

Mandatory Provident Fund Schemes Ordinance

Resolution

(Under section 46 of the Mandatory Provident Fund Schemes Ordinance
(Cap. 485))

Resolved that the Mandatory Provident Fund Schemes (General)
(Amendment) Regulation 2022, made by the Chief Executive in Council
on *10 May* 2022, be approved.

Mandatory Provident Fund Schemes (General) (Amendment) Regulation 2022

(Made by the Chief Executive in Council under section 46 of the Mandatory Provident Fund Schemes Ordinance (Cap. 485) subject to the approval of the Legislative Council)

1. Mandatory Provident Fund Schemes (General) Regulation amended

The Mandatory Provident Fund Schemes (General) Regulation (Cap. 485 sub. leg. A) is amended as set out in section 2.

2. Schedule 1 amended (investment of scheme funds)

(1) Schedule 1, section 7(1), definition of *exempt authority*, before paragraph (a)—

Add

- “(aa) the Central People’s Government;
- (aab) the People’s Bank of China;
- (aac) the Agricultural Development Bank of China;
- (aad) the China Development Bank;
- (aae) The Export-Import Bank of China;”.

(2) Schedule 1, section 7(1), definition of *exempt authority*, paragraph (a)—

Repeal

“or”.

(3) Schedule 1, section 7(1), definition of *exempt authority*, paragraph (b)—

Repeal

“or”.



Clerk to the Executive Council

COUNCIL CHAMBER

10 May 2022

Explanatory Note

This Regulation amends the definition of *exempt authority* in section 7(1) of Schedule 1 to the Mandatory Provident Fund Schemes (General) Regulation (Cap. 485 sub. leg. A) (*Schedule 1*). Once the amendments take effect, each of the following entities is an exempt authority under that Schedule—

- (a) the Central People’s Government;
 - (b) the People’s Bank of China;
 - (c) the Agricultural Development Bank of China;
 - (d) the China Development Bank;
 - (e) The Export-Import Bank of China.
2. Under section 7(3) of Schedule 1, section 2 of Schedule 1 does not apply in relation to a debt security of a kind referred to in section 7(2)(a) or (b) of Schedule 1 (that is to say, a debt security issued by an exempt authority or a debt security in respect of which the repayment of the principal and the payment of interest is unconditionally guaranteed by an exempt authority) (*specified debt security*) and the following provisions apply instead—
- (a) not more than 30% of the funds of a constituent fund (as defined by section 1(1) of Schedule 1) may be invested in debt securities of the same issue if they are specified debt securities;
 - (b) all of the funds of a constituent fund (as defined by that section 1(1)) may be invested in debt securities of the same issuer so long as they comprise at least 6 different issues and are specified debt securities.
3. The amendments come into operation on the date of gazettal of the Regulation.