

Eirene Yeung
Director, Corporate Strategy Unit &
Company Secretary

CB(1)1638/09-10(04)

14 April 2010

BY FAX (2121-0420) & BY HAND

Clerk to Bills Committee on Companies (Amendment) Bill 2010 and
Business Registration (Amendment) Bill 2010
Legislative Council Secretariat
3rd Floor, Citibank Tower
3 Garden Road
Central, Hong Kong

Dear Sir,

Bills Committee on Companies (Amendment) Bill 2010 and Business Registration (Amendment) Bill 2010 – Invitation for views on the proposal on “multiple statutory derivative actions”

Reference is made to your letter dated 1 April 2010 on the captioned subject and my earlier submission to you dated 18 March 2010 on the Companies (Amendment) Bill 2010 and Business Registration (Amendment) Bill 2010 (“Submission”).

Please kindly note that in the Submission, I have reserved my view on the proposal relating to “multiple statutory derivative actions” and accordingly, I do not intend to give views specifically on the draft clauses 14-20 of the Companies (Amendment) Bill 2010 (“Draft Clauses”).

Nevertheless, on a reading of the Draft Clauses, it appears to me that they could achieve the purpose of enabling a member of a related company (as defined in the Draft Clauses) of a specified corporation (as defined in section 2 of the Companies Ordinance) to bring or intervene in proceedings against a specified corporation.

For any queries or further information in relation to the above matter, please contact me at telephone no. 2122 2033, at fax no. 2128 8001 or at email address eirene.yeung@ckh.com.hk.

Yours faithfully,

