



Hong Kong Investment Funds Association

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HKIFA members' comments on the Securities and Futures (Professional Investor) (Amendment) Rules 2011

- Our members support to adopt the principles-based approach of the Securities and Futures (Professional Investor) (Amendment) Rules 2011 and the market practitioners should have the discretion to determine the appropriate professional investors assessment methods notwithstanding that the existing methods in the current Professional Investor Rules to be preserved.
- Our members agree to use the "relevant date" as the time reference for ascertaining whether an investor meets the relevant assets or portfolios threshold to qualify as a professional investor. In addition, similar to the existing method, we hope that SFC can clarify whether the immediate 12-month period before the relevant date will be counted.
- Our members agree to extend the scope of section 3(d) of the existing Professional Investor Rules.
- Our members do not agree to change the HK\$8 million threshold as this amount has been constantly and fairly used in the past and a similar amount, in equivalent foreign currency, is being adopted in many other overseas jurisdictions. Thus, we do not see any need to change this amount as the threshold.

(End)