

Amendments to GEM Listing Rules

Publication on the GEM website

...

16.18 (3) (a) ~~Electronic copies of a~~Announcements or notices must not be published
on the GEM website~~submitted to the Exchange;~~

- between ~~8:30~~9:00 a.m. and ~~12:00 noon~~12:30 p.m. ~~and~~ between
1:00~~2:00~~ p.m. and 4:15 p.m. on a normal business day provided
that the reference to 1:00 p.m. shall be changed to 12:30 p.m. with
effect from 5 March 2012; and,~~or~~

- between ~~8:30~~9:00 a.m. and ~~12:00 noon~~12:30 p.m. on the eves of
Christmas, New Year and the Lunar New Year when there is no
afternoon session, ~~for publication on the GEM website, other than,~~

except for:

(i) ...

...

(v) ...

...

16.19 (1) After 24 June 2008, every issuer must have its own website on which it must
publish any announcement, notice or other document published~~submitted~~ by
the issuer pursuant to rule 16.17 ~~for publication on the GEM website.~~ Such
publication should be at the same time as publication~~submission~~ of the
electronic copy of the document ~~to the Exchange for publication on the GEM~~
website. In any event:

(a) where the electronic copy of the document is published~~submitted~~ after
7:00 p.m. ~~to the Exchange for publication on the GEM website,~~
publication on the issuer's own website must ~~be not be~~ later than
~~8:30~~9:00 a.m. on the business day next following such
publication~~submission~~; and

(b) where the electronic copy of the document is published~~submitted~~ at any
other time ~~to the Exchange for publication on the GEM website,~~
publication on the issuer's own website must ~~be not be~~ later than 1 hour
after such publication~~submission~~.

...

...

Monthly return

17.27B A listed issuer shall, by no later than 30 minutes before the earlier of the commencement of the morning trading session or any pre-opening session on 9:00 a.m.~~of~~ the fifth business day next following the end of each calendar month, submit through HKEx-EPS, or such other means as the Exchange may from time to time prescribe, for publication on the GEM website a monthly return in relation to movements in the listed issuer's equity securities, debt securities and any other securitised instruments, as applicable, during the period to which the monthly return relates, in such form and containing such information as the Exchange may from time to time prescribe (irrespective of whether there has been any change in the information provided in its previous monthly return). Such information includes, among other things, the number as at the close of such period of equity securities, debt securities and any other securitised instruments, as applicable, issued and which may be issued pursuant to options, warrants, convertible securities or any other agreements or arrangements.

...

Emergency share registration arrangement during a typhoon

...

17.79 Under the T+2 settlement system, securities trade ex-entitlement (an "ex-date") for two trading days prior to the advertised date on which a listed issuer's transfer books or register of members is to be closed (the "book-close date") preceding a record date; the 2 trading days prior to the book-close date being referred to in this rule (and rule 17.80) as the first and second ex-date, respectively. A typhoon occurring on either of the two ex-dates may affect the ability of the purchaser to effect registration in time. Accordingly, in the event of a typhoon, the following arrangements will apply:—

(1) ...

...

Notes: 1 For clarity, the proposed arrangements have been summarised in Table 1 set out at the end of this Chapter.

2 For the purposes of this rule and Table 1 set out at the end of this Chapter:—

(a) references to "normal business hours" in respect of a share registrar means at least 9:30 am to 4 pm; and

...

Emergency share registration arrangements during a black rainstorm warning

17.80 A black rainstorm warning occurring on either of the 2 ex-dates (as defined in rule 17.79) may affect the ability of the purchaser to effect registration in time. Accordingly, in the event of a black rainstorm warning, the following arrangements will apply:-

(1) Where a black rainstorm warning is issued before ~~9~~¹⁰ am and remains in effect at 12 noon:—

...

(2) Where a black rainstorm warning issued before ~~9~~¹⁰ am is ~~cancelled~~^{discontinued} at or before 12 noon on either the first or second ex-date, the time for accepting shares for registration shall be deferred to 5 pm on the same day but no change will automatically be made to the book-close date;

(3) Where a black rainstorm warning is issued at or after ~~9~~¹⁰ am, no changes will be made in respect of the time for accepting shares for registration or the book-close date as the share registrar will open to the public as normal;

...

Notes: 1 For clarity, the proposed arrangements have been summarised in Table 2 set out in the end of this Chapter.

2 For the purposes of this rule and Table 2 set out at the end of this Chapter:—

(a) references to “normal business hours” in respect of a share registrar means at least ~~9.30~~ am to 4 pm; and

...

TABLE 1 (CHAPTER 17)
EMERGENCY SHARE REGISTRATION ARRANGEMENTS FOR T + 2
SETTLEMENT SYSTEM

Event	Ex-entitlement Day (Ex-Date)	Typhoon Approach/Retreat		Registrar	Book-Close Date	Closed Period for Transfer Books or Register of Members	Announcements Required
		Time	Status of Signal	Time for Accepting Shares for Registration			
1	First	9 am - 12 noon	No. 8 Signal or above higher is hoisted or remains hoisted and is not lowered at or before 12 noon	For each ex-date affected defer to the next business day (normal business hours)	Automatically postponed by number of ex-dates affected	The book-closure period may be extended in accordance with the delay to the book-closure date so that the book-closure period remains the same	No announcement required unless:– (i) the payment date is also deferred, in which case an announcement of the new payment date must be made by the listed issuer; or ii) the book-closure period is extended, in both cases the listed issuer must publish a notice of such changes as soon as possible.
2	Second						
3	First	12 noon - 3 pm	No. 8 Signal or above higher is hoisted or remains hoisted during this period				
4	Second						
5	First	3 pm - 4 pm	No. 8 Signal or above higher is hoisted	No deferment on first ex-date	No change	No change	No announcement required
6	Second	3 pm - 4 pm	No. 8 Signal or above higher is hoisted but lowered at or before 9 am on the next business day	Defer to 12 noon or the next business day	If the original book-close date is a business day - no change. Otherwise postponed to the next business day	The book-closure period may be extended in accordance with the delay to the book-closure date so that the book-closure period remains the same	No announcement required unless:– (i) the payment date is also deferred, in which case an announcement of the new payment date must be made by the listed issuer; or (ii) the book-closure period is extended, in both cases the listed issuer must publish a notice of such changes as soon as practicable.

Event	Ex-entitlement Day (Ex-Date)	Typhoon Approach/Retreat		Registrar	Book-Close Date	Closed Period for Transfer Books or Register of Members	Announcements Required
		Time	Status of Signal	Time for Accepting Shares for Registration			
7	Second	3 pm - 4 pm	No. 8 Signal or above higher is hoisted but lowered after 9 am but at or before 12 noon on the next business day	Defer to 5 pm on the next business day	If the original book-close date book-close date is a business day – no change. Otherwise postponed to the next business day		
8	Second	3 pm - 4 pm	No. 8 Signal or above higher is hoisted but not lowered until after 12 noon on the next business day	Defer to 12 noon on the business day following the next business business day (“B day”)			
9	First	At or before 12 noon	No. 8 Signal is lowered	No deferment	No change	No change	No announcement required
10	Second	At or before 12 noon	No. 8 Signal is lowered	Extension to 5 pm			

NB: Where any of the above events happen on deferred ex-dates or on a postponed book-close date the relevant arrangements set out above will apply mutatis mutandis.

TABLE 2 (CHAPTER 17)
EMERGENCY SHARE REGISTRATION ARRANGEMENTS DURING A BLACK RAINSTORM WARNING

Event	Ex-entitlement Day (Ex-Date)	<u>Issue/cancellation of a Black Rainstorm Warning</u> <u>Typhoon Approach/Retreat</u>		Registrar	Book-Close Date	Closed Period for Transfer Books or Register of Members	Announcements Required
		Time	Status of Signal	Time for Accepting Shares for Registration			
1	First	Before 9 ¹⁰ am	A Black Rainstorm Warning is issued and remains in effect at 12 noon	For each ex-date affected defer to the next business day (normal business hours)	Automatically postponed by number of ex-dates affected	The book-closure period may be extended in accordance with the delay to the book-close date so that the book-closure period remains the same	No announcement required unless: – (i) the payment date is also deferred, in which case an announcement of the new payment date must be made by the listed issuer, or (ii) the book-closure period is extended, in both cases the listed issuer must publish a notice of such changes as soon as possible.
2	Second						
3	First	Before 9 ¹⁰ am	A Black Rainstorm Warning is ^{is} issued before 9 ¹⁰ am but cancelled ^{discontinued} at or prior to 12 noon	Extension to 5 pm on the same day	No change	No change	No announcement required
4	Second						
5	First	<u>At or after</u> 9 ¹⁰ am	A Black Rainstorm Warning issued <u>at or after</u> 9 ¹⁰ am	No change	No change	No change	No announcement required
6	Second						

NB: Where any of the above events happen on deferred ex-dates or on a postponed book-close date the relevant arrangements set out above will apply mutatis mutandis.