

**GENERAL RULES OF CCASS**

**CHAPTER 1  
INTERPRETATION**

**101. Definitions**

When used herein, the following expressions shall, unless the context otherwise requires, bear the following meanings:

“Depository Receipts” has the same meaning as “depository receipts” in the Exchange’s Listing Rules;

“Depository” has the same meaning as “depository” in the Exchange’s Listing Rules.

“Eligible Security” means an issue of securities including but not limited to Foreign Securities, Debt Securities, Depository Receipts, Structured Products, Exchange Fund Notes, Specified Instruments, CMU Instruments and Units which is from time to time and for the time being accepted as eligible by HKSCC for deposit, clearance and settlement in CCASS, in accordance with Rule 501, and (a) where the context so requires shall include any particular security or securities of such an issue and (b) unless the context will not admit, shall include, upon their issue, all New Issue Shares so accepted as eligible;

"Issuer" means any company or other legal person (i) any of whose shares, warrants, Structured Products or Debt Securities, or (ii) whose shares are represented by Depository Receipts of which or (iii) which is the trustee or manager of any Units and the Units in which, are the subject of an application for listing on the Exchange in connection with an initial public offering of those shares, warrants, Depository Receipts, Structured Products, Debt Securities or Units or are listed on the Exchange;

"New Issue" means, in relation to any Issuer falling within paragraphs (i) and (ii) of the definition of that term in the Rules, the issue or sale of shares in the capital, warrants, Depository Receipts, Structured Products or Debt Securities of that Issuer and in relation to any Issuer falling within paragraph (iii) of that definition, the first issue or sale of Units on the Unit Trust of which the Issuer is the manager or trustee, in each case in accordance with the terms and conditions of a Prospectus;

“Prospectus” means any prospectus, notice, circular or other document offering or calculated to invite offers by the public to subscribe for or purchase securities (including shares, warrants, Depository Receipts, Debt Securities and Units) and includes, unless inconsistent with the context, its associated application form or forms;

## CHAPTER 5

### ELIGIBLE SECURITIES AND ELIGIBLE CURRENCIES

#### 501. HKSCC's discretion to determine eligibility

HKSCC shall have absolute discretion to determine whether or not (i) an issue of securities (including all shares, stocks, Debt Securities, Foreign Securities, Depositary Receipts, Structured Products, warrants, options, Units and other rights under collective investment schemes and all other instruments or arrangements commonly known as securities, whether or not evidenced in writing) shall be eligible for deposit, clearance and settlement in CCASS and be accepted as an Eligible Security and (ii) to accept a currency as being one in which an Eligible Security may be denominated. Without prejudice to the aforesaid, where an issue of securities is accepted by HKSCC as an Eligible Security, HKSCC shall have absolute discretion to determine the manner in which such issue of securities is to be deposited, cleared and settled in CCASS.

#### 502. Grounds for non-eligibility of Eligible Securities

Without prejudice to any other rights HKSCC may have, HKSCC may refuse to accept an issue of securities as an Eligible Security or may discontinue the eligibility of an Eligible Security, if :

- (vii) HKSCC determines in its discretion that an issue of securities is no longer suitable to be an Eligible Security;
- (viii) in the case of Foreign Securities which are U.S. corporate stocks, such securities cease or will cease to be Eligible U.S. Securities; or
- (ix) in the case of Depositary Receipts where the Depositary resigns or is removed by the Issuer as the Depositary ("Predecessor") and there is no replacement to succeed all the rights, powers, duties and obligations of the Predecessor.

## CHAPTER 11

### NOMINEE SERVICES

#### 1108. HKSCC not liable

Without prejudice to any liability HKSCC may have in respect of anything not done or not omitted to be done in good faith on its part, if HKSCC or its nominee shall be unable to exercise rights or entitlements (including, without limitation, voting rights) or to participate in actions, transactions or other matters affecting all or any Eligible Securities held in CCASS or by an Appointed Depositary due to:

- (i) limitations on the exercise of or participation in such rights or actions by HKSCC or its nominee imposed by law, the issuer of the Eligible Security, the Depositary, the person initiating or responsible for such actions or any other competent authority; or

## CHAPTER 21

### DUTIES AND LIABILITIES OF HKSCC

#### 2104. HKSCC not to be liable

In the absence of anything not done or not omitted to be done in good faith on the part of HKSCC, HKSCC, the Exchange, and a recognized exchange controller which is the controller of HKSCC shall have no liability for any losses, costs (including legal costs), charges, assessments and damages of any nature whatsoever suffered or incurred directly or indirectly as a result of or in connection with the following matters:-

- (xvi) the operation of the CMU Service or the taking by HKSCC of any action or omission in accordance with the provisions in the CMU Membership Agreement including the CMU Rules and CMU Manual (as referred to in Rule 703) including compliance with any notice or requirement of the HKMA not to make or allow any transfer, dealing or disposition of CMU Instruments in CMU Account or compliance with directions given by the HKMA thereunder;
- (xvii) any acts, omissions or delays of any service provider or any other person through which SMS and/or E-mail is provided or its employees or agents; and/or
- (xviii) any acts, omissions or delays of any Depository or its employees or agents.

Nothing in this Rule 2104 shall operate to limit or restrict the operation of Rule 2103.

## CHAPTER 28

### DISCLOSURE

#### 2802. Disclosure to Issuers or Depositories of Eligible Securities

HKSCC shall from time to time upon the written request of an Issuer of Eligible Securities or a Depository in the case of Depository Receipts disclose to that Issuer or Depository details of Participants' holdings of that Eligible Security in CCASS or in any Appointed Depository of the Eligible Securities concerned.

HKSCC may also disclose the details of names and addresses of recipients of copies of Corporate Communications from time to time to the Issuer of the relevant Eligible Securities or Depository in the case of Depository Receipts or to their registrars. Participants shall not release such details to HKSCC without first obtaining from the recipients written authorization authorizing such release of his/her details.