

**Rules of the Exchange**

**CHAPTER 1**

**INTERPRETATION**

101. In these Rules, unless the context otherwise requires:-

“Tender Process” means the process whereby a holder of Stock Exchange Trading Right that was granted under the Stock Exchange Scheme and that had not been transferred or deemed to have been transferred may relinquish its Stock Exchange Trading Right upon the invitation of the Exchange for tender subject to such terms and conditions as the Exchange may in its absolute discretion determine from time to time and prescribe in the tender invitation;

**CHAPTER 3**

**EXCHANGE PARTICIPANTSHIP**

**Stock Exchange Trading Rights**

- 311A (e) Stock Exchange Trading Rights which were not granted under the Stock Exchange Scheme shall not be transferable.

**CHAPTER 3A**

**STOCK EXCHANGE TRADING RIGHTS**

**Application Procedures for the Issue of a Stock Exchange Trading Right**

- 3A03A. (a) Any person desirous of applying for a Stock Exchange Trading Right shall complete, sign and deliver to the Exchange an application in writing in such form as the Board may from time to time prescribe.
- (b) The applicant shall provide the Board with such information as the Board may require for dealing with the application.
- (c) The Board may, upon receiving an application for Stock Exchange Trading Right, undertake a Tender Process, in connection with the issue of a Stock Exchange Trading Right to the applicant. The results of the Tender Process shall be binding on the applicant.
- (d) An applicant whose application has been approved by the Board shall not be issued a Stock Exchange Trading Right unless and until it has paid in full all fees (including the administration fee for the Tender Process, where applicable, and the fee for the Stock Exchange Trading Right) from time to time prescribed by the Board and complied with any other conditions prescribed by the Board.

- (e) The decision of the Board in respect of an application for a Stock Exchange Trading Right shall be final and conclusive.
- (f) The applicant will be notified in writing as soon as its application for a Stock Exchange Trading Right has been approved. It shall become a holder of a Stock Exchange Trading Right upon its name being registered in the register of Stock Exchange Trading Rights.
- (g) The applicant will be notified in writing if its application for a Stock Exchange Trading Right has not been approved.
- (h) Unless the applicant is already an Exchange Participant, the applicant must simultaneously upon the issue of a Stock Exchange Trading Right become an Exchange Participant.

### **Relinquishment of Stock Exchange Trading Right**

- 3A13. (a) A holder of a Stock Exchange Trading Right may, without affecting existing rights or obligations which have accrued and subject to these Rules, at any time relinquish his or its Stock Exchange Trading Right without penalty or compensation.
- (b) Notwithstanding Rule 3A13(a), at any time prior to the tenth anniversary of the Scheme Effective Date, a holder of a Stock Exchange Trading Right that was granted under the Stock Exchange Scheme and that had not been transferred or deemed to have been transferred may be invited to apply to relinquish his or its Stock Exchange Trading Right through a Tender Process. In normal circumstances, the tender with the lowest price will be selected, but the Exchange is not bound to do so.

The holder of the Stock Exchange Trading Right whose tender has been selected under Rule 3A13(b) shall relinquish its Stock Exchange Trading Right within six months from the date of the notice of acceptance of the tender issued by the Exchange and in accordance with the procedures as from time to time determined by the Exchange. Any payment due to the holder of Stock Exchange Trading Right will be made by the Exchange as soon as practicable after he or it has relinquished his or its Stock Exchange Trading Right.

- (c) The holder of the Stock Exchange Trading Right shall be deemed to relinquish his or its Stock Exchange Trading Right at the expiry of six months under Rule 3A13(c) and whereupon the holder of the Stock Exchange Trading Right shall be removed from the register of Stock Exchange Trading Rights.

CHAPTER 8

PAYMENT OF FEES AND CHARGES

802. Without limitation to the generality of Rule 801 above, the Board may impose fees and charges in respect of:-

<b>Fee Type</b>	<b>Amount (HK\$)</b>
(1) [Repealed]	
(1A) [Repealed]	
(2) monthly subscription:	
(a) holder of Stock Exchange Trading Right;	2,900
(b) Exchange Participant;	2,900
(2A) Stock Exchange Trading Right (other than those issued under the Stock Exchange Scheme)	500,000 per Stock Exchange Trading Right or where there is a Tender Process, 500,000 or the price of the selected tender, whichever is the lower
Administration fee for Tender Process	50,000 (Not applicable if no valid tender is received)