

## 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, **with our suggestion below.**

No

Please provide reasons to support your view.

**In the rights issue or open offer subscription & trading of nil-paid rights timetable, a number of parties, including custodian, fund managers, financial advisors, nominees, brokers and investors, etc. are involved in the process chain. A definite and non-interrupted timetable is essential for market information and reference.**

**We support the shortening of the notice period for book closure. However, postponement of book closure date for the proposed purpose of providing two uninterrupted cum-rights trading days together with the possibility of deferral of book close date due to typhoon or black rainstorm on ex-entitlement days under Practice Note No. 8 could significantly reduce the time-window for listed issuer and share registrar in printing offer document and issuing PALs, thus leading to deferral and revision of the time-table for subscription of rights issue or open offer.**

**We would suggest a notice period for book close for 6 business days instead of 5 business days so as to reduce the possibility of change in the original rights issue timetable due to typhoon or black rain storm during the cum-rights trading period.**

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, **with our suggestion below.**

No

Please provide reasons to support your view.

**We support to provide requirement in the listing rules for a minimum of 2 uninterrupted cum-rights trading days during the notice period. Nevertheless, for reasons mentioned in Question 1 above, we suggest adopting a longer notice period so as to cater the 2 uninterrupted cum-rights trading days while reducing the possibility of revision of the overall rights issue or open offer timetable.**

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.

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.

***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.

**Hope the change can be implemented in Q1 of 2010.**

- End -