

Annex 5: Circulars Issued by the HKMA in relation to the Conduct of Regulated Activities

Circulars	Reference / Remarks
“Calls in Relation to Securities or Futures Products and Services” dated 13 January 2003	<i>Paper No. provided by the HKMA to the Subcommittee – A-01(01)-HKMA(06)-E(O)</i>
“New securities supervisory regime – register to be maintained by the HKMA and specific guidance in relation to relevant individuals” dated 27 February 2003	Enclosed as Annex 10 to this statement
Supervisory Policy Manual module SB-1 issued on 28 March 2003	<i>SC Paper No. M1</i>
“New publications of the Securities and Futures Commission (SFC) and the HKMA” dated 21 August 2003	Enclosed as Annex 11 to this statement
“SFC Guidelines for Addressing Analyst Conflicts of Interest” dated 8 November 2004	Enclosed as Annex 12 to this statement
“Register of relevant individuals under section 20(1)(ea) of the Banking Ordinance (BO)” dated 21 February 2005	Enclosed as Annex 13 to this statement
“The Securities and Futures Commission’s Report (the Report) on Selling Practices of Licensed Investment Advisers” dated 1 March 2005	<i>SC Paper No. M2</i>
“SFC press release - Extracts and Advertisements Concerning Prospectuses under the Companies Ordinance” dated 31 March 2005	Enclosed as Annex 14 to this statement
“Retail Wealth Management (RWM) Business” dated 3 March 2006	<i>SC Paper No. M3</i>
“Controls to ensure the fitness and propriety of staff of authorized institutions” dated 28 September 2006	Enclosed as Annex 15 to this statement
“Thematic Examinations on Investment Advisory Activities” dated 1 March 2007	<i>Paper No. provided by the HKMA to the Subcommittee - A-01(01)-HKMA(10)-E(O)</i>

“Questions and Answers on Suitability Obligations Published by the Securities and Futures Commission (SFC)” dated 7 May 2007	<i>SC Paper No. M4</i>
“The Securities and Futures Commission’s Report on Findings of Second Round of Thematic Inspection of Licensed Investment Advisers (the Report)” dated 1 June 2007	<i>Paper No. provided by the HKMA to the Subcommittee - A-01(01)-HKMA(12)-E(O)</i>
“Controls to ensure compliance with section 114(3) of the Securities and Futures Ordinance (SFO) and section 20(4) of the Banking Ordinance (BO)” dated 13 June 2007	Enclosed as Annex 16 to this statement
“Thematic examinations on controls to ensure fitness and propriety of relevant individuals” dated 12 March 2008	Enclosed as Annex 17 to this statement
“Investment products related to Lehman Brothers” dated 23 September 2008	<i>SC Paper No. M5</i>
“Selling of investment products to retail customers” dated 23 October 2008	<i>SC Paper No. M6 (This circular was initially sent to selected retail banks on 23 October 2008 and then re-issued on 11 December 2008 to other RIs.)</i>
“Access to recordings of telephone conversation and Lehman Minibonds collaterals information” dated 5 November 2008	Enclosed as Annex 18 to this statement
“Despatch of information to investors of retail investment product” dated 10 December 2008	Enclosed as Annex 19 to this statement
“Circular Issued by the Securities and Futures Commission (SFC) on the Revised Advertising Guidelines Relating to SFC-authorized Collective Investment Schemes” dated 2 January 2009	Enclosed as Annex 20 to this statement
“Report of the HKMA on Issues Concerning the Distribution of Structured Products Connected to	Enclosed as Annex 21 to this statement

Lehman Group Companies” dated 9 January 2009	
“Circular Issued by the Securities and Futures Commission (SFC) Regarding Self-Examination of Controls and Procedures on Suitability Obligations” dated 26 February 2009	Enclosed as Annex 22 to this statement
“Fair and reasonable arrangements for settling complaints related to the selling of investment products” dated 5 March 2009	Enclosed as Annex 23 to this statement
“Circular Issued by the Securities and Futures Commission (SFC) on Suspension of the Closing Auction Session” dated 20 March 2009	Enclosed as Annex 24 to this statement
“Implementation of recommendations in the HKMA’s Report on Issues Concerning the Distribution of Structured Products Connected to Lehman Brothers (“the HKMA’s Report”) ” dated 25 March 2009	Enclosed as Annex 25 to this statement