

Filing Form for Notice of Scheme Change(s) falling within 8.2B of the SFC Code on MPF Products (MPF Code) and Do Not Require SFC's Prior Approval

This Filing Form should be used by applicant in support of any filing submitted to the Securities and Futures Commission (the "Commission" or the "SFC") on or after 1 August 2017 for (i) changes falling within 8.2B of the MPF Code; and/or (ii) immaterial changes which fall within 8.2 of the MPF Code but do not require the SFC's prior approval ("Immaterial Changes")¹.

- The issuer/applicant is reminded to use/fill in this Filing Form for the purpose of filing for (i) changes falling within 8.2B of the MPF Code; and/or (ii) Immaterial Changes.
- The issuer/applicant is reminded to tick ALL boxes that are applicable in this Filing Form.

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 MPF issuer] (please delete if the MPF issuer is making this filing directly)) hereby file to the Commission the notice to investors regarding the change(s) falling within 8.2B of the MPF Code and/or the Immaterial Changes to the scheme(s) referred in paragraph 2 below.

2. The change(s) is/are related to the following scheme(s) authorized by the Commission:-

(a) Name of the MPF scheme/umbrella fund (for approved pooled investment funds ("APIFs"))

(b) Name of the constituent fund(s) (for MPF scheme)/sub-fund(s) (for APIFs)

1. _____

2. _____

3. _____

4. _____

5. _____

¹The Circular to Issuers of SFC-authorized MPF Products dated 10 April 2014 entitled "Streamlined Measures to Enhance the Processing of Application for Scheme Changes and Revision of Offering Documents of SFC-authorized MPF Products" sets out, among other things, the streamlined measures introduced by the Commission with respect to certain Immaterial Changes. Illustrative examples of Immaterial Changes (including certain amendments to constitutive documents that are Immaterial CD Amendments) can be found in "Section 2: Others" under the Frequently Asked Questions relating to MPF Products published on the Commission's website, which are subject to amendments and updates from time to time. Issuer/applicant should ensure compliance of, among others, the MPF Code and other guidelines that are published by the Commission from time to time.



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

(c) Name of the single fund(s) (for APIFs)

1. _____
2. _____
3. _____
4. _____
5. _____

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

3. (i) We confirm that while the change(s) is/are not subject to the Commission's prior approval pursuant to 8.2 of the MPF Code, such change(s) is/are in compliance with the applicable provisions of the MPF Code and other guidelines that are published by the Commission from time to time. Nature of the change(s) is set out below:

(a) Changes which fall within 8.2B of the MPF Code ("8.2B Changes")

1. _____
2. _____
3. _____

(b) Changes which fall within 8.2 of the MPF Code but do not require the Commission's prior approval (i.e. the Immaterial Changes)

1. _____
2. _____

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

- (ii) We confirm, with respect to the Immaterial Changes mentioned under paragraph 3(i)(b) above, that:-

- (a) the changes do not amount to a material change to the scheme(s);
- (b) there will be no material change or increase in the overall risk profile of the scheme(s) following the changes; and
- (c) the changes do not materially prejudice the rights or interests of investors of the scheme(s).

- (iii) We confirm, with respect to the amendments to constitutive document(s)² of the scheme mentioned under paragraph 3(i)(b) _____ *(please insert relevant number(s) to indicate which change(s))* above ("Immaterial CD Amendments"), that:-

- (a) the amendments do not require prior approval from the scheme participants or fund holders pursuant to the constitutive document(s) of the scheme; or
- the amendments require prior approval from the scheme participants or fund holders pursuant to the constitutive document(s) of the scheme and such approval has been obtained;

² Please submit a copy of the (i) duly executed revised constitutive document(s) and (ii) revised constitutive document(s) marked up against the latest version filed with the SFC.



- (b) the amendments have been notified to the trustee of the scheme and the trustee does not have any objection thereto;
- (c) the amendments are not changes falling within 8.2 of the MPF Code (other than 8.2 (a) of the MPF Code) which would otherwise be subject to the Commission's prior approval pursuant thereto; and
- (d) has/have been approved by the Mandatory Provident Fund Schemes Authority ("MPFA"); or
 does/do not require the approval of the MPFA; and
- (e) the amendments reflect 8.2B Changes.

4. We confirm that the other change(s), save for the Immaterial CD Amendments referred to in paragraphs 3(i)(b) and 3(iii) above:

- has/have been approved by the MPFA; or
- does/do not require the approval of the MPFA.

5. We confirm that unless otherwise specifically allowed for in this Filing Form, no deletion, addition or amendment has been made to standard template of the current prescribed Filing 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 filing. 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 authorized³
For and on behalf of
[Applicant's name]
Date:

³ The signatory is expected to be a senior-ranking executive of the MPF issuer (or an appropriate person designated by the senior-ranking executive of the MPF issuer) with overall responsibility for the filing.