

SECURITIES AND FUTURES COMMISSION

To: consult/SFC@SFC CEOO Ext :
cc:

From:
Date: 08/12/2009 05:55 PM

Subject: Consultation Paper Comment - Consultation Paper on Proposals to Enhance
Protection for the Investing Public (Ref: 20091208.1755.20388)

From : Fung

Other Name :

Title : 0

I would like to remain anonymous :

Phone :

Fax :

Email :

Address1 :

Address2 :

Address3 :

Country :

Q1 :

Q2 :

Q3 :

Q4 :

Q5a :

Q5b :

Q5c :

Q5d :

Q6a :

Q6b :

Q6c :

Q7 :

Q8a :

Q8b :

Q9 :

Q10 :

Q11 :

Q12 :

Q13 :

Q14 :

Q15 :

Q16 :

Q17 :

Q18 :

Q19 :

Q20 :

Q21 :

Q22 : none of the above agreed!

disclosing the benefit of a practitioner may not be the key way to solve the ethics problem. Benefit from distributing the product always the key incentive to attractive high quality practitioners, which exist all over the World, and encourage them to develop themselves to offer better services and advise so that they can attract more new business!

On the opposite, disclosing of benefit may decrease the incentive to practitioners and lower the quality person to enter this industry. Eventually, that's will be disadvantage to the mass public, the client!! Therefore, better training offer to the industry would strengthen the code and ethics standard of the practitioner and whole industry, eventually solve the problem of selling

Q23 :

Q24 : none of the above needed

again, training and monitoring would be the key way to solve this problem but not the disclosure of any kinds of benefits
take an example, a licensed out-patient doctor do not need to disclose any benefit or reward from medicine supplier to the patient!! However, monitoring system and quality of the doctor in HK are posing good reputation and being trusted by most HK citizen!
Therefore, training and monitoring is the key way to build up the financial services industry!!

Q25 :

Q26 : No, it is not make sense to do so.

Offering gift and/or coupon would be kind of discounted fee and charges. Same as setting up a mortgage loan via some banks may return with cash rebate, furniture coupon, gift coupon ... etc. And mortgage loan is kind of financial tool assist client to do property investment!

Again, some property agent or developer, may offer electric appliances and furniture for a property investor! Gift coupon! Better mortgage term ... etc! And property is popular treated as kind of investment in HK. Therefore, offering gift or coupon or ... etc would be way of promoting financial product! (which just a product!) And restricting the development of this industry and blocking HK to be the center of asia asset management center!

Q27 :

Q28 : Audio recording is not feasible for those practitioner who sometime making deal not in office but in public area, say hotel lobby, coffee shop ... etc

If making record applied, i do not think that this is actually protecting the investor/customer but it make protection to those practitioners who intentionally cheat the investor as I think those bad conducted practitioner would not be that stupid to record their evidence!

Q29 : it seem that not technical for every financial product to implement cooling off period. As hedging the investment tool may introduce more cost to the investor.

I do think that an investor should be able or have enough time to fully understand what they are going to invest is the key way to solve the problem, but not setting up the cooling off mechanism.

Those cost associated with cooling off is not fair to those investor who really understand what they going to invest and do not planned to cooling off!

Q30 : same as the above.

to treat every investor fair especially those who know that they are doing!

Therefore, this would only be helpful to those investor who do not know investment much. Therefore, investor education is the key point as HK is a financial center!! And giving time for them to understand and consider is another key to let every investor to make clever choice!
If they were rush in making a decision, then DO NOT invest please!

Q31 : same as above view, do not agree such arrangement at all!!
education education education. If investors do not know what they doing, just forget investment.

Q32 :

Attachment :