



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

Confirmation of fulfilment of approval/authorization condition(s) in relation to Recognised Mainland Funds (the “Confirmation of Fulfilment”)

This Confirmation of Fulfilment should be used with effect from 7 October 2020 in support of the post authorization application.

Dated: _____¹

To: Securities and Futures Commission (the “Commission” or the “SFC”)

Name of the Mainland Fund(s): _____ (the “Mainland Fund(s)”)

We refer to the letter from the Commission dated _____ (*insert date*) in relation to the Mainland Fund(s) (the “Letter”) granting: (*Please tick if applicable*)

- approval of change(s) that require the Commission’s prior approval; and/or
- authorization for the issue of revised Hong Kong offering document(s) (“HKOD”); and/or
- approval of notice(s) to Hong Kong investors (the “Notice(s)”) relating to [(*please delete as appropriate*) merger / termination / withdrawal of authorization]

Section 1- Confirmations/ undertakings

We hereby confirm our agreement to all the approval/authorization conditions as set out in the Letter (“Conditions”). We further confirm and undertake that the Conditions have been fulfilled and will be complied with in respect of the Mainland Fund(s).

(*Please tick if applicable*) In particular:

- (*Applicable to approved change(s) / approved Notice(s) that is/are subject to approval by the China Securities Regulatory Commission (“CSRC”)*)
We confirm that the [(*please delete as appropriate*) change(s)/Notice(s)] approved by the Commission on _____ (*insert date*) that is/are subject to the approval of the CSRC has/have been approved by the CSRC.
- (*Applicable to approved change(s) that is/are subject to approval by the unitholder*)
We confirm that the change(s) approved by the Commission has/have been approved by the unitholders pursuant to the constitutive documents on _____ (*insert date*).
- (*Applicable to approved change(s) / approved Notice(s) / authorization of revised HKOD that is/are subject to comment(s) of the Commission*)
We confirm that all the comment(s) of the Commission as set out in the Letter has/have been properly addressed.

¹ Please refer to Question 9 in “Section 1: FAQ in respect of the Revamped Post Authorization Process” under Frequently Asked Questions on Post Authorization Compliance Issues of SFC-authorized Unit Trusts and Mutual Funds including the timeframe within which the applicant is required to submit this Confirmation to the SFC.



- (Applicable to authorization of revised HKOD subject to approval by the CSRC)*
We confirm that the revised HKOD as authorized by the Commission on _____ (insert date) that is/are subject to the approval of the CSRC, has/have been approved by the CSRC.
- (Applicable to authorization of revised HKOD)*
We confirm that the finalised draft of the revised HKOD is consistent with the latest offering document(s) which is/are currently made available to Mainland investors and has/have obtained the necessary approval from/completed the required notification to/filing with the CSRC.
- (Applicable to change of Hong Kong representative)*
We confirm that a Hong Kong representative which complies with 9.4 of the Code on Unit Trusts and Mutual Funds (the “UT Code”) has been duly appointed in respect of the Mainland Fund(s) in accordance with Chapter 9 of the UT Code.
- All other confirmations and/or undertakings that are required to be submitted in accordance with the Letter are set out below: *(use separate sheet(s) if necessary)*

Section 2- Supporting documentation

We confirm that all the documents as required to be submitted pursuant to the Letter is enclosed and listed below *(Please tick if applicable)*:

Amended

- (Applicable to approved Notice(s) that is/are subject to comment(s) of the Commission)*
Finalised draft of the Notice(s) properly addressing all the comment(s) of the Commission on the Notice as set out in the Letter, with changes shown in mark-ups against the previously submitted version.
- (Applicable to authorization of revised HKOD)*
Finalised draft of the revised English HKOD properly addressing all the comment(s) of the Commission on the revised HKOD (if any) as set out in the Letter, with changes shown in mark-ups against the (i) previously submitted version; and (ii) version previously approved by the Commission or filed to the Commission with proper annotation(s) of the change(s) that require the Commission’s prior approval.
- (Applicable to (i) authorization of revised HKOD and/or (ii) approved Notice(s))*
Traditional Chinese version of the:
 - finalised draft of the revised HKOD;
 - finalised draft of the Notice(s) approved by the Commission;and the executed Chinese translation certificate(s) *(please refer to Appendices 1 and 2)*
- (Applicable to approved change(s) which also require amendment(s) in the constitutive documents)*
Copy of (i) duly executed revised constitutive documents; and (ii) revised constitutive documents with mark-up changes against the last version filed with the Commission.
- Please list out such other documents that are required to be submitted pursuant to the Letter: (use separate sheet(s) if necessary)*



Signature:

Name:
Position:
Duly authorized²
For and on behalf of
[Applicant's name]
Date:

² The signatory is expected to be a senior-ranking executive of the management firm (or an appropriate person designated by the senior-ranking executive of the management firm) with overall responsibility for the application.



APPENDIX 1: Chinese translation confirmation for revised Hong Kong offering document(s)

Option 1: One Confirmation to be Issued

Name of Mainland fund(s) under application (the “Mainland Fund”):

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

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

I hereby certify and confirm that:

(i) *(please tick one of the following boxes)*

I have appointed *(please insert the name of the person)* _____, who is fully conversant in the traditional and simplified Chinese and the English language and competent to review and ensure each of the traditional Chinese and English versions of the Hong Kong offering document(s), comprising of *(please insert the name of relevant document(s))* _____ (the “Relevant Document(s)³”) in respect of the Mainland Fund, is a true and accurate translation of each other, to review and ensure that each of the traditional Chinese and English versions of the Relevant Document(s)³ is a true and accurate translation of each other;

I am fully conversant in the traditional and simplified Chinese and the English language and competent to review and ensure each of the traditional Chinese and English versions of the Hong Kong offering document(s), comprising of *(please insert the name of relevant document(s))* _____ (the “Relevant Document(s)³”) in respect of the Mainland Fund, is a true and accurate translation of each other, and have reviewed and ensured that each of the traditional Chinese and English versions of the Relevant Document(s)³ is a true and accurate translation of each other; and

(ii) each of the traditional Chinese and English versions of the Relevant Document(s)³ is a true and accurate translation of each other; and

(iii) where any text of the Relevant Document(s)³ is derived from the original simplified Chinese text of the latest offering document(s) of the Mainland Fund that is/are made available to Mainland investors and has/have obtained the necessary approval from/completed the required notification to/filing with the China Securities Regulatory Commission, the Relevant Document(s)³ is/are a true and accurate reflection of the original simplified text, taking into account market practice and customary use of Chinese language in Hong Kong.

³ The Relevant Document(s) refers to the full set of the Hong Kong offering document(s).



Name of the party issuing confirmation^A : _____
Name of authorized signatory : _____
Title / Position of authorized signatory : _____
Signature : _____
Date (date / month/ year) : _____

^A Please refer to the SFC's circular regarding streamlining of authorization process (30 December 2005) which can be downloaded at: <http://www.sfc.hk/edistributionWeb/gateway/EN/circular/openFile?refNo=H480> and Question 10 of FAQ on Application Procedures for Authorization of Unit Trust and Mutual Funds under the Revamped Process which can be downloaded at: [http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-\(for-new-fund-applications-received-on-or-after-9-november-2015\).html](http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-(for-new-fund-applications-received-on-or-after-9-november-2015).html)



Option 2: Two Confirmations to be Issued (Comprising the First Confirmation and Second Confirmation Below)

First Confirmation

Name of Mainland fund(s) under application (the “Mainland Fund”):

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

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

I hereby certify and confirm that:

- (a) I have appointed (*please insert the name of the translation company*), a company with qualified personnel who are fully conversant in the traditional and simplified Chinese and the English language and competent to review and ensure each of the traditional Chinese and English versions of:

(*please tick one of the following*)

(i) (*please insert the name(s) of the full set of the Hong Kong offering document(s)*); or

(ii) (*please insert the name(s) of the Hong Kong offering document(s) being revised*)

(the “Relevant Document(s)”) in respect of the Mainland Fund, is a true and accurate translation of each other, to review and ensure that each of the traditional Chinese and English versions of the Relevant Document(s) is a true and accurate translation of each other; and that where any text of the Relevant Document(s) is derived from the original simplified Chinese text of the latest offering document(s) of the Mainland Fund that is/are made available to Mainland investors and has/have obtained the necessary approval from/completed the required notification to/filing with the China Securities Regulatory Commission, the Relevant Document(s) is/are a true and accurate reflection of the original simplified text, taking into account market practice and customary use of Chinese language in Hong Kong; and

- (b) (*Only applicable if (a)(ii) above is selected*)

the full set of the traditional Chinese and English versions of the Hong Kong offering document(s) is a true and accurate translation of each other; and that where any text of the Hong Kong offering document(s) is derived from the original simplified Chinese text of the latest offering document(s) of the Mainland Fund that is/are made available to Mainland investors and has/have obtained the necessary approval from/completed the required notification to/filing with the China Securities Regulatory Commission, the Hong Kong offering document(s) is/are a true and accurate reflection of the original simplified text, taking into account market practice and customary use of Chinese language in Hong Kong⁴.

⁴ Please refer to Question 5C in Section D under Frequently Asked Questions on Mainland-Hong Kong Mutual Recognition of Funds which can be downloaded at:
<http://www.sfc.hk/web/EN/faqs/mainland-hong-kong-mutual-recognition-of-funds.html>



Name of the party issuing confirmation^B : _____

Name of authorized signatory : _____

Title / Position of authorized signatory : _____

Signature : _____

Date (date / month / year) : _____

^B Please refer to the SFC's circular regarding streamlining of authorization process (30 December 2005) which can be downloaded at: <http://www.sfc.hk/edistributionWeb/gateway/EN/circular/openFile?refNo=H480> and Question 10 of FAQ on Application Procedures for Authorization of Unit Trust and Mutual Funds under the Revamped Process which can be downloaded at: [http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-\(for-new-fund-applications-received-on-or-after-9-november-2015\).html](http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-(for-new-fund-applications-received-on-or-after-9-november-2015).html)



Second Confirmation

Name of Mainland fund(s) under application (the “Mainland Fund”):

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

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

I hereby certify and confirm that:

- (i) (please insert the name of the translation company)
has been appointed by (please insert the name of the appointing party)
to review and ensure each of the traditional Chinese and English versions of (please insert the name(s) of relevant document(s))
(the “Relevant Document(s)”) in respect of the Mainland Fund, is a true and accurate translation of each other; and that where any text of the Relevant Document(s) is derived from the original simplified Chinese text of the latest offering document(s) of the Mainland Fund that is/are made available to Mainland investors and has/have obtained the necessary approval from/completed the required notification to/filing with the China Securities Regulatory Commission (“CSRC”), the Relevant Document(s) is/are a true and accurate reflection of the original simplified text, taking into account market practice and customary use of Chinese language in Hong Kong;
- (ii) (please insert the name of the translator)
of this office is fully conversant in the traditional and simplified Chinese and the English language and competent to review and ensure each of the traditional Chinese and English versions of the Relevant Document(s) is a true and accurate translation of each other; and
- (iii) each of the traditional Chinese and English versions of the Relevant Document(s) is a true and accurate translation of each other; and that where any text of the Relevant Document(s) is derived from the original simplified Chinese text of the latest offering document(s) of the Mainland Fund that is/are made available to Mainland investors and has/have obtained the necessary approval from/completed the required notification to/filing with the CSRC, the Relevant Document(s) is/are a true and accurate reflection of the original simplified text, taking into account market practice and customary use of Chinese language in Hong Kong.



Name of the translator^C : _____

Name of authorized signatory : _____

Position / Title of authorized signatory : _____

Signature : _____

Date (date / month / year) : _____

^C Please refer to the SFC's circular regarding streamlining of authorization process (30 December 2005) which can be downloaded at: <http://www.sfc.hk/edistributionWeb/gateway/EN/circular/openFile?refNo=H480> and Question 10 of FAQ on Application Procedures for Authorization of Unit Trust and Mutual Funds under the Revamped Process which can be downloaded at: [http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-\(for-new-fund-applications-received-on-or-after-9-november-2015\).html](http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-(for-new-fund-applications-received-on-or-after-9-november-2015).html)



APPENDIX 2: Chinese translation confirmation for notice(s) to Hong Kong investors relating to merger / termination / withdrawal of authorization

Option 1: One Confirmation to be Issued

Name of Mainland fund(s) under application (the “Mainland Fund”):

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

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

I hereby certify and confirm that:

(i) *(please tick one of the following boxes)*

- I have appointed (please insert the name of the person), who is fully conversant in the Chinese language and competent to review and ensure the truth and accuracy of the Chinese translation of (please insert the name of relevant document(s)) (the “Relevant Chinese Document(s)”) in respect of the Mainland Fund, to review and ensure the truth and accuracy of the Relevant Chinese Document(s);
- I am fully conversant in Chinese Language and competent to review and ensure the truth and accuracy of the Chinese translation of (please insert the name of relevant document(s)) (the “Relevant Chinese Document(s)”) in respect of Mainland Fund, and have reviewed and ensured the truth and accuracy of the Relevant Chinese Document(s);

(ii) the Relevant Chinese Document(s) is/are the true and accurate translation of the English version(s) of the same documentation.

Name of the party issuing confirmation^D :

Name of authorized signatory :

Title / Position of authorized signatory :

Signature :

Date (date / month / year) :

^D Please refer to the SFC’s circular regarding streamlining of authorization process (30 December 2005) which can be downloaded at: <http://www.sfc.hk/edistributionWeb/gateway/EN/circular/openFile?refNo=H480> and Question 10 of FAQ on Application Procedures for Authorization of Unit Trust and Mutual Funds under the Revamped Process which can be downloaded at: [http://www.sfc.hk/web/EN/fags/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-\(for-new-fund-applications-received-on-or-after-9-november-2015\).html](http://www.sfc.hk/web/EN/fags/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-(for-new-fund-applications-received-on-or-after-9-november-2015).html)



Option 2: Two Confirmations to be Issued (Comprising the First Confirmation and Second Confirmation Below)

First Confirmation

Name of Mainland fund (s) (the “Mainland Fund”):

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

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

I hereby certify and confirm that I have appointed (please insert the name of the translation company), a company with qualified personnel who are fully conversant in the Chinese language and competent to review and ensure the truth and accuracy of the Chinese translation of (please insert the name of relevant document(s)) (the “Relevant Chinese Document(s)”) in respect of the Mainland Fund, to review and ensure the truth and accuracy of the Relevant Chinese Document(s).

Name of the party issuing confirmation^E : _____

Name of authorized signatory : _____

Title / Position of authorized signatory : _____

Signature : _____

Date (date / month / year) : _____

^E Please refer to the SFC’s circular regarding streamlining of authorization process (30 December 2005) which can be downloaded at: <http://www.sfc.hk/edistributionWeb/gateway/EN/circular/openFile?refNo=H480> and Question 10 of FAQ on Application Procedures for Authorization of Unit Trust and Mutual Funds under the Revamped Process which can be downloaded at: [http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-\(for-new-fund-applications-received-on-or-after-9-november-2015\).html](http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-(for-new-fund-applications-received-on-or-after-9-november-2015).html)



Second Confirmation

Name of Mainland fund (s) under application (the “Mainland Fund”):

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

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

I hereby certify and confirm that:

- (i) *(please insert the name of the translation company)* _____
has been appointed by *(please insert the name of the appointing party)* _____
to review the Chinese translation of *(please insert the name of relevant document(s))* _____
(the “Relevant Chinese Document(s)”) in respect of the Mainland Fund;
- (ii) *(please insert the name of the translator)* _____
of this office is fully conversant in the Chinese language and competent to review and
ensure the truth and accuracy of the Relevant Chinese Document(s); and
- (iii) the Relevant Chinese Document(s) is/are the true and accurate translation of the English
version(s) of the same documentation.

Name of the translator^F : _____

Name of authorized signatory : _____

Position / Title of authorized signatory : _____

Signature : _____

Date (date / month / year) : _____

^F Please refer to the SFC’s circular regarding streamlining of authorization process (30 December 2005) which can be downloaded at: <http://www.sfc.hk/edistributionWeb/gateway/EN/circular/openFile?refNo=H480> and Question 10 of FAQ on Application Procedures for Authorization of Unit Trust and Mutual Funds under the Revamped Process which can be downloaded at: [http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-\(for-new-fund-applications-received-on-or-after-9-november-2015\).html](http://www.sfc.hk/web/EN/faqs/publicly-offered-investment-product/application-procedures-for-authorization-of-unit-trusts-and-mutual-funds-under-the-revamped-process-(for-new-fund-applications-received-on-or-after-9-november-2015).html)