



SECURITIES AND
FUTURES COMMISSION
證券及期貨事務監察委員會

Application Form for Revised Offering Documents that Incorporate Changes Falling within 7.1 of the Code on Investment-Linked Assurance Schemes (ILAS Code) that Require SFC's Prior Approval

Application for Authorization under Part IV of the Securities and Futures Ordinance (SFO) for the Issue of Revised Document Pursuant to Section 105 of the SFO

This Application Form should be used by applicant in support of any application submitted to the Securities and Futures Commission (the "Commission" or the "SFC") for authorization on or after 1 January 2019 under Part IV of the SFO for the issue of revised document pursuant to section 105 of the SFO that incorporates changes falling within 7.1 of the ILAS Code that require the SFC's prior approval. The issuer/applicant should note that any representation in, or referred to in, this application, and any representation made from time to time in support of this application, which is false or misleading in a material particular, the provision of any information to the Commission which is false or misleading in a material particular and the provision of any record or document which is false or misleading in a material particular constitute an offence under either section 383(1), 384(1) and/or 384(3) of the SFO.

- The SFC reserves the right to return forthwith, without processing, an incomplete or non-compliant application to the extent this Application Form and/or the accompanying documents are not properly or fully completed, and/or where negative responses in this Application Form are not properly explained, and/or such application is accompanied by documents that do not meet the applicable requirements, not in good order or otherwise not suitable for clearance. The SFC reserves the right to request the applicant to submit more information and/or documents and/or updated and duly completed and properly executed form(s), confirmation(s) or undertaking(s) before authorization of the revised document pursuant to section 105 of the SFO.
- If the revised offering documents also contain changes which do not fall within 7.1 of the ILAS Code, please also complete "Filing Form for Revised Offering Documents that Do Not Require SFC's Prior Approval in respect of Investment-Linked Assurance Schemes".
- If there are changes in the revised offering documents which require the SFC's prior approval, please also complete the "Application Form for Scheme Change(s) in respect of Investment-Linked Assurance Schemes".
- The issuer/applicant is reminded to tick ALL boxes that are applicable in this Application Form.
- On application, please submit soft copies of the revised offering document(s) (including product key facts statement, where applicable) with proper annotation(s) of the changes falling within 7.1 of the ILAS Code in text-searchable format.

To: Investment Products Division
Securities and Futures Commission
Attention: [*name of officer (if applicable)*]



Dear Sirs,

1. We _____ (acting on the instructions of _____ [state the name of applicant] (please delete if the applicant is making the application directly) hereby apply to the Commission for the authorization for the issue of the revised offering document(s) of the scheme(s) referred in paragraph 2 below pursuant to section 105 of the SFO.

2. The issue of revised offering document(s) is related to the following Investment-Linked Assurance Scheme(s) ("ILAS") authorized by the Commission:-

Name of the ILAS

- 1. _____
2. _____
3. _____
4. _____
5. _____
(Please use separate sheet(s), if necessary)

3. The offering documents of each of the scheme(s) as referred in paragraph 2 above comprise the following:-

- 1. _____
2. _____
3. _____
4. _____
5. _____
(Please use separate sheet(s), if necessary)

4. Document(s) to be revised (including revisions by way of addendum/addenda to existing document(s))

- 1. _____
2. _____
3. _____
4. _____
5. _____
(Please use separate sheet(s), if necessary)

5. We confirm that:-

(a) the change(s) in the document(s) as referred in paragraph 4 above has/have incorporated change(s) that was/were:-

checkbox approved by the Commission; or

Table with 3 columns: Page reference in the document(s), Brief description of change(s), Approval date

(Please use separate sheet(s), if necessary)

- submitted to the Commission for approval;

Page reference in the document(s)	Brief description of change(s)	Submission date

(Please use separate sheet(s), if necessary)

- (b) apart from the change(s) as referred in item (a) above, other change(s) (if any) in the revised document(s) referred in paragraph 4 above do(es) not require the approval of the SFC under 7.1 of the ILAS Code;
- (c) other than the investment options linked to pools of assets internally managed by _____ [state the name of applicant] on a discretionary basis (if any), all investment options available under the scheme(s) are linked to a class (or classes) of the corresponding underlying funds that are offered to the public investors in Hong Kong;
 disclosures have been made in the offering documents of the scheme(s) alerting investors that certain investment option(s) available under the scheme(s) may not link to a class (or classes) of the corresponding underlying funds that are offered to the public investors in Hong Kong;
- (d) the disclosures in the offering documents of the scheme(s) as referred in paragraph 2 above in respect of the underlying fund(s) corresponding to each of the investment option(s) are consistent with the disclosures in the offering documents of the respective underlying fund(s);
- (e) the content of the revised document(s) as referred in paragraph 4 above is consistent with other parts of the offering documents of the respective scheme(s);
- (f) the content of the revised offering documents of the scheme(s) as referred in paragraph 2 above is consistent with the constitutive documents of the respective scheme(s);
- (g) the product key facts statement(s) of the scheme(s) (if any) as referred in paragraph 2 above is/are consistent with the other parts of the offering documents of the respective scheme(s);
- (h) all documents required to be submitted to the SFC for the purposes of the application for authorization of the revised offering document(s) of the scheme(s) as referred in paragraph 2 above have been submitted and are in compliance with the applicable provisions of the ILAS Code and the applicable provisions in the “Overarching Principles Section” of the SFC Handbook for Unit Trusts and Mutual Funds, Investment-Linked Assurance Schemes and Unlisted Structured Investment Products (“SFC Handbook”);
- (i) nothing in any of the documents required to be submitted to the SFC for the purposes of the application for authorization of the revised offering document(s) of the scheme(s) as referred in paragraph 2 above would in any way contradict or result in any breach of the applicable provisions of the ILAS Code and the applicable provisions in the “Overarching Principles Section” of the SFC Handbook; and



(j) unless otherwise specifically allowed for in this Application Form, no deletion, addition or amendment has been made to the standard template of the current prescribed application form as published on the SFC website.

6. (If applicable) We have instructed _____ [*please state name of law firm*] to act on our behalf in relation to this application. The contact details of the lawyer(s) handling the matter are as follows:-

Name of lawyer-in-charge: _____

Position: _____

Telephone number: _____

Email: _____

Address: _____

Yours faithfully,

Name:
Position:
Duly authorized¹
For and on behalf of
[*Applicant's name*]

Date: _____

¹ The signatory is expected to be a senior-ranking executive of the applicant (or an appropriate person designated by the senior-ranking executive of the applicant) with overall responsibility for the application.