



公 司 註 冊 處  
COMPANIES REGISTRY

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覆函請註明本處檔號：  
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18 May 2004

**By Fax: 2865 6603**

Mr Peter Tisman  
Technical Director  
Hong Kong Society of Accountants  
4<sup>th</sup> Floor Tower Two  
Lippo Centre  
89 Queensway  
Hong Kong

Dear Mr Tisman

**Companies (Amendment) Bill 2003**

Thank you for your letter of 11 May 2004.

In response to the issues raised in your letter, a Committee Stage Amendment in respect of section 333A of the Companies Ordinance will be proposed which will hopefully address your concerns. The amendments to section 333A will read as follows:

**“333A. Continuing obligation in respect of authorized representative**

(1) Subject to subsection (2), a non-Hong Kong company registered under this Part shall at all times, until the expiration of a period of 1 year from the date on which it ceases to have a place of business in Hong Kong, keep registered under section 333 the name, address and, in the case of an individual, number of the identity card (if any) or, in the absence of such number, the number and issuing country of any passport, of its authorized representative



(2) Where one person (the first-mentioned person) only is registered as an authorized representative of a non-Hong Kong company and he at any time ceases to act on behalf of the company, the company shall register the particulars of another person in place of the first-mentioned person in compliance with subsection (1) within 1 month after the date on which the first-mentioned person ceases to act on behalf of the company.”<sup>1</sup>

I should be most grateful if you would let me know by 19 May 2004 whether the proposed amendments would address your concerns since we intend to respond to the Bills Committee at its meeting on 20 May 2004. Should you have any queries, please do not hesitate to contact me.

Yours sincerely



( Ms D Silkstone )  
for Registrar of Companies

c.c. Financial Services and the Treasury Bureau      2528 3345  
(Attn: Miss Shirley Lam)

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<sup>1</sup> In response to the concern of Members and the Hong Kong Society of Accountants, these amendments serve to clarify that when an authorized representative ceases to act on behalf of a non-Hong Kong company, the company can have a grace period of one month to register the particulars of a new authorized representative.