

開放式基金型公司 - 遷冊表格

Open-ended Fund Company – Re-domiciliation Form

註 Note

重要事項 Important Note

此表格須經由證券及期貨事務監察委員會交付公司註冊處。

This form should be delivered to the Securities and Futures Commission for sending to the Companies Registry.

表格 Form

OFCN1 (SFC)

Particulars (a) 法團的名	这法團的詳情 of the Non-Hong Kong Fund Corporat 指稱 the Corporation	tion
(b)成立地 Place of I	ncorporation	
Is the Compan	S屬根據《公司條例》(第 622 章)第 16 orporation registered as a registered no ies Ordinance (Cap. 622)? 空格內加上 ✓ 號 Please tick the relevant box	6 部註冊的註冊非香港公司? on-Hong Kong company under Part 16 of the
	Yes 如是,請提供商業登記號 If yes, please provide the bu number	
否	No	
提交人資料 Prese 中文姓名/名稱 Name in Chinese	entor's Reference	請勿填寫本欄 For Official Use
英文姓名/名稱 Name in English		
地址 Address		
電話 Tel	傳真 Fax	
電郵 Email		

9	2	籌劃中公司的擬用名稱 Proposed Name of the Inte	nded Open-€	ended Fun	d Company	(OFC)	
		擬用的英文名稱 Proposed B	English Name				
		擬用的中文名稱 Proposed (Chinese Name	•			
1	3	籌劃中公司的註冊辦事處 (本處不接納非香港地址、「轉交」地址 are not acceptable)					
		室/樓/座等 Flat/Floor/Block etc.					
		大廈 Building					
		街道/屋苑/地段/村等 Street/Estate/Lot/Village etc.					
		區 District					
		地區 Region	香港/HO	ONG KO	ONG		
Ð	4	籌劃中公司的聯絡資料 C	Contact Infor	mation of	the Intended	d OFC	
		電郵地址 Email Address					
		香港聯絡電話號碼 Hong Kong Contact Telephone	Number	+852			



◆ 5 首任董事 First Direct ■ 7	ectors
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(如委任紹禍兩名董事,	請用續百A 埴菊	Use Continuation Sheet A if more than 2 directors are a	(ppointed
	明/刀洞贝 7 尖孔	osc continuation officer A if more than 2 directors are a	pponited)

	中文姓名 Name in Chinese	
	英文姓名 姓氏 Name in English Surnam	
	名与 Other Name	
	前用姓名 中文 Previous Names Chines	
	英文 Englis	
	別名 中文 Alias Chines	
	英文 Englis	
13	通常住址 Usual Residential / (本處不接納「轉交」地址及郵政信線	Address 管號碼 'Care of' addresses and post office box numbers are not acceptable)
	室/樓/座等 Flat/Floor/Block etc.	
	大廈 Building	
	街道/屋苑/地段/村等 Street/Estate/Lot/Village etc.	
	區/市/省/州/郵號區號等 District/City/Province/ State/Postal Code etc.	
	國家/地區 Country/Region	
14	身分識別 Identification	
	(a) 香港身分證號碼 Hong Kong Identity Card Num	ber ()
		國家/地區 untry/Region
		號碼 Number
1 5	電郵地址 Email Address	
1 6	出任董事職位同意書 Cor	nsent to Act as Director
		的董事,並確認本人已年滿 18 歲。 the intended OFC and confirm that I have attained the age of 18 years.
	簽署 Signed :	

$^{ m \hbar R}$ OFCN1(SFC)

5 首任董事 First Directors (續上頁 cont'd)

(如委任超過兩名董事,請用續頁 A 填報 Use Continuation Sheet A if more than 2 directors are appointed)

	2	中文姓名 Name in Chinese									
		英文姓名 Name in English	姓氏 Surname								
			名字 Other Names								
		前用姓名 Previous Names	中文 Chinese								
			英文 English								
		別名 Alias	中文 Chinese								
			英文 English								
13		通常住址 Usual F (本處不接納「轉交」」			of' addresse	es and post	t office box n	umbers are i	not acceptab	le)	
		室/樓/座等 Flat / Floor / Block etc	o.								
		大廈 Building									
		街道/屋苑/地段/ Street/Estate/Lot/									
		區/市/省/州/ District/City/Provin State/Postal Code e	ice/								
		國家/地區 Country/Region									
14		身分識別 Identific	cation								
		(a) 香港身分證號 Hong Kong Iden		ır						()
		(b) 護照 Passport	簽發國 Issuing Count	I家 ∕地區 ry ∕ Region							
				號碼 Number							
(1)		電郵地址 Email Address									
1 6		出任董事職位同	司意書 Cons	ent to A	ct as Dire	ector					
		本人同意擔任額 I consent to be a						attained th	ne age of 18	3 years.	
		簽署 Signed	:								

6 非香港居民董事的法律程序文件代理人

Process Agent(s) of Non-resident Director(s)

(只有通常住址在香港以外地方的董事才須要法律程序文件代理人。如超過一名法律程序文件代理人獲委任,請用續頁 B 填報 A process agent is only required for a director whose usual residential address is outside Hong Kong. Use Continuation Sheet B if more than one process agent is appointed)

		,	
	A	法律程序文件代理人的	詳情 Details of Process Agent
		中文姓名/名稱 Name in Chinese	
		英文姓名/名稱	
		Name in English	
D		地址 Address (本處不接納非香港地址、「轉交」地 are not acceptable)	此址及郵政信箱號碼 Non-Hong Kong addresses, 'care of' addresses and post office box numbers
		室/樓/座等 Flat/Floor/Block etc.	
		大廈 Building	
		街道/屋苑/地段/村等 Street/Estate/Lot/Village etc.	
		區 District	
		地區 Region	香港/HONG KONG
В	В	委任上述法律程序文件代 Name(s) of Director(s) who	理人的董事的姓名 has/have appointed the above Process Agent



7 董事陳述書 Statement of Director

本人現核證 I certify that:

- (a) 本人為籌劃中公司的首任董事並獲其他首任董事授權簽署本遷冊表格。
 I am a first director of the intended OFC and am authorized by the other first director(s) to sign this re-domiciliation form.
- (b) 所有首任董事已根據《證券及期貨(開放式基金型公司)規則》(第 571AQ 章)(「該規則」)第 13(1)(b) 條簽署籌劃中公司的法團成立文書,並確認連同本表格交付的法團成立文書的文本的內容,與由所有首任董事簽署的法團成立文書的內容相同。
 The intended OFC's instrument of incorporation has been signed by all the first directors pursuant to rule 13(1)(b) of the Securities and Futures (Open-ended Fund Companies) Rules (Cap. 571AQ) (the Rules). The contents of the copy of the instrument of incorporation delivered together with this form are the same as those of the instrument of incorporation signed by all the first directors.
- (c) 本表格所載的資料、陳述及詳情均屬準確,並與籌劃中公司的法團成立文書內的資料、陳述及詳情相符。

The information, statements and particulars contained in this form are accurate and consistent with those contained in the intended OFC's instrument of incorporation.

(d) 《證券及期貨條例》(第 571 章) (「該條例」)第 IVA 部及該規則中就有關非香港基金法團成為經遷冊公司的所有規定(該條例第 112ZJE 條除外),均已獲遵守。 All the requirements of Part IVA of the Securities and Futures Ordinance (Cap. 571) (the Ordinance) and the Rules for the non-Hong Kong fund corporation to become a re-domiciled OFC (except for section 112ZJE of the Ordinance) have been complied with.

本表格包括下列續頁 This Form includes the following Continuation Sheet(s)

續頁 Continuation Sheet(s)	Α	В
頁數 Number of pages		

簽署	Signed:			
姓名	Name :		日期 Date :	
		首任董事 First Director	_	日DD / 月MM / 年YYYY



續頁 A Continuation Sheet A

$^{\mathrm{lpha R}}$ OFCN1(SFC)

3	<u>首任董事詳情</u>	(第 5 項)	Details of First Directors (Section 5)
	中文姓名 Name in Chinese		
	英文姓名 Name in English	姓氏 Surname	
		名字 Other Names	
	前用姓名 Previous Names	中文 Chinese	
		英文 English	
	別名 Alias	中文 Chinese	
		英文 English	
	通常住址 Usual F		ress 傿 'Care of' addresses and post office box numbers are not acceptable)
	室/樓/座等 Flat/Floor/Block etc		·
	大廈 Building		
	街道/屋苑/地段/ Street/Estate/Lot/		
	區/市/省/州/郵 District/City/Provin State/Postal Code e	ice/	
	國家/地區 Country/Region		
	身分識別 Identific	cation	
	(a) 香港身分證號 Hong Kong Iden	碼 tity Card Number	
	(b) 護照 Passport		發國家/地區 Country/Region
			號碼 Number
	電郵地址 Email Address		
	出任董事職位同	意書 Conse	nt to Act as Director
			董事,並確認本人已年滿 18 歲。
	I consent to be a	director of the	ntended OFC and confirm that I have attained the age of 18 years.
	簽署 Signed	:	



續頁 B Continuation Sheet B

表格 OFCN1(SFC)

非香港居民董事的法律程序文件代理人的詳情(第 6 項) Details of Process Agent(s) of Non-resident Director(s) (Section 6)

	Α	法律程序文件代理人的	内詳情 Details of Process Agent
		中文姓名/名稱 Name in Chinese	
		英文姓名/名稱 Name in English	
D		地址 Address (本處不接納非香港地址、「轉交」均 acceptable)	地址及郵政信箱號碼 Non-Hong Kong addresses, 'care of' addresses and post office box numbers are not
		室/樓/座等 Flat/Floor/Block etc.	
		大廈 Building	
		街道/屋苑/地段/村等 Street/Estate/Lot/Village etc.	
		區 District	
		地 區 Region	香港/HONG KONG
18	В	委任上述法律程序文件代 Name(s) of Director(s) who	代理人的董事的姓名 o has ∕ have appointed the above Process Agent
			· · · · · · · · · · · · · · · · · · ·



《證券及期貨條例》(第 571 章) 第 112ZJC(1)(a)條規定交付的

開放式基金型公司一遷冊表格

填表須知 — 表格 OFCN1(SFC)

附註

引言

- 1. 非香港基金法團可根據《證券及期貨條例》(第 571 章)(「該條例」)第 112ZJC(1)(a) 條以本表格申請遷冊證明書。本表格須連同籌劃中公司的法團成立文書的文本及正確的費用,經由證券及期貨事務監察委員會(「證監會」)交付公司註冊處處長登記。 證監會會將有關文件及費用送交公司註冊處。
- 2. 根據《商業登記條例》(第 310 章) 第 5A(1) 及 5D(2) 條的規定,非香港基金法團 須把「致商業登記署通知書」(IRBR3)和訂明的商業登記費及徵費連同本表格一併交 付,否則公司註冊處不會接納其申請。
- 3. 請劃一以中文或英文申報各項所需資料。如以中文申報,請用繁體字。以手寫方式填寫的表格或不會被公司註冊處接納。
- 4. 請提供提交人資料。除非有特別事項需要公司註冊處注意,否則無須另加附函。公司 註冊處會以電郵或傳真方式通知提交人親身領取開放式基金型公司的「遷冊證明書」 及「商業登記證」。如提交人委託他人代領,需簽署授權書。
- 5. 你可郵寄或親身交付本表格到「<u>香港鰂魚涌華蘭路 18 號港島東中心 54 樓證券及期</u> <u>貨事務監察委員會</u>」。如以郵寄方式交付表格而證監會並沒有收到該表格的話,則該 表格不會視作曾為遵從該條例第 112ZJC(1)(a)條及《證券及期貨(開放式基金型公司) 規則》(第 571AQ 章)(「該規則」)中有關條文的規定而作出交付。

費用

6. 本表格必須連同正確的費用經由證監會交付公司註冊處,否則公司註冊處不會接納登記。有關所需費用的詳情,請參閱公司註冊處《開放式基金型公司一向公司註冊處 交付文件登記》資料小冊子及《商業登記費及徵費收費表》。 *請以港幣劃線支票繳付* 費用,抬頭請註明「公司註冊處」。

簽署

7. 本表格必須由一名名列本表格內的首任董事簽署並*核證第 7 項「董事陳述書」內的 各項陳述*。公司註冊處不接納未簽妥的表格。

非香港基金法團的詳情 (第 1(c)項)

8. 如非香港基金法團是根據《公司條例》(第 622 章)第 16 部註冊的註冊非香港公司,請填報由稅務局轄下的商業登記署所發出的商業登記號碼(即商業登記證號碼的首 8 位數字),「-」後的數字無須填寫。於 2023 年 12 月 27 日或之後註冊的公司,商業登記號碼亦已用作公司註冊處所發出的「非香港公司註冊證明書」上的編號。

籌劃中公司的擬用名稱 (第2項)

9. 請在本項填報籌劃中公司的擬用名稱,擬用名稱須與公司法團成立文書內所述的公司名稱相同。

籌劃中公司的註冊辦事處地址 (第 3 項)

10. 請在本項填報籌劃中公司的註冊辦事處的詳細地址。非香港地址、「轉交」地址及郵政信箱號碼概不接納。於本項填報的地址須自經遷冊公司的遷冊日期起,作為其註冊辦事處地址,直至公司根據該規則第 20(1)條向處長交付有關該地址的更改通知書(表格 OFCR1)為止。

籌劃中公司的聯絡資料 (第 4 項)

11. 請提供籌劃中公司的電郵地址及香港聯絡電話號碼以方便聯絡。如電郵地址或聯絡電話號碼其後有任何更改,請以表格 OFCR1 通知公司註冊處。

首任董事 (第5項)

- 12. (a) 請在本項填報籌劃中公司的首任董事的詳情。
 - (b) 每間開放式基金型公司必須有最少兩名董事,法人團體*不得*獲委任為公司董事。
- 13. 請填報董事的<u>通常住址</u>。如屬非香港地址,請同時填報「國家/地區」一欄,並在第 6項提供其法律程序文件代理人的資料。本處不接納「轉交」地址及郵政信箱號碼。
- 14. 請填報董事的香港身分證號碼。如該人並非香港身分證持有人,請填報其所持護照的 號碼及簽發國家/地區。如該人並非香港身分證持有人,亦沒有任何護照,則請在有 關的空格內填上「無」。
- 15. 請提供董事的電郵地址(如有的話)以方便聯絡。如電郵地址其後有任何更改,請以表格 OFCD3 通知公司註冊處。
- **16.** 每一名董事均須作出陳述,同意擔任籌劃中公司的董事。董事必須在本表格的「出任董事職位同意書」上簽署。

非香港居民董事的法律程序文件代理人 (第6項)

- 17. 請填報法律程序文件代理人在<u>香港</u>的地址—
 - (a) 如法律程序文件代理人是個人,請註明該人的通常住址。
 - (b) 如法律程序文件代理人是公司,請註明該公司的註冊辦事處地址。
 - (c) 如法律程序文件代理人是律師行或《會計及財務匯報局條例》(第 588 章)第 2(1) 條所界定的會計師事務所,請註明該合夥的主要營業地點。

本處不接納「轉交」地址及郵政信箱號碼。

18. 請註明委任法律程序文件代理人的董事姓名。

OPEN-ENDED FUND COMPANY - RE-DOMICILIATION FORM

For the purposes of section 112ZJC(1)(a) of Securities and Futures Ordinance (Cap. 571)

Notes for Completion of Form OFCN1(SFC)

Introduction

- 1. A non-Hong Kong fund corporation may use this form for applying for a certificate of re-domiciliation under section 112ZJC(1)(a) of the Securities and Futures Ordinance (Cap. 571) (the Ordinance). This form should be delivered, together with a copy of the instrument of incorporation of the intended openended fund company (OFC) and the correct fees, to the Registrar of Companies (the Registrar) for registration through the Securities and Futures Commission (the Commission). The Commission will send the relevant documents and fees to the Companies Registry.
- 2. According to sections 5A(1) and 5D(2) of the Business Registration Ordinance (Cap. 310), the non-Hong Kong fund corporation must deliver a Notice to Business Registration Office (IRBR3) and the prescribed business registration fee and levy together with this form. Otherwise, the application will be rejected by the Companies Registry.
- 3. Please fill in all particulars and complete all items consistently in either Chinese or English. Traditional Chinese characters should be used if the form is completed in Chinese. Please note that handwritten forms may be rejected by the Companies Registry.
- 4. Please complete the Presentor's Reference. Unless the presentor needs to raise a specific issue for the attention of the Companies Registry, no covering letter is required. The Companies Registry will notify the presentor by email or fax to collect the Certificate of Re-domiciliation and Business Registration Certificate for the OFC in person. A written authorization will be required if the presentor sends a representative to collect the certificates.
- 5. This form can be delivered to the Commission by post or in person to "<u>The Securities and Futures Commission</u>, 54/F, One Island East, 18 Westlands Road, Quarry Bay, Hong Kong". If the form is delivered by post but the Commission has not received it, the form will not be regarded as having been delivered in satisfaction of section 112ZJC(1)(a) of the Ordinance and the relevant provision of the Securities and Futures (Open-ended Fund Companies) Rules (Cap. 571AQ) (the Rules).

Fee

6. This form must be delivered with the correct fees to the Companies Registry through the Commission. A form which is not delivered with the correct fees will be rejected by the Companies Registry for registration. Please refer to the Companies Registry's information pamphlet on 'Open-ended Fund Company - Delivery of Documents to the Companies Registry for Registration' and the 'Business Registration Fee and Levy Table' for the correct fees payable. The fees should be paid by cheque which should be crossed and issued in Hong Kong Dollars payable to 'Companies Registry'.

Signature

7. One of the first directors named in this form must sign this form and <u>certify the statements made in the Statement of Director in Section 7</u>. A form which is not properly signed will be rejected by the Companies Registry.

Particulars of the Non-Hong Kong Fund Corporation (Section 1(c))

8. If the non-Hong Kong fund corporation is registered as a registered non-Hong Kong company under Part 16 of the Companies Ordinance (Cap. 622), please provide the business registration number (i.e. the first 8 digits of the Business Registration Certificate number) issued by the Business Registration Office of the Inland Revenue Department. The numbers after [-] are not required. For companies registered on or after 27 December 2023, the business registration number is also adopted as the "No." on the "Certificate of Registration of Non-Hong Kong Company" issued by the Companies Registry.

Proposed Name of the Intended OFC (Section 2)

9. Please state the proposed name(s) of the intended OFC. The said proposed name(s) of the intended OFC stated in this Section should be identical to the name(s) stated in the instrument of incorporation of the intended OFC.

Address of the Intended OFC's Registered Office (Section 3)

10. The full address of the intended OFC's registered office must be stated in this Section. Non-Hong Kong addresses, 'care of' addresses and post office box numbers are not acceptable. The address given in this Section shall be the address of the registered office of the re-domiciled OFC with effect from the re-domiciliation date until a notice of change in respect of the address in Form OFCR1 is delivered to the Registrar under rule 20(1) of the Rules.

Contact Information of the Intended OFC (Section 4)

11. Please provide the email address and contact telephone number in Hong Kong of the intended OFC to facilitate communication. If there are any subsequent changes in the email address or the contact telephone number, please notify the Companies Registry by completing Form OFCR1.

First Directors (Section 5)

- **12.** (a) The details of the first directors of the intended OFC must be reported in this Section.
 - (b) Every OFC must have at least two directors. A body corporate must <u>not</u> be appointed a director of the OFC.
- **13.** Please provide the <u>usual residential address</u> of each director. If a non-Hong Kong address is given, please also complete the box for 'Country / Region' and provide details of the director's process agent in Section 6. 'Care of' addresses and post office box numbers are not acceptable.
- **14.** The Hong Kong Identity Card number or, in the absence of a Hong Kong Identity Card, the number and issuing country / region of the passport of a director should be given. If he or she holds neither a Hong Kong Identity Card nor a passport, please state 'Nil' in the boxes provided.
- **15.** Please provide the email address of each director, if any, to facilitate electronic communication. If there are any subsequent changes in the email address, please notify the Companies Registry by completing Form OFCD3.
- **16.** Every director shall make a statement that he or she has consented to be a director of the intended OFC. A director must sign the 'Consent to Act as Director' in this form.

Process Agent(s) of Non-resident Director(s) (Section 6)

- 17. Please provide the address of the process agent in *Hong Kong*
 - (a) If the process agent is an individual, his / her usual residential address should be given.
 - (b) If the process agent is a company, the address of the company's registered office should be given.
 - (c) If the process agent is a firm of solicitors or a CPA firm as defined by section 2(1) of the Accounting and Financial Reporting Council Ordinance (Cap. 588), the principal place of business of the partnership should be given.

'Care of' addresses and post office box numbers are not acceptable.

18. Please state the name(s) of the director(s) for whom the process agent is appointed.