

**Bills Committee on Securities and Futures and Companies Legislation  
(Structured Products Amendment) Bill 2010**

**Information requested by members at the meeting on 26 October 2010**

1. Comparison between the existing and the proposed arrangements for regulation of public offers of structured products, the respective rationale/justifications for the arrangements, and setting out the differences in tabular form.
2. Explanation of the definition of “securities” in the Securities and Futures Ordinance (Cap. 571) and other definitions and terms in relation to investment products (e.g. structured products, interest rate-linked instruments) covered by the Bill, with information on the underlying basic concepts, real life examples, the differences among the basic concepts, and the definitions of those terms and corresponding regulatory regimes adopted by international organizations and/or other developed markets.
3. Analysis of the market development of structured products in Hong Kong with relevant quantitative information, and explain how the development has been affected by changes to the regulatory regime, such as the enactment of the safe harbour provisions in the Seventeenth Schedule to the Companies Ordinance (Cap. 32).
4. The Administration is requested to critically re-consider the proposed arrangement that the offer documents issued by banks in respect of currency-linked, interest rate-linked, and currency and interest rate-linked instruments will not require the authorization of the Securities and Futures Commission, and provide information on relevant arrangements in comparable jurisdictions.
5. The Administration is requested to consider whether the principles for the regulation of public offers of structured products in the Code on Unlisted Structured Investment Products could be separated from the technical provisions and specifying those principles in the legislation, and to provide information on the relevant arrangements in comparable jurisdictions.