

February 1, 2005

Hon. Audrey EU Yuet-mee
Chairman of the Bills Committee
c/o Clerk to Bills Committee (Attention Ms May Leung)
Legislative Council Secretariat
3rd Floor, Citibank Tower
3 Garden Road, Central,
Hong Kong

SUBJECT: Bills Committee on Companies (Amendment) Bill 2004

Dear Ms Chairman:

Thank you for your invitation extended to the Asian Securitization Network (ASN) to attend the Bills Committee meeting on Thursday, February 24, 2005.

The ASN was first conceived in early 2004 by a group of securitization industry professionals. The organization was loosely based on the securitization forums of Australia, Europe and America and at the time of conception it was hoped that the ASN would grow from a largely social network into an industry advocacy body to rival the securitization industry bodies in other parts of the world. While our ambitions as a group remain, unfortunately progress to date has been slow and while we have some 200+ participants, the ASN has no formal constitution, is not formed as a legal entity in its own right and is largely still a social club rather than the advocacy group we hope that it will become.

As the ASN has no current legal status, and no formal charter or committees, I feel it would be inappropriate for me, or any of the other participants to appear before the Bills Committee representing the Asian securitization industry.

Participants of the ASN, including myself, have taken a keen interest in the proceedings of the Bills Committee on Companies (Amendment) Bill 2004 and have provided input to submissions provided by the Hong Kong Mortgage Corporation Limited. However, mindful of our current legal status and our lack of a mandate from the securitization industry, we have declined to participate more formally in proceedings with submissions of our own.

Thank you again for your kind invitation. We appreciate the consultative nature of your committee and hope that in the future we can take a more active role than we are able to in this case.

Sincerely,

A handwritten signature in black ink that reads "Ben McCarthy". The signature is written in a cursive style with a large, sweeping flourish at the end of the name.

Ben McCarthy
Convenor of the Asian Securitization Network