

IN THE MATTER OF THE LISTED SECURITIES OF
GREENCOOL TECHNOLOGY HOLDINGS LIMITED (STOCK CODE: 8056)



MARKET MISCONDUCT TRIBUNAL PROCEEDINGS
PURSUANT TO SECTION 252(2) OF AND SCHEDULE 9 TO THE
SECURITIES AND FUTURES ORDINANCE CAP. 571

IN THE MATTER OF the Market Misconduct
Tribunal Proceedings under section 252(2) and
Orders made by the Market Misconduct Tribunal
on 23 June 2017 under section 257(1) and section
260(1) of the Securities and Futures Ordinance,
Cap. 571

AND

IN THE MATTER OF Section 264 of the
Securities and Futures Ordinance, Cap. 571

ORDER

WHEREAS it appears to the Securities and Futures Commission (the
“**Commission**”) that market misconduct within the meaning of section 277 of Part XIII of
the Securities and Futures Ordinance, Cap. 571 (the “**Ordinance**”) has or may have taken
place in relation to the securities of Greencool Technology Holdings Limited (Stock Code:
8056) listed on the Stock Exchange of Hong Kong Limited (“**Greencool**”)

AND WHEREAS by the Notice dated 17 June 2014 issued by the Commission
requiring the Market Misconduct Tribunal (“**Tribunal**”) to conduct proceedings to
determine:-

- (a) whether any market misconduct has taken place;
- (b) the identity of any person who has engaged in the market misconduct; and
- (c) the amount of any profit gained or loss avoided as a result of the market misconduct

AND UPON HEARING the Presenting Officer appointed by the Commission and the respective Counsel for the 8th (Margaret MAN) and the 9th (MOK Henry Wing Kai) specified persons; the 1st (GU Chujun), 2nd (ZHANG Xihan), 3rd (HU Xiaohui), 4th (LIU Congmeng), 5th (XU Wanping), 6th (CHEN Changbei) and 7th (FAN Jiayan) specified persons being absent

AND UPON the Tribunal having come to the finding in its report dated 29 December 2016 that:-

- (1) the 1st (GU Chujun), 2nd (ZHANG Xihan), 3rd (HU Xiaohui), 5th (XU Wanping) and 9th (MOK Henry Wing Kai) specified persons are culpable of market misconduct pursuant to section 277(1) of the Ordinance;
- (2) the 4th (LIU Congmeng) specified person is not to be identified as a person having engaged in market misconduct;
- (3) the 6th (CHEN Changbei), 7th (FAN Jiayan) and 8th (Margaret MAN) specified persons are not culpable of market misconduct

THE TRIBUNAL ORDERED that:-

1. Pursuant to section 257(1)(a) of the Ordinance, (1) GU Chujun, ZHANG Xihan, HU Xiaohui and XU Wanping shall not, without the leave of the Court of First Instance, be or continue to be a director, or take part, directly or indirectly, in the management of a listed company, or any company in which a listed company, directly or indirectly, has a shareholding, for a period of five years calculated from 1 October 2017; and (2) MOK Henry Wing Kai shall not, without the leave of the Court of First Instance, be or continue to be a director in the management of a listed company, or any company in which a listed company, directly or indirectly, has a shareholding, for a period of three years calculated from 1 October 2017;
2. Pursuant to section 257(1)(b) of the Ordinance, GU Chujun shall not, without the leave of the Court of First Instance, in Hong Kong, directly or indirectly, in any way deal in any securities, futures contract or leveraged foreign exchange contract, or any interest therein, for a period of five years calculated from 1 October 2017;
3. Pursuant to section 257(1)(c) of the Ordinance, GU Chujun, ZHANG Xihan, HU Xiaohui and XU Wanping shall not again perpetrate any conduct which constitutes misconduct under section 270 (insider dealing), section 274 (false trading), section 275 (price rigging), section 276 (disclosure of information about prohibited transactions), section 277 (disclosure of false or misleading information inducing transactions), and section 278 (stock market manipulation) of the Ordinance;

4. Pursuant to section 257(1)(d) of the Ordinance, GU Chujun shall pay to the Government the amount of HK\$481,969,785, this being the profit gained by him, together with interest thereon;
5. Pursuant to section 257(1)(e) of the Ordinance, GU Chujun, ZHANG Xihan, HU Xiaohui and XU Wanping shall each pay 23.75% and MOK Henry Wing Kai shall pay 5% of the costs and expenses reasonably incurred by the Government in relation or incidental to the Tribunal proceedings in the sum of HK\$2,000,000;
6. Pursuant to section 257(1)(f)(i) of the Ordinance, GU Chujun, ZHANG Xihan, HU Xiaohui and XU Wanping shall each pay 23.75% and MOK Henry Wing Kai shall pay 5% of the costs and expenses reasonably incurred by the Commission in relation or incidental to the Tribunal proceedings in the sum of HK\$10,700,000;
7. Pursuant to section 257(1)(f)(ii) of the Ordinance, GU Chujun, ZHANG Xihan, HU Xiaohui and XU Wanping shall each pay 23.75% and MOK Henry Wing Kai shall pay 5% of the costs and expenses reasonably incurred by the Commission in relation or incidental to the investigation carried out before the Tribunal proceedings were instituted in the sum of HK\$8,900,000;
8. Pursuant to section 257(1)(g) of the Ordinance, the Hong Kong Institute of Certified Public Accountants shall be informed of the findings of the Tribunal concerning MOK Henry Wing Kai and be recommended to take disciplinary action against him; and

9. Pursuant to section 260(1)(b) of the Ordinance, Margaret MAN be awarded her costs, to be taxed if not agreed.

AND FURTHER ORDERED that:

10. Pursuant to section 264(1) of the Ordinance, written notice be given in order to register these orders in the Court of First Instance.

Dated the 23rd day of June 2017.



Mr. Michael Hartmann, GBS
Chairman
Market Misconduct Tribunal

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IN THE MATTER OF the Market
Misconduct Tribunal Proceedings
under section 252(2) and Orders
made by the Market Misconduct
Tribunal on 23 June 2017 under
section 257(1) and section 260(1)
of the Securities and Futures
Ordinance, Cap. 571

AND

IN THE MATTER OF Section
264 of the Securities and Futures
Ordinance, Cap. 571

ORDER

Dated the 23rd day of June 2017
Filed on the 30th day of January 2018

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