

## Part B Consultation Questions

Please indicate your preference by checking the appropriate boxes. Please make your comments by replying to questions below against proposed changes discussed in the Consultation Paper at the hyperlink: [http://www.hkex.com.hk/consul/paper/cp200907\\_e.pdf](http://www.hkex.com.hk/consul/paper/cp200907_e.pdf).

Where there is insufficient space provided for your comments, please attach additional pages.

### *Consultation Questions on Notice Period for Book Closure*

1. Do you agree to our proposal to shorten the notice period for book closure for a rights issue or an open offer from 14 calendar days to five business days?

Yes

No

Please provide reasons to support your view.

*For rights issue we agree but we disagree for open offers as they are fundamentally different.*

2. In the case of a rights issue or an open offer, do you agree to our proposal to require extension of the notice period by postponing the book closure date, if necessary, to provide the market with a minimum of two uninterrupted trading days for trading in cum-rights securities during the notice period if, for examples, trading on the Exchange is interrupted due to typhoon and/or a black rainstorm warning or trading of the issuer's securities is suspended?

Yes

No

Please provide reasons to support your view.

*Again rights issues and open offers are different and we do not think only two days is sufficient time for either a rights issue or open offer*

3. If your answer to question 2 is “Yes”, do you agree that the proposed draft rule amendments in Appendix II will implement our proposal(s)?

Yes

No

Please provide reasons to support your view.

*Not applicable as we answered NO to question 2*

4. Do you agree to our proposal to amend the notice period for book closure (in cases other than a rights issue or an open offer) from 14 calendar days to 10 business days?

Yes

No

Please provide reasons to support your view.

5. Do you agree to our proposal to amend the notice period for alteration of book closure date from six calendar days to five business days?

Yes

No

Please provide reasons to support your view.

6. Do you agree to our proposal to clarify the rule that if an issuer changes the book closure date, it must give notice at least five business days before the originally announced closure or the newly proposed closure, whichever is earlier?

Yes

No

Please provide reasons to support your views.

7. Are there any other comments you would like to make?

Yes

No

If your answer is "Yes", please state below.

*Please let me know why the logic in David Webb's article of 7<sup>th</sup> September 2009 at <http://webb-site.com/articles/openoffers.asp> is wrong. If the logic is correct presumably you will follow his recommendations.*

*Why are you not introducing measures to limit the discount % for open offers?*

*Why are you not introducing measures so that companies have to account to holders for the value of their entitlements which are not subscribed?*

***Consultation Questions on Subscription Period***

8. Do you agree to our proposal to amend the minimum subscription period for rights issues and open offers from 14 calendar days to 10 business days?

Yes

No

Please provide reasons to support your view.



9. Do you agree to our proposal to amend the maximum subscription period for rights issues and open offers (over which the issuer must consult the Exchange) from 21 calendar days to 15 business days?

Yes

No

Please provide reasons to support your view.

10. Are there any other comments you would like to make?

Yes

No

If your answer is "Yes", please state below.

- End -