

雙櫃台莊家規則下 - 特許證券商註冊 / 撤銷註冊申請之解釋說明
Explanatory Notes for Application for Registration / Removal of Designated Specialist under the Dual Counter Market Maker ("DCMM") Regulations

一般資料**General Information**

- 申請人須注意，若所呈交之申請未有附上解釋說明內所列明的所須表格及文件，將不作處理，有關的申請將退回申請人。
Applicants should note that an application that is not accompanied by all the required forms and documents stated in these notes will not be processed and will be returned to the applicant.
- 申請註冊特許證券商之申請人必須為每一位特許證券商安裝莊家專用 OCG-C 會話以進行其雙櫃台莊家活動。若申請人欲安裝新一套莊家專用 OCG-C 會話，請致電 2840-3626 與香港交易及結算所有限公司（「香港交易所」）的參與者一般查詢熱線聯絡。
Applicant applying for registration of Designated Specialist must have in place a dedicated market making OCG-C session for each Designated Specialist for conducting DCMM activities. Applicant who wishes to subscribe a new market making OCG-C session shall contact Hong Kong Exchanges and Clearing Limited ("HKEX") – Participant General Enquiry Hotline at 2840-3626.
- 申請表格可於香港交易所網址 www.hkex.com.hk 下載。
Application forms are available at the web-site of HKEX at www.hkex.com.hk.

申請獲取雙櫃台證券-特許證券商之所須文件**Documents Required for Application for Registration of Designated Specialist under the DCMM Regulations**

申請人須提交：

Applicant shall provide:

- 表格 22A (雙櫃台莊家規則下-特許證券商註冊 / 撤銷註冊申請)；
Form 22A (Application for Registration / Removal of Designated Specialist under the Dual Counter Market Maker Regulations);
- Internal Report (請參閱附上之 Internal Report 指引)；及
Internal Report (Please read the attached Guidelines for Internal Report); and
- 證明文件以確認申請註冊為雙櫃台莊家規則下-特許證券商之公司客戶符合至少下列其中一項之條件：
Documentary evidence showing that the corporate client to be registered as a Designated Specialist under the DCMM Regulations has satisfied at least one of the following conditions¹:
 - 已就《證券及期貨條例》所規管之第 1 類或第 2 類活動獲證監會發牌或註冊之持牌機構，或獲與證監會有共享市場監管信息諒解備忘錄之海外監管機構發牌或註冊以進行類近活動的機構；
it is an entity licensed by or registered with the Securities and Futures Commission ("SFC") for Type 1 or Type 2 regulated activities under the Securities and Futures Ordinance ("SFO"), or licensed or registered for similar activity by an overseas authority having a memorandum of understanding with the SFC for the sharing of market surveillance information;

¹申請人為證券莊家的特許證券商並已在表格 22A 第 2 部份中聲明 (i) 該將根據雙櫃台莊家規例註冊的公司客戶將滿足其根據證券莊家規例註冊時相同的資格要求和 (ii) 符合上述資格，會被視為已提供證明文件。

Applicant will be regarded as provided the documentary evidence if the corporate client is a registered Designated Specialist under the Securities Market Maker Regulations and declared in Form 22A Section 2 that (i) The corporate client to be registered under the DCMM Regulations will be fulfilled the same eligibility requirement as in its registration under the Securities Market Maker Regulations, and (ii) meet the qualification(s) mentioned above.

- 受香港聯合交易所有限公司（「聯交所」）認可的監管機構所監管的持牌銀行；
it is an entity which is a licensed bank regulated by an authority acceptable to The Stock Exchange of Hong Kong Limited ("SEHK");
- 維持標準普爾長期信用評級為 A-或以上，或穆迪長期信用評級為A3或以上的機構；或
it is an entity which has maintained a current long-term credit rating of A- or above (S&P Global) or A3 or above (Moody's); or
- 持有已繳足股本不少於港幣 50,000,000 元及股東權益不少於港幣 100,000,000 元的機構。
it is an entity which has maintained a paid-up capital of at least HK\$50,000,000 and shareholders' funds of at least HK\$100,000,000.

申請撤銷雙櫃台證券-特許證券商註冊之所須文件

Documents Required for Removal of Designated Specialist under the DCMM Regulations

1. 表格 22A (雙櫃台莊家規則下-特許證券商註冊 / 撤銷註冊申請) 。
Form 22A (Application for Registration / Removal of Designated Specialist under the Dual Counter Market Maker Regulations).

Guidelines for Internal Report for the Registration of Designated Specialist under the DCMM Regulations

Introduction

In applying for the registration of Designated Specialist under the DCMM Regulations, an Exchange Participant (“applicant”) of The Stock Exchange of Hong Kong Limited (the “Exchange” or “SEHK”) is required to:

- (i) submit an internal report (“Report”) giving information on the risk management policy and control of the applicant on its proposed Designated Specialist and describing the systems, controls and internal procedures that it intends to adopt or has adopted in regard to DCMM activities on the Exchange; and
- (ii) include in the Report the information on the applicant’s readiness to conduct DCMM activities by its proposed Designated Specialist for securities traded and settled in RMB, where applicable.

Note: Part 2 (Simplified Report) shall apply to applicant who has completed and signed a Form 22A declaring that (a) it is a registered Securities Market Maker; (b) its DCMM activities will be conducted in the same Designated Specialist as its market making activities under the Securities Market Maker permit; and (c) the Designated Specialist to be registered for DCMM activities by the applicant shall have fulfilled the eligibility requirements.

Part 1: Areas to be covered in the Report

1. Overview of the DCMM business

Brief descriptions of set up of the business, its core operation systems and key personnel, including:

- business structure and set up for the DCMM activities (providing details of the proposed Designated Specialist);
- core operations of front and back offices for the DCMM activities;
- a description of the background, experience, role and responsibility of key personnel and the name, contact telephone number and email address of each key personnel of the Designated Specialist under its registration who is responsible for overseeing DCMM activities; and
- trading strategies and policies.

2. Financial standing

The applicant should have and employ effectively the resources and procedures, which are needed for the proper performance of the DCMM activities. The applicant should provide the following information:

- financial information of the applicant and the proposed Designated Specialist; and
- controls and procedures to ensure compliance with the financial requirements of the Exchange; and
- controls and procedures to meet the settlement obligations towards the clearing house.

3. Risk management

The framework of risk management policy and procedures of the applicant for the registration of Designated Specialist on the DCMM activities, specifically including the following:

- policy and procedures for setting trading and position limits for the Designated Specialist;
- list of risk management reports reviewed by the management and risk management personnel and frequency of such review;
- settlement arrangement between the applicant and the Designated Specialist and the consequence of the Designated Specialist's failure to meet its settlement obligation due to the applicant, including the actions which the applicant may be entitled to take;
- controls and procedures in ensuring the implementation of the risk management policy and procedures to monitor the Designated Specialist; and
- controls and procedures to monitor the compliance with Regulations (5B)(a) and (15F) of the Dual Counter Market Maker Regulations ("Regulations") in the Nineteenth Schedule to the Exchange Rules.
- In addition, the procedures to ensure that the Exchange is properly informed if the Designated Specialist fails to comply with the conditions set out in Regulation (5B)(a) or the Dual Counter Market Maker's obligations set out in the Regulations; or the applicant becomes aware of any of the matters noted in Regulation (5B)(d).

4. Records

The applicant should keep and maintain sufficient trading records of the DCMM activities. The Report should include descriptions of the following:

- list of accounts and reports to be kept and the frequency of the reports (keep separate accounts for DCMM Transactions for its own account or, for the account of its approved affiliate, or for the account of its registered Designated Specialist), own trades which are not for the purpose of DCMM activities; and separate accounts for each Designated Specialist); and
- controls in place to reconcile the executed trades and outstanding position to third party statements (such as reports from the clearing houses and the Exchange) from the reports generated by the pricing, risk monitoring and back office systems.

5. Computer and security

A description of the computer system to be used and internal security procedures, including:

- software to be used for the pricing, risk monitoring and back office processing;
- source of the software and experience in the software. If newly self-developed software is used, details of training provided to the staff and testing of the software;
- history of major failure of the software, if appropriate; and
- the internal security procedures in place, including controls to restrict access to the computer system by password and User ID to prevent unauthorized amendment to the data and software.

6. Readiness for conducting DCMM activities by its proposed Designated Specialist for securities traded and settled in RMB

The applicant should review its readiness for conducting DCMM activities for securities traded and settled in RMB. The applicant should provide the following information:

- confirmation of the applicant's readiness for trading and/or clearing in SEHK-listed RMB denominated securities by reference to the [Checklist to facilitate Participants' review of readiness for Listed Renminbi \("RMB"\) Securities Business](#) issued by the Securities and Futures Commission on 17 March 2011; and
- arrangements and/or controls to source sufficient RMB to meet the settlement obligation towards Hong Kong Securities Clearing Company Limited ("HKSCC")¹.

Part 2: Simplified Report applicable to applicants who are registered Securities Market Makers

1. Controls and procedures for DCMM activities:

The applicant should confirm whether the equivalent business structure, core operations, key personnel, trading strategy, risk management policy, systems, controls and internal procedures that are prescribed in points 1 to 5 under Part 1 above with respect to its existing Securities Market Making activities that conducted through the proposed Designated Specialist will be adopted to its proposed DCMM activities. The applicant should provide the relevant information in detail where any alternative arrangements are intended to be adopted.

2. Readiness for conducting DCMM activities for securities traded and settled in RMB

The applicant should review its readiness for conducting DCMM activities for securities traded and settled in RMB. The applicant should provide the following information:

- confirmation of the applicant's readiness for trading and/or clearing in SEHK-listed RMB denominated securities by reference to the [Checklist to facilitate Participants' review of readiness for Listed Renminbi \("RMB"\) Securities Business](#) issued by the Securities and Futures Commission on 17 March 2011; and
- arrangements and/or controls to source sufficient RMB to meet the settlement obligation towards HKSCC¹.

The above areas are by no means exhaustive. The applicant should include any additional procedures, which they consider necessary to address the risks to the assets of the applicant or the Designated Specialist under its registration are exposed and the liabilities that might incur. The Exchange may request additional information from the applicant to support its application. The applicant is expected to provide the requested information within two months from the date of the request, or within such other period as may be specified by the Exchange. If the applicant fails to do so within such period, the application, including any submitted internal report will be regarded as lapsed. Should the applicant wish to continue with the application, the applicant will need to submit a new complete set of documents, including an up-to-date internal report.

¹ Where the applicant is not an HKSCC Clearing Participant, the applicant should also provide confirmation by its General Clearing Participant ("GCP") of the readiness of the GCP for the clearing and settlement of listed RMB securities with reference to the Checklist.

ATTACHMENT 1

Order Input Requirements for DCMMs which has registered one or more Designated Specialist

1. Order input formats

DCMMs using a designated market making OCG-C/BSS for conducting DCMM activities by each of its Designated Specialists

Below is a summary of the order message requirements for different fields:

Orders	“Side” 1 = Buy 2 = Sell 5 = Sell Short	“Order Restrictions” 5 = Acting as Market Maker or Designated Specialist in the Dual Counter Security	First 3 characters in “Text” field
(A) Short Sell			
- Downtick ^{Note}	5	5	No specific input required
- Non- downtick	5	N/A	No specific input required
(B) Buy	1	N/A	No specific input required
(C) Long Sell	2	N/A	No specific input required

2. DCMMs must comply with these input requirements and other regulations set out in the Nineteenth Schedule of the Rules of the Exchange.

Note: Downtick short sell order means an order at a price below the POS reference price (during the Pre-opening Session), the best current ask price (during the Continuous Trading Session) or the CAS reference price (during the Closing Auction Session).