

**Licensee Auditor Questionnaire**

**NAME OF LICENSEE**

\_\_\_\_\_

**TYPE OF LICENCE WITH HKEX-IS**

Market Data Vendor and/or End-User Licence Agreement  
\_\_\_\_\_  
(Please delete where applicable)

**CERTIFICATION PERIOD  
(for the 24 months' period since latest inspection period-end)**

From \_\_\_\_\_ To \_\_\_\_\_

**NAME OF AUDITOR<sup>#</sup>**

\_\_\_\_\_

**CONTACT INFORMATION  
(Full Name, Membership No. / Title and Contact No.)**

\_\_\_\_\_

**AUDITOR'S SIGNATURE  
(Company Chop affixed)**

*By signing, I consent to the processing of my personal data in accordance with the [Privacy Policy Statement](#) (see P.5)*

\_\_\_\_\_

**DATE OF SUBMISSION**

\_\_\_\_\_

<sup>#</sup> To facilitate IVs and/or EUs in their business administration and fulfil HKEX-IS' requirements, we allow, at HKEX-IS' prior approval, licensees' internal qualified accountant and designated authorized officer to certify this LAQ Statement for submission purpose. For details, please refer to [Guiding Note on LAQ Statement Submission](#) for IVs and/or EUs respectively.

## **FOREWORD**

- The main purpose of this questionnaire is to facilitate HKEX Information Services Limited (HKEX-IS) to assess whether the Information Vendor (IV) and/or End-User (EU) has properly implemented mechanisms and/or enhanced internal controls to address and rectify those material irregularities previously identified during the latest on-site inspection.
- If a question cannot be fully answered by a "Yes" or "No" answer, please supply an explanation, using additional schedule if necessary.
- HKEX-IS reserves the right to clarify with the Auditors on their replies to the questionnaire and HKEX-IS will keep the replies of the Auditors strictly confidential.
- Upon request, the IV and/or EU must be able to demonstrate to the satisfaction of HKEX-IS that all those identified irregularities have been properly addressed and rectified.
- The completed Licensee Auditor Questionnaire (the "LAQ") statement shall be submitted **within 60 days after the certification period-end** to the following address:

**Data Client Audit team  
Market Data, Markets Division  
6/F, Two Exchange Square,  
8 Connaught Place,  
Central,  
Hong Kong**

- Should IVs and/or EUs have any questions in completing this LAQ Statement, please contact the Data Client Audit team via [DataClientAudit@hkex.com.hk](mailto:DataClientAudit@hkex.com.hk).

Remark: Please be reminded that for those IVs and/or EUs who have been approved with Per Quote Access and/or Charge Per Unit Time services, they are still required to submit a separate 3<sup>rd</sup> party or Alternate (at HKEX-IS' prior approval) Quote Meter Audit report to HKEX-IS on an annual basis in addition to this LAQ Statement. For details, please refer to the [Guiding Note for Audit Metering System](#).

Please write on additional sheet if necessary

		<u>Comments</u>
<b>1. UNDERPAYMENT ISSUE(S) IDENTIFIED IN THE LATEST ON-SITE INSPECTION</b>		
a) Are you aware of any underpayment issue(s) being identified in the latest on-site inspection? If yes, please describe in details the nature of each underpayment issue(s)?	<b>Yes/No</b>	Please specify
b) Are you aware of any rectification action(s) taken by the Licensee? If yes, please describe in details the nature of each rectification action(s) taken and by which month does the Licensee complete to take rectification action(s)?	<b>Yes/No</b>	Please specify
c) Have you conducted verification tests in certifying about the effectiveness of those rectification actions taken? If no, why not?	<b>Yes/No</b>	Please specify
d) Are you satisfied that the completion of those rectification actions assisted to minimize the chances of repeated incidents for similar underpayment issue(s)? If no, why not?	<b>Yes/No</b>	Please specify
<b>2. NON-COMPLIANCE INCIDENT(S) ON REPORTING REQUIREMENTS</b>		
a) Are you aware of any non-compliance incident(s) on reporting requirements being identified in the latest on-site inspection? If yes, please describe in details the nature of each non-compliance incident(s)?	<b>Yes/No</b>	Please specify
b) Are you aware of any rectification action(s) taken by the Licensee? If yes, please describe in details the nature of each rectification action(s) taken and by which month does the Licensee complete to take rectification action(s)?	<b>Yes/No</b>	Please specify
c) Have you conducted verification tests in certifying about the effectiveness of those rectification actions taken? If no, why not?	<b>Yes/No</b>	Please specify
d) Are you satisfied that the completion of those rectification actions assisted to minimize the chances of repeated incidents for similar non-compliance incident(s)? If no, why not?	<b>Yes/No</b>	Please specify

**Comments**

**3. INTERNAL CONTROL WEAKNESS(ES)**

- |   |               |                |
|---|---------------|----------------|
| a) Are you aware of any internal control weakness(es) being identified in the latest on-site inspection? If yes, please describe in details the nature of each internal control weakness(es)?   | <b>Yes/No</b> | Please specify |
| b) Are you aware of any rectification action(s) taken by the Licensee? If yes, please describe in details the nature of each rectification action(s) taken and by which month does the Licensee complete to take rectification action(s)? | <b>Yes/No</b> | Please specify |
| c) Have you conducted verification tests in certifying about the effectiveness of those rectification actions taken? If no, why not?  | <b>Yes/No</b> | Please specify |
| d) Are you satisfied that the completion of those rectification actions assisted to minimize the chances of repeated incidents for similar underpayment issue(s)? If no, why not?   | <b>Yes/No</b> | Please specify |

**4. OTHERS**

- |   |               |                |
|---|---------------|----------------|
| a) Are you aware of the content of the Market Data Vendor and/or End-User Licence Agreement executed with HKEX-IS (as applicable) when conducting the audit certification? If yes, please mark down the execution date of the Agreement.                                      | <b>Yes/No</b> | Please specify |
| b) Are you aware of the approved services as recorded in the Schedule 4 - Memorandum of Permitted Purpose ("MOPP") of the Market Data Vendor and/or End-User Licence Agreement (as applicable)? If yes, please mark down the date of the latest version you received on hand. | <b>Yes/No</b> | Please specify |
| c) Are you aware of any service that disseminates our securities and/or derivatives market data which is not specified in the MOPP? If yes, please specify the name of the service(s).  | <b>Yes/No</b> | Please specify |
| d) Do you have any other comments or suggestions you would like to add?   | <b>Yes/No</b> | Please specify |

## Privacy Policy Statement

Hong Kong Exchanges and Clearing Limited, and from time to time, its subsidiaries (together the "Group") (and each being "HKEX", "we", "us" or "member of the Group" for the purposes of this Privacy Policy Statement as appropriate) recognise their responsibilities in relation to the collection, holding, processing, use and/or transfer of personal data under the Personal Data (Privacy) Ordinance (Cap. 486) ("PDPO"). Personal data will be collected only for lawful and relevant purposes and all practicable steps will be taken to ensure that personal data held by us is accurate. We will use your personal data which we may from time to time collect in accordance with this Privacy Policy Statement.

We regularly review this Privacy Policy Statement and may from time to time revise it or add specific instructions, policies and terms. Where any changes to this Privacy Policy Statement are material, we will notify you using the contact details you have provided us with and, where required by the PDPO, give you the opportunity to opt out of these changes by means notified to you at that time. Otherwise, in relation to personal data supplied to us through the HKEX website or otherwise, continued use by you of the HKEX website or your continued relationship with us shall be deemed to be your acceptance of and consent to this Privacy Policy Statement, as amended from time to time.

If you have any questions about this Privacy Policy Statement or how we use your personal data, please contact us through one of the communication channels set out in the "Contact Us" section below.

We will take all practicable steps to ensure the security of the personal data and to avoid unauthorised or accidental access, erasure or other use. This includes physical, technical and procedural security methods, where appropriate, to ensure that the personal data may only be accessed by authorised personnel.

Please note that if you do not provide us with your personal data (or relevant personal data relating to persons appointed by you to act on your behalf) we may not be able to provide the information, products or services you have asked for or process your requests, applications, subscriptions or registrations, and may not be able to perform or discharge the Regulatory Functions (defined below).

### Purpose

From time to time we may collect your personal data including but not limited to your name, mailing address, telephone number, email address, date of birth and login name for the following purposes:

1. to process your applications, subscriptions and registration for our products and services;
2. to perform or discharge the functions of HKEX and any company of which HKEX is the recognised exchange controller (as defined in the Securities and Futures Ordinance (Cap. 571)) ("Regulatory Functions");
3. to provide you with our products and services and administer your account in relation to such products and services;
4. to conduct research and statistical analysis;
5. to process your application for employment or engagement within HKEX to assess your suitability as a candidate for such position and to conduct reference checks with your previous employers; and
6. other purposes directly relating to any of the above.

### Direct marketing

Where you have given your consent and have not subsequently opted out, we may also use your name, mailing address, telephone number and email address to send promotional materials to you and conduct direct marketing activities in relation to HKEX financial services and information services, and financial services and information services offered by other members of the Group.

If you do not wish to receive any promotional and direct marketing materials from us or do not wish to receive particular types of promotional and direct marketing materials or do not wish to receive such materials through any particular means of communication, please contact us through one of the communication channels set out in the "Contact Us" section below. To ensure that your request can be processed quickly please provide your full name, email address, log in name and details of the product and/or service you have subscribed.

### Identity Card Number

We may also collect your identity card number and process this as required under applicable law or regulation, as required by any regulator having authority over us and, subject to the PDPO, for the purpose of identifying you where it is reasonable for your identity card number to be used for this purpose.

### Transfers of personal data for direct marketing purposes

Except to the extent you have already opted out we may transfer your name, mailing address, telephone number and email address to other members of the Group for the purpose of enabling those members of the Group to send promotional materials to you and conduct direct marketing activities in relation to their financial services and information services.

### Other transfers of your personal data

For one or more of the purposes specified above, your personal data may be:

1. transferred to other members of the Group and made available to appropriate persons in the Group, in Hong Kong or elsewhere and in this regard you consent to the transfer of your data outside of Hong Kong;
2. supplied to any agent, contractor or third party who provides administrative,

telecommunications, computer, payment, debt collection, data processing or other services to HKEX and/or any of other member of the Group in Hong Kong or elsewhere; and  
3. other parties as notified to you at the time of collection.

### How we use cookies

If you access our information or services through the HKEX website, you should be aware that cookies are used. Cookies are data files stored on your browser. The HKEX website automatically installs and uses cookies on your browser when you access it. Two kinds of cookies are used on the HKEX website:

**Session Cookies:** temporary cookies that only remain in your browser until the time you leave the HKEX website, which are used to obtain and store configuration information and administer the HKEX website, including carrying information from one page to another as you browse the site so as to, for example, avoid you having to re-enter information on each page that you visit. Session cookies are also used to compile anonymous statistics about the use of the HKEX website.

**Persistent Cookies:** cookies that remain in your browser for a longer period of time for the purpose of compiling anonymous statistics about the use of the HKEX website or to track and record user preferences.

The cookies used in connection with the HKEX website do not contain personal data. You may refuse to accept cookies on your browser by modifying the settings in your browser or internet security software. However, if you do so you may not be able to utilise or activate certain functions available on the HKEX website.

### Compliance with laws and regulations

HKEX and other members of the Group may be required to retain, process and/or disclose your personal data in order to comply with applicable laws and regulations or in order to comply with a court order, subpoena or other legal process (whether in Hong Kong or elsewhere), or to comply with a request by a government authority, law enforcement agency or similar body (whether situated in Hong Kong or elsewhere) or to perform or discharge the Regulatory Functions. HKEX and other members of the Group may need to disclose your personal data in order to enforce any agreement with you, protect our rights, property or safety, or the rights, property or safety of our employees, or to perform or discharge the Regulatory Functions.

### Corporate reorganisation

As we continue to develop our business, we may reorganise our group structure, undergo a change of control or business combination. In these circumstances it may be the case that your personal data is transferred to a third party who will continue to operate our business or a similar service under either this Privacy Policy Statement or a different privacy policy statement which will be notified to you. Such a third party may be located, and use of your personal data may be made, outside of Hong Kong in connection with such acquisition or reorganisation.

### Access and correction of personal data

Under the PDPO, you have the right to ascertain whether we hold your personal data, to obtain a copy of the data, and to correct any data that is inaccurate. You may also request us to inform you of the type of personal data held by us. All data access requests shall be made using the form prescribed by the Privacy Commissioner for Personal Data ("Privacy Commissioner") which may be found on the official website of the Office of the Privacy Commissioner or via this link <https://www.pcpd.org.hk/english/publications/files/Dforme.pdf>

Requests for access and correction of personal data or for information regarding policies and practices and kinds of data held by us should be addressed in writing and sent by post to us (see the "Contact Us" section below).

A reasonable fee may be charged to offset our administrative and actual costs incurred in complying with your data access requests.

### Termination or cancellation

Should your account or relationship with us be cancelled or terminated at any time, we shall cease processing your personal data as soon as reasonably practicable following such cancellation or termination, provided that we may keep copies of your data as is reasonably required for archival purposes, for use in relation to any actual or potential dispute, for the purpose of compliance with applicable laws and regulations and for the purpose of enforcing any agreement we have with you, for protecting our rights, property or safety, or the rights, property or safety of our employees, and for performing or discharging our functions, obligations and responsibilities.

### General

If there is any inconsistency or conflict between the English and Chinese versions of this Privacy Policy Statement, the English version shall prevail.

### Contact us

By Post:  
Personal Data Privacy Officer  
Hong Kong Exchanges and Clearing Limited  
12/F., One International Finance Centre  
1 Harbour View Street  
Central  
Hong Kong

By Email:  
[DataPrivacy@HKEX.COM.HK](mailto:DataPrivacy@HKEX.COM.HK)