

**Rules of the Exchange**

**CHAPTER 1**

**INTERPRETATION**

101. In these Rules, unless the context otherwise requires:-

“Monthly Throttle Subscription Scheme” means the scheme set out in Rule 365E that allows an Exchange Participant with a Central Gateway session to apply to the Exchange for the subscription of an increase in the throughput rate of a Central Gateway message into the System on a monthly basis;

“Throttle-on-Demand Scheme” means the scheme set out in Rule 365D that allows an Exchange Participant with a Central Gateway session to apply to the Exchange for a temporary increase in the throughput rate of ~~an order or~~ a Central Gateway message into the System on a daily basis;

**CHAPTER 3**

**EXCHANGE PARTICIPANTSHIP**

**Increase of Central Gateway Session Throughput Rate**

- 365C. (1) An Exchange Participant with a Central Gateway session may apply to the Exchange for an increase in the throughput rate of a Central Gateway message into the System through the Central Gateway session under this Rule 365C(1) or, in the case of an temporary increase on a temporary or monthly basis, under Rule 365D(1) or Rule 365E(1), and such application shall be subject to the approval of the Exchange. Any increase in the throughput rate shall be for a standard Central Gateway throttle rate or multiples of a standard Central Gateway throttle rate.
- (2) An Exchange Participant which has applied for or which has acquired or subscribed for an increase in throughput rate entitlement under Rule 365C(1), Rule 365C(5), ~~or~~ Rule 365D(1) or Rule 365E(1) may apply for a new Central Gateway session. The application for a new Central Gateway session shall be subject to the approval of the Exchange and such approval may be given subject to any conditions

and payment of such fees and charges as the Board thinks fit. Without prejudice to the aforesaid, a new Central Gateway session, if approved, shall in all respects be subject to the Rules applicable to “Central Gateway session” referred to in Rule 365(1) unless otherwise determined by the Board.

- (3) An Exchange Participant shall, if its application under Rule 365C(1) is approved by the Exchange, and an Exchange Participant which has acquired an increase in throughput rate entitlement under Rule 365C(5) also shall comply with such terms and conditions as the Board shall from time to time prescribe and pay such fees and charges as shall be determined by the Board from time to time. Without prejudice to the aforesaid, any increase in the throughput rate under Rule 365C(1), ~~or~~ Rule 365D(1) or Rule 365E(1) or pursuant to a transfer under Rule 365C(5) shall be assigned to an existing Central Gateway session or a new Central Gateway session under Rule 365C(2), if any, provided that at least a standard Central Gateway throttle rate shall, unless otherwise specified by the Exchange, be assigned to the new Central Gateway session, if any.
- (5) An increase in throughput rate entitlement granted under Rule 365C(1), ~~or~~ Rule 365D(1) or Rule 365E(1) or acquired under this Rule 365C(5) may be transferred by an Exchange Participant upon such terms and subject to such conditions as may from time to time be prescribed by the Exchange including but not limited to the condition that the Exchange Participant to which the throughput rate increase entitlement is to be transferred must be a company within the same group of companies as the Exchange Participant. An Exchange Participant wishing to transfer an increase in throughput rate entitlement shall apply to the Exchange for the transfer and such application shall be subject to the approval of the Exchange.

#### **Throttle-on-Demand Scheme**

- 365D. (1) An Exchange Participant with a Central Gateway session may apply to the Exchange for a temporary increase in the throughput rate of ~~an order or~~ a Central Gateway message into the System on a daily ~~or monthly~~ basis (the “Throttle-on-Demand Scheme”) and such application shall be subject to the approval of the Exchange. Any temporary increase in the throughput rate shall be for a single or multiples of a standard Central Gateway throttle rate.

#### **Monthly Throttle Subscription Scheme**

- 365E. (1) An Exchange Participant with a Central Gateway session may apply to the Exchange for the subscription of an increase in the throughput rate of a Central Gateway message into the System on a monthly basis (the “Monthly Throttle Subscription Scheme”) and such application shall be subject to the approval of the Exchange. Any such increase in the throughput rate subscribed shall be for a single or multiples of a standard Central Gateway throttle rate.
- (2) The Exchange may impose a maximum number of standard Central Gateway throttle rates that may be granted to an Exchange Participant under the Monthly Throttle Subscription Scheme.
- (3) An Exchange Participant shall, if its application under Rule 365E(1) is approved by the Exchange, comply with such terms and conditions as the Exchange shall from time to time prescribe and pay such fees and charges as shall be determined by the Board from time to time.

## CHAPTER 8

### PAYMENT OF FEES AND CHARGES

802A. Without limitation to the generality of Rule 801 above, the Board may impose fees and charges in relation to the Central Gateway as follows:-

<u>Fee Type</u>	<u>Amount (HK\$)</u>
(3) in addition to any one-time fee specified above, a monthly fee <u>(unless otherwise stated)</u> for:	
(a) the use of a Central Gateway session, Market Making Central Gateway session or Backup Central Gateway session as follows depending on the number of standard Central Gateway throttle rates assigned; <u>(including any assigned under the Monthly Throttle Subscription Scheme but excluding other than any standard Central Gateway throttle rates assigned under the Throttle-on-Demand Scheme)</u> :	
(i) low capacity - up to 20 standard Central Gateway throttle rates	Central Gateway session: 2,000 for the first session for trading or

		backup, 7,500 for each additional session
		Market Making Central Gateway session: 7,500 for each session for trading or backup
(ii)	standard capacity - 21 to 60 standard Central Gateway throttle rates	10,000
(iii)	high capacity - 61 to 100 standard Central Gateway throttle rates	15,000
	- 101 to 150 standard Central Gateway throttle rates	20,000
	- 151 to 200 standard Central Gateway throttle rates	25,000
	- 201 to 250 standard Central Gateway throttle rates	30,000
(e)	an increase in the throughput rate of a message into the System <u>under Rule 365C(1)</u> through an existing Central Gateway session <del>under Rule 365C</del> ;	960 for each standard Central Gateway throttle rate
(f)	an increase in the throughput rate of a message into the System <u>under Rule 365C(1)</u> through a new Central Gateway session under Rule 365C(2);	960 for each standard Central Gateway throttle rate, <del>other than any assigned under the Throttle-on-Demand Scheme</del>
(i)	a temporary increase in the throughput rate of a message into the System under the Throttle-on-Demand Scheme in Rule 365D(1), whether through an existing Central Gateway session or a new Central Gateway session under Rule 365C(2);	<del>2,000 for each standard Central Gateway throttle rate per month if granted on a monthly basis</del>

200 for each  
standard Central  
Gateway throttle  
rate per trading  
day ~~if granted on  
a daily basis~~

- (j) the subscription of an increase in the throughput rate of a message into the System under the Monthly Throttle Subscription Scheme in Rule 365E(1), whether through an existing Central Gateway session or a new Central Gateway session under Rule 365C(2); 2,000 for each standard Central Gateway throttle rate