

## 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/eng/newsconsul/mktconsul/documents/cp201009.pdf>

Where there is insufficient space, please attach additional pages as necessary.

### A. Exemption for Qualified Property Acquisitions

#### (1) Scope of the QPA exemption

- 1 (a). Do you agree with the proposal to expand the QPA exemption to acquisitions of land or property development projects in the Mainland from government through the PRC Government Auction Process?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraphs 18 to 25 of the Consultation Paper.

- 1 (b). For the proposed exemption described in 1(a), do you agree with the proposal to exempt government or government entities falling under the current definition of “PRC Governmental Body” in Rule 19A.04?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraph 26 of the Consultation Paper.

2. Do you propose other jurisdictions which should qualify for the QPA exemption?

☒ Yes

☐ No

If your answer is “Yes”, please provide details of the legislation and requirements for government land auctions in those jurisdictions and your analysis why they would fit the criteria described in paragraphs 23 and 27 of the Consultation Paper.

We support in principle the extension of the waiver to other jurisdictions in respect of which respondents have provided evidence of the relevant legislation and requirements and that they would fit the above criteria.

3. Do you agree with the proposal to grant similar waivers to government land acquisitions in other jurisdictions on an individual case basis?

☒ Yes

☐ No

Please provide reasons.

If it can be shown, by reference to the proposed factors set out in paragraph 27 of the Consultation Paper that a waiver should be granted, it would be reasonable to grant the waiver.

4. Do you agree with the factors for granting individual waivers described in paragraph 27 of the Consultation Paper?

☒ Yes

☐ No

Please provide reasons.

We consider that the factors set out in paragraph 27 of the Consultation Paper are fair and reasonable.

**(2) Conditions for QPA exemption**

5. Do you agree with the proposed change to the exemption conditions described in paragraph 34 of the Consultation Paper for property joint ventures with independent third parties?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraphs 31 and 32 of the Consultation Paper.

6. Do you agree with the proposed change to the exemption conditions described in paragraph 34 of the Consultation Paper for property joint ventures with Qualified Connected Persons?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraphs 31 and 32 of the Consultation Paper.

**(3) General Property Acquisition Mandate**

7. Do you agree with the proposal to remove the requirements relating to the General Property Acquisition Mandate currently applying to the formation of joint ventures with Qualified Connected Persons?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraphs 38 and 39 of the Consultation Paper.

**(4) Disclosure requirements**

8. Do you agree with the proposal to accelerate the disclosure of information relating to the joint ventures for Qualified Property Acquisitions (which is currently required to be made in the annual report) to the announcement/circular stage?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraph 44 of the Consultation Paper.

**(5) Property valuation**

9. Do you agree with the proposal to exempt property valuation requirement for acquisitions falling under the QPA exemption?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraph 50 of the Consultation Paper.

**(6) Changes to the Rules**

10. Do you have any comments on the draft Rule amendments relating to the QPA exemption in Part A of Appendix I of the Consultation Paper?

☐ Yes

☒ No

If you answer is “Yes”, please state.

## **B. Formation of joint ventures**

11. Do you agree with the proposal to exempt “revenue joint venture projects” described in paragraph 61 of the Consultation Paper?

☒ Yes

☐ No

Please provide reasons.

We agree with the reasons set out in paragraphs 56 and 57 of the Consultation Paper.

12. Do you agree that the proposed draft Rule amendments in Part B of Appendix I of the Consultation Paper will implement our proposal?

☒ Yes

☐ No

If your answer is “No”, please provide reasons and alternative views.

13. Do you have other comments on this consultation paper?

☐ Yes

☒ No

If your answer is “Yes”, please state.

- End -