

Frequently Asked Questions Series 2 (Released on 6 June 2006/ Last Updated in December 2023)

Minor and Housekeeping Rule Amendments

Status of “Frequently Asked Questions”

The following frequently asked questions (FAQs) are designed to help issuers to understand and comply with the Listing Rules, particularly in situations not explicitly set out in the Rules or where further clarification may be desirable.

Users of the FAQs should refer to the Rules themselves and, if necessary, seek qualified professional advice. The FAQs are not substitutes for the Rules. If there is any discrepancy between the FAQs and the Rules, the Rules prevail.

In formulating our “answers”, we may have assumed certain underlying facts, selectively summarised the Rules or concentrated on one particular aspect of the question. They are not definitive and do not apply to all cases where the scenario may at first appear similar. In any given case, regard must be had to all the relevant facts and circumstances.

The Listing Division may be consulted on a confidential basis. Contact the Listing Division at the earliest opportunity with any queries.

No.	Main Board Rule Reference	GEM Rule Reference	Query	Response
1.	(FAQ withdrawn on 30 September 2009)			
2.	13.51(2)(x)	17.50(2)(x)	If there is no information to be disclosed pursuant to the requirements under certain paragraphs, say (h) to (w), in Main Board Rule 13.51(2)/GEM Rule 17.50(2), is a negative statement required for each subparagraph including a recital of the language of the sub-paragraph in full or, alternatively, is it acceptable for the negative statement to be made by quoting the rule reference without a detailed description of each of the requirements therein?	Subject to the comment below, compliance with the requirements of Main Board Rule 13.51(2)/GEM Rule 17.50(2), could be achieved by either approach. The alternative may offer a more streamlined form of disclosure. Under either approach separate disclosure should always be made pursuant to Main Board Rule 13.51(2)(w) /GEM Rule 17.50(2)(w) to confirm, in the announcement, whether or not there are any other matters that need to be brought to the attention of holders of securities of the listed issuer.
3.	(FAQ withdrawn in October 2020)			
4.	9.03(1)(b), Form A1 and Form A2 (published in Regulatory Forms) <i>(Updated in December 2023)</i>	12.14(4), Paragraph 19 of Form A, paragraph 15 of Form B and paragraph 12 of Form C (published in Regulatory Forms) <i>(Updated in December 2023)</i>	A new applicant intends to effect electronic transfer to the Exchange's designated bank account for payment of the initial listing fee. (i) Where can it obtain information for effecting such electronic transfer? (ii) In the event that the Exchange returns the listing application before it issues its first comment letter to the sponsor, does the new applicant need to separately	(i) The new applicant may refer to the relevant information set out in Guidance Letter HKEX-GL55-13 (under item 5 of Attachment I) or Guidance Letter HKEX-GL79-14 (under item 5 of Attachment 1) (as the case may be) for effecting electronic transfer to the Exchange's designated bank account for payment of the initial listing fee. <i>(Updated in August 2022)</i> (ii) No, in the situation described, the new applicant needs not separately apply for a refund of the initial listing fee. In its letter to the sponsor setting out its decision to return the listing application, the Exchange will notify the sponsor that the initial listing fee previously transferred to its designated bank account will be refunded and, where

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			apply for a refund of the amount electronically transferred?	applicable, require the sponsor to provide the information required for effecting the refund.