) for your internal use and to disseminate such information at no charge to your Subscribers for their internal use only and not for further dissemination.
3. HKEx-IS and CSIC do not guarantee the accuracy and/or completeness of the Index Information, nor do they give any express or implied warranties with respect to the Index Information.
4. Neither HKEx-IS nor CSIC shall be liable for any damages, loss, costs and expenses caused by any error, omission, negligence or delay in compiling or disseminating the Index Information.
5. CESC Index is calculated and/or disseminated by CSIC on behalf of CESC. Neither CESC, HKEx-IS nor CSIC guarantee (expressly or impliedly) the accuracy, completeness, timeliness or fitness for a particular purpose of the CESC Index and/or the information contained therein; nor do they accept any liability for any damages, loss, costs or expenses suffered by any person arising from the use of the CESC Index and/or the information contained therein.
6. The Index Information may be amended from time to time and HKEx-IS may cease providing all or any of the Index Information at any time by giving 30 days' notice or, if required to do so by reasons outside its control or if not practicable to do so, such shorter notice period (including no prior notice) as HKEx-IS may in its absolute discretion determine.

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– 3 –

Should you have any questions, please contact Yvette Ying on +852 2840 3009 ([yvetteying@hkex.com.hk](mailto:yvetteying@hkex.com.hk)) or Ada Lee on +852 2840 3520 ([adalee@hkex.com.hk](mailto:adalee@hkex.com.hk)).

Yours faithfully,  
For and on behalf of  
HKEx Information Services Limited

Chan Ping Keung  
Director

Enclosure – Schedule 1

\* \* \*

Schedule 1 to HKEx-IS letter dated 6 December 2012 (Ref: MDD/12/2154)

The CESC Index is classified as Redistributable Indexes as listed below:

**CESC Index:**

**Index Name**

**Dissemination  
Commencement Date**

**Redistributable Indexes**

1. CES China 120 Index  
(中華交易服務中國120指數)

10 December 2012