

**Bills Committee on Bank of Communications (Hong Kong) Limited  
(Merger) Bill**

**List of follow-up actions arising from the discussion  
at the meeting on 5 July 2016**

Operation of retail banking business by non-locally incorporated banks in Hong Kong

Further to the information provided by the Hong Kong Monetary Authority ("HKMA") concerning its supervisory policy on non-locally incorporated banks conducting retail banking business in Hong Kong, HKMA is requested to provide supplementary information on the scale of such business (e.g. number of sub-branches) operated by non-locally incorporated banks in the form of a branch in Hong Kong.

Property and liabilities to be transferred to Bank of Communications (Hong Kong) Limited under the Bill

2. The Bank of Communications Co., Ltd. Hong Kong Branch ("Bank of Communications, Hong Kong Branch") is requested to:

- (a) consider moving Committee Stage amendments ("CSAs") to set out what "any other businesses" in the proposed definition of "excluded property and liabilities" under the Bill refers to specifically, with a view to enhancing the clarity of the definition;
- (b) consider specifying, through moving CSAs to the Bill or giving of an undertaking by the Member in charge of the Bill at the resumption of the Bill's Second Reading debate, the circumstances under which the Bank of Communications may exercise (or cannot exercise) its power to designate, by a resolution or resolutions of its board of directors, certain property and liabilities of the retail or private banking business of Bank of Communications, Hong Kong Branch to be excluded from the effect of the Bill;
- (c) explain the meaning of "reserves" ("儲備金") in the proposed definitions of "excluded property and liabilities" and "undertakings" under the Bill; and review whether it is necessary to include "reserves" in the said definitions (or other parts of the Bill as appropriate) in the light of the proposed definition of "property"; and

- (d) review whether "insurance agent within the meaning of the Insurance Companies Ordinance (Cap. 41)" under the definitions of "corporate banking business", "private banking business" and "retail banking business" is the intended meaning of insurance agent in relation to the Bill, taking into account the amendments to the said Ordinance after enactment of the Insurance Companies (Amendment) Ordinance 2015.

Council Business Division 1  
Legislative Council Secretariat  
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