

**Checklist for Mutual Recognition of Funds between Hong Kong  
Special Administrative Region of the People's Republic of China and Thailand  
(HK-TH MRF) Application Form**

Name of Hong Kong Covered Fund: \_\_\_\_\_

Name of Hong Kong Covered Management Company:  
\_\_\_\_\_

- 1. Form 69 – CIS full (*completed by Hong Kong Covered Management Company*)
  - 2. Evidence demonstrating that Hong Kong Covered Fund is legally established under the law of Hong Kong  
(*issued by the Securities and Futures Commission of Hong Kong*)
  - 3. Evidence on the appointment of a securities company to perform duty as local intermediary in Thailand  
(*issued by Hong Kong Covered Management Company*)
  - 4. Evidence on the appointment of a local representative in Thailand as the representative of Hong Kong Covered Management Company  
(*issued by Hong Kong Covered Management Company*)
  - 5. Evidence on the appointment of an authorised person of Hong Kong Covered Management Company  
(*issued by Hong Kong Covered Management Company*)
  - 6. Master fund's prospectus and fact sheet/product highlight sheet  
(required only for an application of a feeder fund)
  - 7. A fee of THB 100,000 (VAT exclusive) payable in the form of receipt of money transfer
  - 8. Other supporting documents (*please specify*)
- \_\_\_\_\_

Please print this checklist and include it as part of the package of this form

**Mutual Recognition of Funds between Hong Kong Special Administrative  
Region of the People's Republic of China and Thailand (HK-TH MRF)  
Application Form**

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**To: Secretary-General  
Securities and Exchange Commission, Thailand**

**Re: Application to offer Hong Kong Covered Fund publicly in Thailand**

I/We \_\_\_\_\_ as an operator of  
*(name of the Hong Kong Covered Management Company  
of the Hong Kong Covered Fund)*

\_\_\_\_\_ hereby notify the Securities and  
*(name of the Hong Kong Covered Fund)*  
Exchange Commission, Thailand of our intention to offer the Hong Kong Covered Fund to the  
public in Thailand. In this regard, I/we have completed the application form and enclosed  
all relevant documents in support of this application.

**Part A: Hong Kong Covered Fund Information**

1) Name of Hong Kong Covered Fund: \_\_\_\_\_

Class (if applicable): \_\_\_\_\_

2) Legal character of Hong Kong Covered Fund: \_\_\_\_\_

3) Type of Hong Kong Covered Fund: (more than one answer is possible)

- General Equity Fund       Bond Fund       Mixed Fund
- Feeder Fund       Unlisted Index Fund
- Passively Managed Index Tracking Exchange-Traded Fund (ETF)
- Any other type, please specify \_\_\_\_\_

4) Is the Hong Kong Covered Fund a sub-fund of an authorised CIS?

- Yes       No

If “Yes”, please state the name of the authorised CIS

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5) Please state on what date the Hong Kong Covered Fund is authorised by the Securities and Futures Commission of Hong Kong

\_\_\_\_\_

6) Is the Hong Kong Covered Fund offered to the general public in Hong Kong?

Yes                       No

If “Yes”, please provide the following details:

a) AUM as at the latest practicable date: \_\_\_\_\_

b) The investment objective/policy of the fund:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If “No”, please specify the expected date of such public offer:

\_\_\_\_\_

7) Are the requirements for the offers of the Hong Kong Covered Fund in Hong Kong satisfied those stipulated in Appendix B-II-SEC Circular of the Memorandum of Understanding between the Securities and Futures Commission of Hong Kong and the Securities and Exchange Commission of Thailand Concerning Mutual Recognition of Covered Funds and Covered Management Companies and related Cooperation (“MoU”)?

Yes                       No

If “No”, please specify \_\_\_\_\_

\_\_\_\_\_

**Part B: Information on the Hong Kong Covered Management Company of the Hong Kong Covered Fund**

8) Name of the Hong Kong Covered Management Company:

\_\_\_\_\_

9) Address of principal place of business: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Company’s website: \_\_\_\_\_

10) Details of the Hong Kong Covered Management Company's contact person:

Name/Position (at least CEO or equivalent): \_\_\_\_\_

Email address: \_\_\_\_\_

Tel No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

11) Is the Hong Kong Covered Management Company currently licensed by/registered with the Securities and Futures Commission of Hong Kong to conduct the activities as specified by section 8 of Annex B in Appendix B-II-SEC Circular of the MoU?

Yes                       No

If "No", please specify \_\_\_\_\_

\_\_\_\_\_

12) Number of years the Hong Kong Covered Management Company has been responsible for the operation of financial asset CIS that are offered to the general public: \_\_\_\_\_

Total assets under management (latest available figures):

in Hong Kong (HKD) \_\_\_\_\_

offered cross-border (HKD) \_\_\_\_\_

**Total (HKD)** \_\_\_\_\_

As at (date) \_\_\_\_\_

**Part C: Distribution of Hong Kong Covered Fund and Hong Kong Covered Management Company's Local Representative**

**Arrangement for Distribution of Hong Kong Covered Fund**

13) Units of the Hong Kong Covered Fund will be offered/marketed/distributed in Thailand by the following intermediaries who are licensed or regulated by the SEC Thailand:

- Asset Management Company
- Licensed Bank/Financial Institution
- Licensed Securities Company
- Licensed Institution/Corporation/Organisation (e.g. insurance company)
- Other bodies (Please provide details: \_\_\_\_\_)

Please specify the name and address of the intermediary (please use an enclosure if there is more than one intermediary):

Name: \_\_\_\_\_

Address of registered office: \_\_\_\_\_

\_\_\_\_\_

Details of the intermediary's contact person:

Name/Position (at least CEO or equivalent): \_\_\_\_\_

Email address: \_\_\_\_\_

Tel No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

In case the Hong Kong Covered Fund is to be listed on the Stock Exchange of Thailand (SET) or any other organised and regulated exchange in Thailand, e.g. an ETF, please state the names of market maker and participating dealer in the fields provided above.

**Hong Kong Covered Management Company's Local Representative**

14) Name of proposed representative in Thailand:

\_\_\_\_\_

15) Is such representative regulated by or acceptable to the SEC Thailand?

Yes       No

Address of registered office:

\_\_\_\_\_

\_\_\_\_\_

16) Details of the local representative's contact person:

Name/Position (at least CEO or equivalent): \_\_\_\_\_

Email address: \_\_\_\_\_

Tel No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

17) Details of where and how unit prices of Hong Kong Covered Fund will be published:

\_\_\_\_\_

\_\_\_\_\_

**Part D: Custody of Hong Kong Covered Fund's Assets**

18) Name of Custodian:

\_\_\_\_\_

Address of registered office:

\_\_\_\_\_

\_\_\_\_\_

Email address: \_\_\_\_\_

Tel No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

**Part E: Trustee of the Hong Kong Covered Fund**

Same as Custodian

No [if "No", please provide further information below]

19) Name of Trustee:

\_\_\_\_\_

Address of registered office:

\_\_\_\_\_

\_\_\_\_\_

Email address: \_\_\_\_\_

Tel No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

**Part F: Auditor of the Financial Reports of the Hong Kong Covered Fund**

20) Name of Auditor:

\_\_\_\_\_

Address of registered office:

\_\_\_\_\_

\_\_\_\_\_

Email address: \_\_\_\_\_

Tel No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

**Part G: Delegation and Sub-delegation of Functions by Hong Kong Covered Management Company**

21) Is any function of the Hong Kong Covered Management Company delegated (and sub-delegated) to other entity(-ies)?

Yes                       No

If “Yes”, please specify the function(s) delegated (and sub-delegated):

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22) Does the delegation (and sub-delegation) account for more than 20% of the net asset value of the Hong Kong Covered Fund?

Yes                       No

If “Yes”, please specify the name(s) and economy(-ies) of the delegated entity(-ies) and sub-delegated entity(-ies), if any. Please use an enclosure if there is more than one entity.

Name of the delegated and sub-delegated entity(-ies) (if any):

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Economy(-ies) in which the delegated and sub-delegated entity(-ies) are registered and being regulated (if any):

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**Part H: Declaration**

I/We certify the following:

1. I/We am/are under supervision of the Securities and Futures Commission of Hong Kong which has the authority to impose sanctions or to order the Hong Kong Covered Management Company of the Hong Kong Covered Fund to act or refrain from acting in case there is an action which may cause damages to the interest of the investors of the Hong Kong Covered Fund.

Yes                       No

If “No”, please specify \_\_\_\_\_

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2. I/We am/are not currently being subject to any suspension or revocation order or action by the Securities and Futures Commission of Hong Kong regarding the license or business activities.

Yes       No

If “No”, please specify \_\_\_\_\_  
\_\_\_\_\_

3. I/We have not had any record of violation of the laws or regulations of Hong Kong in matters relating to the disclosure of material information to the investors of the Hong Kong Covered Fund or the Securities and Futures Commission of Hong Kong, and have not failed to submit such material information to the investors of the Hong Kong Covered Fund or the Securities and Futures Commission of Hong Kong.

Yes       No

If “No”, please specify \_\_\_\_\_  
\_\_\_\_\_

4. I/We affirm that the offering documents/prospectus and the information of the Hong Kong Covered Fund will be disclosed and distributed to the investors of the Hong Kong Covered Fund in Hong Kong and Thailand at the same time (so far as is reasonably practicable given the different time zones and public holidays of the jurisdictions).

Yes       No

If “No”, please specify \_\_\_\_\_  
\_\_\_\_\_

5. I/We affirm that the Hong Kong Covered Fund, as detailed in Part A of this application form, and the Hong Kong Covered Management Company, as detailed in Part B, is completely in compliance with Appendix B-II-SEC Circular of the MoU.

Yes       No

If “No”, please specify \_\_\_\_\_  
\_\_\_\_\_

6. I/We affirm that the Hong Kong Covered Management Company, as detailed in Part B of this application form, shall provide notice to the SEC Thailand and investors of the Hong Kong Covered Fund, as detailed in part A, in Thailand in case of the cessation of its fund offerings to the public in Thailand in accordance with the requirements set out in Appendix B-II-SEC Circular of the MoU.

Yes       No

If “No”, please specify \_\_\_\_\_

\_\_\_\_\_

I/We have duly examined the information contained in this application form hereto and declare that to the best of our knowledge and belief all information given in this application form and the documents enclosed are true, accurate, and complete. The text of each document is the same as that previously submitted to the Securities and Futures Commission of Hong Kong and is an accurate translation of that text (where applicable). In this regard, as evidence that each and every page of the documents is of the exact documents to which I/we have certified, I/we have also signed my/our initial(s) or signature(s) on each and every page of the documents and the amendments thereto. Accordingly, any document without my/our initial(s) or signature(s) shall not be regarded as the information to which I/we have certified.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_ .

Signature: \_\_\_\_\_

\_\_\_\_\_  
(full name)

\_\_\_\_\_  
(company)

(\* The application form shall be signed either by the Hong Kong Covered Management Company of the Hong Kong Covered Fund or an authorised person of the Hong Kong Covered Management Company of the Hong Kong Covered Fund. The person who signs shall state his/her full name and capacity and shall ensure the declaration is dated).