

立法會
Legislative Council

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Tel : 3919 3303

Date : 3 March 2015

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

Council meeting of 18 March 2015

**Securities and Futures and Companies Legislation
(Uncertificated Securities Market Amendment) Bill 2014**

Committee stage amendments

The Second Reading debate on the above Bill will be resumed at the Council meeting of 18 March 2015. Subject to the Bill receiving Second Reading, the President has given permission for the Secretary for Financial Services and the Treasury to move proposed amendments to the Bill at its Committee stage.

2. As directed by the President, the proposed amendments are attached for Members' consideration.

(Desmond LAM)
for Clerk to the Legislative Council

Encl.

Securities and Futures and Companies Legislation (Uncertificated Securities Market
Amendment) Bill 2014

Committee Stage

Amendments to be moved by the Secretary for Financial Services and the Treasury

<u>Clause</u>	<u>Amendment Proposed</u>
1	<p>By deleting subclause (2) and substituting—</p> <p>“(2) Subject to subsection (3), this Ordinance comes into operation on the day on which it is published in the Gazette.</p> <p>(3) Section 2(2) and (3), Part 2 (except section 17(7)) and Parts 3 and 4 come into operation on a day to be appointed by the Secretary for Financial Services and the Treasury by notice published in the Gazette.”.</p>
12	<p>In the proposed section 101AAO(2)(k), by adding “and of persons who are system participants” after “(j)”.</p>
12	<p>In the proposed section 101AAO, by adding—</p> <p>“(2A) Without limiting subsection (1), rules made under that subsection may also—</p> <p>(a) provide for a court’s functions in relation to any of the activities or matters mentioned in subsection (1) or (2); and</p> <p>(b) provide for activities and matters that are related or incidental to any of the activities, matters or functions mentioned in subsection (1) or (2) or paragraph (a).”.</p>
New	<p>In Part 4, by adding—</p> <p style="text-align: center;">“Division 4A—Amendment to Electronic Transactions Ordinance (Cap. 553)</p>

60A. Schedule 1 amended (matters excluded from application of sections 5, 5A, 6, 7, 8 and 17 of this Ordinance under section 3 of this Ordinance)

Schedule 1, section 4—

Repeal

“other than a contract note to which an agreement under section 5A of that Ordinance relates.”

Substitute

“, other than—

- (a) a contract note to which an agreement under section 5A of that Ordinance relates; and
- (b) a contract note that is to be stamped under section 5AA(2) of that Ordinance.”.”.