

List of Confirmations of Compliance related to Application for Change(s) that Require SFC's Prior Approval in relation to Recognised Mainland Funds

- The issuer/ applicant should submit the relevant duly completed and properly executed confirmation(s) / undertaking(s) as set out in this List of Confirmations of Compliance related to Application for Change(s) that Require SFC's Prior Approval in relation to Recognised Mainland Funds (the "List") as part of the application for approval of change(s) that require the prior approval of the Securities and Futures Commission (the "Commission" or the "SFC"), where appropriate. The Commission reserves the right to request for more information and/or documents in reviewing and considering the application for the approval of change(s) that require the Commission's prior approval.
- This is a standard form document. Unless otherwise specified, when completing and executing the confirmation(s) / undertaking(s) contained in this List, please do not make any deletion, addition or amendment to the forms or headings. The issuer/ applicant is reminded to tick ALL boxes that are applicable in the relevant confirmation(s) / undertaking(s).
- This List and the confirmation(s) / undertaking(s) contained herein may be updated from time to time with reference to the relevant confirmation(s) / undertaking(s) in the Information Checklist for Application for Authorization of Mainland Funds under the Mutual Recognition of Funds Arrangement. The Commission may require additional information where applicable and appropriate.



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The List is not exhaustive. The Commission may require additional information where applicable and appropriate.

On application, please submit the following executed confirmation(s) / undertaking(s). Please also provide soft copies of these documents in text-searchable format.

Section 1: Change of Hong Kong Representative

- Part 1 Confirmation from the management firm
- Part 2 Undertaking from the new Hong Kong Representative



Confirmation and undertaking in respect of change of Hong Kong Representative

Part 1: Confirmation from management firm

Name of Mainland fund(s) under application:

a) Name of the umbrella/single fund(s) : _____

b) Name of the relevant sub-fund(s) : _____

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

We, in respect of this application and the Mainland fund(s) thereunder, hereby confirm and undertake that:

- a) we will appoint the following entity as the new Hong Kong representative of the Mainland fund(s) and the requirements set out in Chapter 4 of the Guide¹ in respect of the appointment of the Hong Kong representative [*(please delete as appropriate)* have been fulfilled / will be fulfilled before the approval of the change of Hong Kong representative (if granted by the SFC) becomes effective]; and

Name of Hong Kong representative:	
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- b) we have submitted the required undertaking from the new Hong Kong representative as set out in Part 2.

Signed for and on behalf of:

Name of the management firm of the Mainland fund(s) : _____

Name of authorized signatory : _____

Insert name of at least one executive director² (or above) of the management firm of the Mainland fund(s)

Signature : _____

Title / Position : _____

Date (date / month / year) : _____

¹ The Guide refers to the Guide on Practices and Procedures for Application for Authorization of Unit Trusts and Mutual Funds published by the SFC, which, among other things, sets out the compliance requirements applicable to funds seeking authorization from the SFC for offering to the public in Hong Kong, and as the same may be revised/updated from time to time. The Guide may be accessed via <http://www.sfc.hk/web/EN/faqs/product-authorization/guide-on-practices-and-procedures-for-application-for-authorization-of-unit-trusts-and-mutual-funds.html>.

² Equivalent include, for example, CEO, managing director etc. Essentially, the signatory is expected to be a senior-ranking executive with overall responsibility for the application.



Part 2: Undertaking from new Hong Kong Representative

Name of Mainland fund(s) under application:

a) Name of the umbrella/single fund(s) : _____

b) Name of the relevant sub-fund(s) : _____

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

We hereby confirm and undertake that, in respect of the Mainland fund(s) under application mentioned above:-

- (i) we agree to act as the Hong Kong representative;
- (ii) we are [*(please delete as appropriate)* currently /not currently] acting as the Hong Kong representative of other existing SFC-authorized fund(s);
- (iii) we will perform the duties required of a Hong Kong representative under the Code on Unit Trusts and Mutual Funds (“UT Code”) upon the SFC’s approval of the change of Hong Kong representative becoming effective.

We also confirm that:

(iv) *(applicable only to Hong Kong representative which is a trust company)* we are an affiliate of an authorized financial institution defined under the Securities and Futures Ordinance (“SFO”); and

(v) *(please tick where applicable)*

- we have obtained the following licensing or registration status required for compliance with 9.4 of the UT Code:
 - licensing or registration status under the SFO;
 - registration status under Part VIII of the Trustee Ordinance (Chapter 29 of the laws of Hong Kong).

- we are in the process of applying for the following licensing or registration status required for compliance with 9.4 of the UT Code:
 - licensing or registration status under the SFO;
 - registration status under Part VIII of the Trustee Ordinance (Chapter 29 of the laws of Hong Kong).

Signed for and on behalf of:

Name of the new Hong Kong representative : _____

Name of authorized signatory : _____

Signature : _____

Title / Position : _____

Date (date / month / year) : _____