

SCHEDULE 4

[ss. 101, 102, 110
& 112 & Sch. 9]

OFFERS OF INVESTMENTS

PART 1

SUM SPECIFIED FOR PURPOSES OF SECTION
102(3)(f)(i) AND (g) OF THIS ORDINANCE

\$1 million or its equivalent in any foreign currency.

PART 2

INSTRUMENTS SPECIFIED FOR PURPOSES OF
SECTION 102(3)(g) OF THIS ORDINANCE

1. A bill of exchange within the meaning of section 3 of the Bills of Exchange Ordinance (Cap. 19).
2. A promissory note within the meaning of section 89 of the Bills of Exchange Ordinance (Cap. 19).
3. Any other instrument which evidences an obligation to pay a stated amount to bearer or to order, on or before a fixed time, with or without interest, being an instrument by the delivery of which, with or without endorsement, the right to receive that stated amount, with or without interest, is transferable (and, in the case of any such instrument which is a prescribed instrument by virtue of paragraph (a) of the definition of "prescribed instrument" in section 137B(1) of the Banking Ordinance (Cap. 155), such instrument includes any right or interest referred to in paragraph (b) of that definition in respect of such instrument).

~~PART 3~~¹

~~MULTILATERAL AGENCIES~~

- ~~1. The African Development Bank.~~
- ~~2. The Asian Development Bank.~~
- ~~3. The European Investment Bank.~~
- ~~4. The Inter-American Development Bank.~~
- ~~5. The International Bank for Reconstruction and Development
(commonly known as the World Bank).~~
- ~~6. The International Finance Corporation (an affiliate of the World
Bank).~~
- ~~7. The European Bank for Reconstruction and Development.~~

PART 4

EXEMPTED BODIES

- ~~1. 1. The Government.~~
- ~~2. Any District Council.²~~

¹ As set out in Footnote 4 to Part IV, the definition of "multilateral agency" would be relocated to Schedule 1. This Part of the Schedule would also be relocated to Schedule 1 for similar reason. **Members considered this amendment and did not propose further changes at the meeting on 29 June 2001.**

² At the time when the Provision of Municipal Services (Reorganization) Bill was considered at the LegCo, it was noted that the District Councils Ordinance does not provide for the District Councils to issue any investment instrument. Accordingly, the reference to "District Councils" should be removed as an exempted body in respect of the issue of investment instruments. **Members considered this amendment and did not propose further changes at the meeting on 29 June 2001.**

2. ~~3.~~—Hong Kong Housing Authority.
3. ~~4.~~—Airport Authority³.
4. ~~5.~~—Kowloon-Canton Railway Corporation.
- ~~6.~~—~~MTR Corporation Limited.~~⁴
5. ~~7.~~—~~Land Development Corporation~~Urban Renewal Authority⁵.
6. ~~8.~~—Hong Kong Export Credit Insurance Corporation.
- ~~9.~~—~~The Hong Kong Industrial Estates Corporation.~~⁵
7. ~~10.~~—~~Hong Kong Industrial Technology Centre~~Hong Kong Science and Technology Parks Corporation⁵.
8. ~~11.~~—Hong Kong Productivity Council.
9. ~~12.~~—~~Hong Kong Tourist Association~~Hong Kong Tourism Board⁵.
10. ~~13.~~—Hong Kong Trade Development Council.
- ~~14.~~—~~Vocational Training Council.~~⁶
11. ~~15.~~—Any other corporation which has any of its shares listed and any wholly owned subsidiary of such a corporation, whether incorporated in Hong Kong or elsewhere.

³ Members asked at the meeting on 9 February 2001 why the Airport Authority was included as an exempted body and why the Legislative Council was not. Our consideration is that the Authority is wholly owned by the Government and its power to raise funds is already subject to specific safeguards under the Airport Authority Ordinance. The question of including the Legislative Council as an exempted body does not arise as it does not perform any fund raising duties.

⁴ As the “MTR Corporation Limited” is now a listed company and falls within item 11, separate exemption status is not necessary.

⁵ Update of references in accordance with the change of names and/or merger of the various bodies. Members considered this amendment and did not propose further changes at the meeting on 29 June 2001.

⁶ At the meeting on 29 June 2001, we undertook to consult within the Administration on the retention of the statutory bodies as “exempted bodies”. The amendment reflects the outcome of the consultation.

PART 5

SUM SPECIFIED FOR PURPOSES OF DEFINITION OF "RELEVANT
CONDITION" IN SECTION 102(13) OF THIS ORDINANCE

\$100 million or its equivalent in any foreign currency.