

申萬宏源
有關《個人資料（私隱）條例》的客戶通知

本通知對本集團的客戶具有約束力。根據《個人資料（私隱）條例》（香港法例第486章）（簡稱為「**該條例**」）之規定提醒閣下注意以下資訊。除本通知另有規定之外，本通知中使用的術語和表述與該條例中的含義相同。為本通知之目的，(1) “客戶”包括，如適用，保證人、擔保人和為履行對本集團的義務而提供保證、擔保或任何形式支持的人士，及本集團的供應商、承包商、服務提供商、代理人和其他合同對手方。(2) “個人資料”意指以電子方式或其他方式記錄的與已識別或可識別的自然人有關的各種資訊，及 (i) 就個人而言，其個人資料；(ii) 就合夥而言，其各合夥人之個人資料；及 (iii) 就公司實體而言，已向本集團提供之其個人董事、股東、行政人員或經理之個人資料。(3) “集團”指申萬宏源(香港)有限公司（“申萬宏源香港”），全部及/或任何香港境內及/或境外申萬宏源香港之附屬公司（包括但不限於申萬宏源證券（香港）有限公司，申萬宏源期貨（香港）有限公司，申萬宏源資產管理（亞洲）有限公司，申萬宏源融資（香港）有限公司，申萬宏源研究（香港）有限公司）及/或控股公司及/或該等控股公司之附屬公司。

收集個人資料

1. 客戶必須隨時向本集團提供與以下事項有關的個人資料：(1) 帳戶開立、運作和持續使用；(2) 信貸額度的申請、獲得和持續使用；及 (3) 證券經紀、代理人、期貨交易、投資顧問、企業融資、資產管理、財富管理和其他金融服務的提供。
2. 本公司亦可能會從與客戶保持日常業務合作關係的過程中收集個人資料。
3. 同時，亦可按照對本集團、本集團的關聯或相關公司、任何董事、高級職員、員工、獲授權代表或集團或其關聯或相關公司的顧問以及本通知下文第 7 段中規定的任何有關人員具有約束力（簡稱為「**使用者**」）的法律、法規、規則或守則之規定，向客戶收集個人資料。在香港境內或境外居住的人士均可能成為使用者。
4. 客戶未能提供個人資料則可能導致本集團或使用者未能向客戶提供服務，因而未能維持其與客戶的業務關係和遵守本集團的各項法律或監管要求。
5. 本集團及/或使用者將對有關及/或從客戶處收集的個人資料採取保密措施，並且將遵守所有適用的保護資料及私隱法律規定，包括該條例（若適用）。在受限於技術可行性及適用的法律法規的前提下，本集團將只為本通知下文第 6 段之用途合理需要時保留客戶的個人資料，或依據適用的法律和法規及本集團政策和程序長期保留客戶的個人資料，或保留客戶的個人資料至收到客戶刪除個人資料之要求時。客戶明白及了解，提供給本集團的某些個人資料可能構成敏感個人資料，即一旦洩露或者非法使用，容易導致自然人的格尊嚴受到侵害或者人身、財產安全受到危害的個人資訊，及譬如包括生物識別、宗教信仰、特定身份、醫療健康、金融帳戶、行蹤軌跡等資訊，以及不滿十四周歲未成年人的個人資料。本集團只為本通知下文第 6 段之用途收集和處理這些資料（如有）。本集團承諾保護客戶的個人資料，並已就此採取措施。為了防止未經授權的人員或一方能夠存取客戶的個人資料，本集團已經採取了一系列技術性和組織性措施，以根據適用的法律和法規保護和保障客戶的個人資料。

用途

6. 使用者可將有關及/或從客戶處收集的個人資料用於以下目的：
 - (i) 為客戶提供服務和信貸額度的日常管理；
 - (ii) 核實客戶的身份；
 - (iii) 執行或實行客戶有關於交易或其他事情之下單或指令，以及執行客戶的其他指示；

- (iv) 對客戶進行信貸或背景查詢及確定客戶財務狀況和投資目標；
 - (v) 協助其他金融機構進行信貸檢查；
 - (vi) 確保客戶持續具有一定的信貸信用；
 - (vii) 為客戶提供個人化財務分析及策劃或設計金融服務、提供諮詢或相關使用產品；
 - (viii) 行銷金融服務或相關產品；
 - (ix) 確定本集團對客戶或客戶對集團的負債金額；
 - (x) 收回客戶未償還款項的金額以及為確保客戶履行責任而提供的保證金額；
 - (xi) 為遵守或為促使本集團內之成員、關聯公司或其相關公司遵守任何本地或外國之法律、規例（包括外國帳戶稅收合規法案、自動交換財務帳戶資料、共同申報準則及相類似規例）、任何在香港境內或境外現存或未來設立的法律、監管、政府、稅務、執法或其他機關、交易所、或自我監管或行業團體或組織或金融服務提供者所自行或按協議提供或發出的通知、指示或指引；
 - (xii) 為遵守本集團為了遵守制裁、防止或偵查洗錢、恐怖份子融資或其他非法活動而制定的，適用於任何集團成員的，關於個人資料在本集團內分享及/或用於其他用途的責任、要求、政策、程序、措施及安排；
 - (xiii) 根據對使用者具有約束力的任何法律、法規、規則及守則的要求履行披露義務；及
 - (xiv) 與以上有關的其他目的。
7. 本集團會對所持有的與客戶相關或從客戶處收集的個人資料保密，但在法律規定的範圍內，本集團可將有關及/或從客戶處收集的資料提供予香港境內外的以下人士：
- (i) 在本集團的業務營運或向客戶提供金融服務或產品過程中為本集團提供銷售、分銷、顧問、管理、背景審查、資料處理、財務、電訊、電腦、支付或結算、列印、專業或其他服務的任何代理人、承包商或第三方服務供應商；
 - (ii) 任何以其名義登記證券或其他資產的代名人；
 - (iii) 香港境內外的核證機關；
 - (iv) 對本集團附有保密義務的任何其他人士；
 - (v) 本集團內之成員或關聯或相關公司；
 - (vi) 客戶已經或擬與其進行交易的任何金融機構；
 - (vii) 本集團的任何實際或擬定受讓人，或者是與本集團有關的客戶權利共有人或準共有人或受讓人；
 - (viii) 根據對本集團具有約束力的任何法律或法規要求，本集團對其承擔法定披露義務的任何其他人士；
 - (ix) 經客戶明確或默示同意向其提供資料的任何人士；
 - (x) 透過或與本集團一起向客戶提供金融服務或發行、分銷或提供金融產品的任何人；
 - (xi) 信貸資料服務機構，及（在違約欠債時）追收債款代理；
 - (xii) 客戶進行證券、期貨及/或其他金融產品買賣而在其場所下單或交易的任何外國或本地的證券、期貨及/或其他金融產品的交易所（或其相關聯結算所或營運者）；
 - (xiii) 任何外國或本地的政府、監管、監督、稅務、執法或其他機關、組織或機構；
 - (xiv) 為集團利益而需要向其作出披露的任何人士；及
 - (xv) 為公眾利益而需要向其作出披露的任何人士。
8. 本集團可以不時按本通知上述第 6 段所述用途，轉移客戶的個人資料予香港以外之本通知上述第 7 段所述人士。位於香港境外的使用者未必受到與該條例大致相若或具有相同目的的资料保障法律約束，亦即是說，向使用者披露的資料未必受到與香港相同或類似的程度的保障。

在直銷活動中使用資料

9. 本集團擬將從客戶處收集所得的資料用於本集團進行的直銷活動中。本集團亦擬將該等個人資料轉移給使用者，以供其用於金融服務及產品的直接推廣用途中。擬使用的個人資料種類及擬在活動過程中使用該等資料的推廣活動種類資料詳見下文。請注意，未經該條例許可或在本集團獲得客戶同意之前，本集團不會使用從客戶處收集所得的個人資料。
10. 針對上述提到的直銷活動，本集團擬：
 - (i) 使用客戶的姓名、聯絡資料和其個人背景資料；及
 - (ii) 行銷或推銷本集團或使用者的投資產品或金融服務。
11. 若客戶不再願意其任何個人資料被用於所載述的任何直銷活動中，即可隨時聯絡本集團的集團資料保護主任免費提出相關終止申請。
12. 在履行其職責過程中，為實現及達到本集團或使用者的相關目的或任何其他用途，本集團或使用者在法律賦予權利的情況下，可與香港境內外的政府機關、其他監管當局、公司、組織或由個別人士持有的資料進行匹配、對比、轉移或交換由客戶提供或從客戶獲得的任何個人資料，以驗證相關資料的真確性。
13. 本集團可就轉移或向使用者提供客戶的個人資料收取報酬及/或其他利益或為此得到補償。有關報酬、補償或收益可以根據本集團可能向客戶不時提供的服務或融資的整體或部分性質和範圍進行計算，也可以根據客戶可能簽訂交易的規模、性質或頻率計算，或根據本集團可能與相關當事人一致約定的其他相關因素計算。

香港投資者識別碼制度及場外證券交易匯報制度

14. 客戶明白並同意，本集團為了向客戶提供與在香港聯合交易所（聯交所）上市或買賣的證券相關的服務，以及為了遵守不時生效的聯交所與香港證券及期貨事務監察委員會（證監會）的規則和規定，本集團可收集、儲存、處理、使用、披露及轉移與客戶有關的個人資料（包括客戶的客戶識別信息及券商客戶編碼（中國香港））。在不限制以上的內容的前提下，當中包括—
 - (a) 根據不時生效的聯交所及證監會規則和規定，向聯交所及/或證監會披露及轉移客戶的個人資料（包括客戶識別信息及券商客戶編碼（中國香港））；
 - (b) 允許聯交所：(i)收集、儲存、處理及使用客戶的個人資料（包括客戶識別信息及券商客戶編碼（中國香港）），以便監察和監管市場及執行《聯交所規則》；(ii)向香港相關監管機構和執法機構（包括但不限於證監會）披露及轉移有關資料，以便他們就香港金融市場履行其法定職能；及(iii)為監察市場目的而使用有關資料進行分析；及
 - (c) 允許證監會：(i)收集、儲存、處理及使用客戶的個人資料（包括客戶識別信息及券商客戶編碼（中國香港）），以便其履行法定職能，包括對香港金融市場的監管、監察及執法職能；及 (ii)根據適用法例或監管規定向香港相關監管機構和執法機構披露及轉移有關資料。

客戶亦同意，即使客戶其後宣稱撤回同意，本集團在客戶宣稱撤回同意後，仍可繼續儲存、處理、使用、披露或轉移客戶的個人資料以作上述用途。

15. 根據證監會的要求，本集團須按照以下身份證明文件類型的優先順序（即，排序表規定）從客戶那裡收集最新的客戶識別信息：

- (a) 自然人客戶：
 - (1) 香港身份證； (2) 國民身份證明文件；或 (3) 護照
- (b) 公司客戶：
 - (1) 法律實體識別編碼登記文件； (2) 公司註冊證明書； (3) 商業登記證；或 (四) 其他同等文件
- (c) 客戶是信託：
 - (i) 為自然人的受託人的資料：
 - (1) 香港身份證； (2) 國民身份證明文件；或 (3) 護照
 - (ii) 為公司的受託人的資料：
 - (1) 法律實體識別編碼註冊文件； (2) 公司註冊證明書； (3) 商業登記證；或 (4) 其他同等文件

然而,信託是一個投資基金, 需提供資產管理公司或個別基金的客戶識別信息。
- (d) 聯名戶口客戶：

聯名戶口的所有客戶的客戶識別信息(須符合上述要求, 取決於客戶的性質)應根據上述客戶識別信息排序表提供。

請注意, 證監會嚴格要求根據上述排序表規定要求提供身份證明文件類型。客戶需要遵從上述排序表規定要求以提供客戶識別信息。客戶保證、聲明並承諾 (1) 向本集團提供的客戶個人資料(包括客戶識別信息和券商客戶編碼(中國香港)) 在各方面均屬真實準確、完整且沒有誤導性; (2) 客戶識別信息的提供遵循了排序表規定; (3) 客戶提供給本集團的客戶識別信息等任何個人資料發生任何變化, 客戶將及時通知本集團。

- 16. 客戶如不能向本集團提供個人資料或更新的客戶識別信息, 或拒絕或撤回同意, 可能意味著本集團不會或不能夠再(視情況而定)執行客戶的交易指示或向客戶提供證券相關服務, 惟出售、轉出或提取閣下現有的證券持倉(如有)除外。

備註:

- (1) 就本通知本部分而言, 本條文所述的“券商客戶編碼(中國香港)”指一個符合聯交所訂明的格式及由相關持牌人或註冊人按照聯交所的規定產生的唯一識別碼;
- (2) 本條文所述的“客戶識別信息”指與獲編配券商客戶編碼(中國香港)的客戶有關的以下資料:
 - (i) 客戶的身份證明文件上所示的全名;
 - (ii) 身份證明文件的簽發國家或司法管轄區;
 - (iii) 身份證明文件類別; 及
 - (iv) 身份證明文件號碼。

中華通證券交易服務

- 17. 客戶明白及同意, 本集團為客戶提供中華通證券交易服務時, 本集團須要:

- (i) 在提交每一客戶交易指令予中華通買賣盤訂單傳遞系統時, 在交易指令中附加上客戶唯一的券商客戶編碼(“券商客戶編碼(中國大陸)”)或(如客戶賬戶為聯名賬戶)客戶聯名賬戶獲分配的券商客戶編碼; 及
- (ii) 向交易所提供客戶唯一的券商客戶編碼(中國大陸)及一切交易所按照其規則不時要求索取的關於客戶的身份識別資料。

不受限於本集團就著因應客戶的賬戶或提供服務予客戶而處理客戶個人資料而給予客戶的通知或取得的客戶同意, 客戶明白及同意, 作為本集團中華通證券交易服務的一部份, 本集團可以作出下述的收集、儲存、使用、披露及轉移客戶的個人資料的行為:

- (a) 不時向交易所及相關交易所附屬公司披露及轉移客戶的券商客戶編碼（中國大陸）及客戶識別信息，包括在中華通買賣盤訂單傳遞系統輸入中華通證券交易指令時顯示客戶的券商客戶編碼（中國大陸），並實時轉傳至相關中華通證券交易營運者；
- (b) 容許交易所及各相關交易所附屬公司：(i) 收集、使用及儲存客戶的券商客戶編碼（中國大陸）及客戶識別信息以及相關中華通結算所所提供（以儲存而言，它們通過香港交易所進行）的合併、核實及配對的券商客戶編碼（中國大陸）及客戶識別信息資料，以作市場監察及執行交易所規則用途；(ii) 基於下列(c)及(d)所述目的，不時（直接或通過相關中華通結算所）轉移該等資料予相關中華通證券交易營運者；及(iii) 披露該等資料予香港相關監管機構及執法機關，以配合其履行關於香港金融市場的法定職能；
- (c) 容許相關中華通結算所：(i) 收集、使用及儲存客戶的券商客戶編碼（中國大陸）及客戶識別信息，以對券商客戶編碼（中國大陸）及客戶識別信息作出合併及核實並與其投資者身份識別資料庫作出配對，及把合併、核實及配對的券商客戶編碼（中國大陸）及客戶識別信息資料提供予相關中華通證券交易營運者、交易所及相關交易所附屬公司；(ii) 使用客戶的券商客戶編碼（中國大陸）及客戶識別信息，以履行其證券賬戶管理的法定職能；及(iii) 披露該等資料予中國大陸相關監管機構及執法機關，以配合其履行關於中國大陸金融市場的監管、監察及執法職能；及
- (d) 容許相關中華通證券交易營運者：(i) 收集、使用及儲存客戶的券商客戶編碼（中國大陸）及客戶識別信息，以監察通過使用中華通服務在相關中華通市場進行之證券交易，和執行相關中華通證券交易營運者之規則；及(ii) 披露該等資料予中國大陸相關監管機構及執法機關，以配合其履行關於中國大陸金融市場的監管、監察及執法職能。

當客戶指示本集團進行任何中華通證券的交易時，客戶明白及同意，本集團可以使用客戶的個人資料于遵守交易所的要求及其對中華通證券交易不時生效的規則。客戶也明白，即使未來客戶計劃撤消其同意，客戶的個人資料（不論客戶撤消客戶同意前或後）會繼續被儲存、使用、披露、轉移或以其他方式處理，以達至上述目的。

- 18. 客戶如不能向本集團提供個人資料，或拒絕或撤回同意，將可能導致本集團（按情況）不會或不可繼續執行客戶的交易指示或向客戶提供中華通證券交易服務。
- 19. 除非本通知另有規定或上下文另有所指，本通知本部分所有術語均與《交易所規則》中賦予它們的含義相同。

查閱、更正及撤回個人資料的權利

- 20. 根據該條例規定，任何人士：
 - (i) 均有權檢查本集團所持有的與其個人有關的資料以及查閱有關資料；
 - (ii) 均有權要求本集團更正與其個人有關的任何不實資料；
 - (iii) 均有權查明本集團有關使用個人資料的政策和慣例，並要求本集團告知所持有的個人資料種類；
 - (iv) 均有權要求本集團停止使用其個人資料於直銷活動或轉移資料予他人用作直銷，以及通知已獲取本集團轉讓資料的任何人士停止使用有關資料。
- 21. 根據該條例規定，本集團有權就處理任何資料查閱或更正要求收取合理費用。

22. 客戶更有權隨時撤回批准我們處理個人資料的同意，惟客戶的撤回不影響撤回前基於客戶同意已進行的個人資料的處理，且如果本集團有其他合法理由（須經同意以外的理由），本集團仍有權處理有關資料。
23. 客戶明白，如果客戶的任何個人資料發生泄露或遺失，或發生其他個人信息泄露事件，本集團會依據適用的法律和法規採取補救措施，並可能依據適用的法律和法規通知或不通知客戶。客戶明白及同意，倘本集團決定將此類事件通知客戶，本集團可能會使用一種或多種方式發送通知，包括但不限於在本集團網站上彈出視窗通知、發送短訊、電子郵件或致電。客戶明白，在採取上述通知行動其中之一後，本集團即被視為履行了適用的法律和法規項下的通知義務。
24. 有關查閱、更正資料、撤回同意或了解本集團使用資料的政策和慣例，以及所持有的個人資料種類的要求，請提交至以下地址：

香港軒尼詩道 28 號 19 樓
申萬宏源（香港）有限公司
集團資料保護主任收

25. 本通知不會限制客戶在該條例下所享有之權利。
26. 本通知的中、英文版本如有歧義，均以英文版本為準。

SHENWAN HONGYUAN

Circular to Clients relating to the Personal Data (Privacy) Ordinance

This circular is binding on you as a client of the Group. The following information is brought to your attention in accordance with the Personal Data (Privacy) Ordinance (Cap.486 of the Laws of Hong Kong) (the “**Ordinance**”). Unless the context otherwise requires, words and phrases in this circular shall have the meaning given to them by the Ordinance. For the purposes of this circular, (1) the term “client” includes, where applicable, sureties, guarantors and parties providing security, guarantee or any form of support for obligations owed to the Group, and suppliers, contractors, service providers, agents and other contractual counterparties of the Group; (2) the term “personal data” means all information recorded electronically or by other means, that is related to identified or identifiable natural persons, and (i) in the case of an individual, means personal data relating to the relevant individual concerned; (ii) in the case of a partnership, means personal data relating to each partner of the partnership; and (iii) in the case of a corporate entity, means personal data relating to any individual director, shareholder, officer or manager which have been provided to the Group; and (3) the term “Group” means all and/or any of Shenwan Hongyuan (H.K.) Limited (“SWHYHK”), SWHYHK’s subsidiaries (including but not limited to Shenwan Hongyuan Securities (H.K.) Limited, Shenwan Hongyuan Futures (H.K.) Limited, Shenwan Hongyuan Asset Management (Asia) Limited, Shenwan Hongyuan Capital (H.K.) Limited, Shenwan Hongyuan Research (H.K.) Limited) and/or holding companies and/or subsidiaries of such holding companies, within and/or outside Hong Kong.

Collection of Personal Data

1. From time to time, it is necessary for clients to supply the Group with personal data in connection with (i) the opening, operation and continuation of accounts; (ii) the application, obtaining and continuation of credit facilities; and (iii) the provision of securities brokerage, nominee, futures trading, investment advisory, corporate finance, asset management, wealth management and other financial services.
2. Personal data may also be collected from clients in the ordinary course of continuation of business relationship with the clients.
3. At the same time, personal data may be collected from clients pursuant to laws, regulations, rules or codes binding on the Group, the Group’s associated or related companies, any directors, officers, employees, authorised representatives or advisers of the Group or its associated or related companies, and any such person as specified in paragraph 7 of this circular below (each, a “**User**”). The User may or may not reside in Hong Kong.
4. Failure of clients to supply personal data may result in the Group or the User being unable to provide services to the clients, to maintain business relationship with the clients and to meet its respective legal or regulatory requirements.
5. The Group and/or the User will keep the personal data relating to and/or collected from the clients confidential and will comply with all applicable data privacy laws, including, where applicable, the Ordinance. The Group will only keep the personal data of the client for as long as the Group reasonably needs it for the purposes set out in paragraph 6 of this circular below or on a longer term basis in accordance with applicable laws and regulations and the Group’s policies and procedures, or until receipt of the clients’ request to delete such personal data, subject to limitations on technical feasibility and applicable laws and regulations. The client acknowledges and understands that certain personal data provided to the Group may constitute sensitive personal data, namely, personal information that, once leaked or illegally used, may easily cause harm to the dignity of natural persons, or grave harm to personal or property security, and include for instance, information on biometric characteristics, religious beliefs, specially-designated status, medical health, financial accounts, individual location tracking, as well as the personal information of minors under the age of 14. The

Group collects and processes such data, if any, solely for the purposes set out in paragraph 6 of this circular. The Group commits to protect the client's personal data and has taken steps in this regard. In order to prevent unauthorised people or parties from being able to access the client's personal data, the Group has put in place a range of technical and organizational measures to safeguard and secure the client's personal data in accordance with applicable laws and regulations.

Purposes of Use

6. User may use personal data relating to and/or collected from clients for the following purposes:-
 - (i) the daily operation of the services and credit facilities provided to clients;
 - (ii) verifying the identity of the client;
 - (iii) executing or giving effect to the client's orders relating to transactions or otherwise, and carrying out the client's other instructions;
 - (iv) conducting credit inquiries or background checks on the client and ascertaining the client's financial situation and investment objectives;
 - (v) assisting other financial institutions to conduct credit checks;
 - (vi) ensuring ongoing credit worthiness of clients;
 - (vii) providing personalized financial analysis and planning or designing financial services, advice or related products for clients' use;
 - (viii) marketing financial services or related products;
 - (ix) determining the amount of indebtedness owed to or by clients;
 - (x) collection of amount outstanding from clients and those providing security for clients' obligations;
 - (xi) complying with and/or enabling any member, affiliated or related company in the Group to comply with any foreign or local laws, regulations (including Foreign Account Tax Compliance Act, Automatic Exchange of Financial Account Information, Common Reporting Standards and similar regulations), notifications, directives, guidelines or guidance given or issued by or in agreement with any legal, regulatory, governmental, tax, law enforcement or other authorities, exchanges, or self-regulatory or industry bodies or associations of financial services providers, within or outside Hong Kong, existing currently and in the future;
 - (xii) complying with obligations, requirements, policies, procedures, measures and arrangements for sharing personal data and information within the Group and/or any other use of personal data in accordance with the Group wide programmes for compliance with sanctions or prevention or detection of money laundering, terrorist financing or other unlawful activities;
 - (xiii) meeting the requirements to make disclosure under the requirements of any laws, regulations, rules, codes binding on the User; and
 - (xiv) other purposes ancillary or relating thereto.

7. Personal data held by the Group relating to and/or collected from clients will be kept confidential but the Group may provide and disclose such data to the following persons within or outside Hong Kong to the extent permitted by law:-
 - (i) any agent, contractor or third party service provider who provides sales, distribution, advisory, administrative, background checking, data processing, financial, telecommunication, computer, payment or clearing, printing, professional or other services to the Group in connection with the operation of its business or provision of financial services or products to the client;
 - (ii) any nominees in whose name securities or other assets may be registered;
 - (iii) any certification authorities within or outside Hong Kong;
 - (iv) any other person under a duty of confidentiality to the Group;
 - (v) any member or affiliated or related company in the Group;
 - (vi) any financial institution with which the client has or proposes to have dealings;
 - (vii) any actual or proposed assignee of the Group or participant or sub-participant or transferee of the Group's rights in respect of the client;
 - (viii) any other person when the Group is compelled to make disclosure to such person under the requirements of any laws or regulations binding on the Group;

- (ix) any person with the client's express or implied consent;
 - (x) any person who provides financial services or issues, distributes or provides financial products to the client through or with the Group;
 - (xi) credit reference agencies, and, in the event of default, to debt collection agencies;
 - (xii) any foreign or local exchanges (or their associated clearing houses or operators) of securities, futures and/or other financial products where the client's orders to buy or sell such securities, futures and/or other financial products are placed or transacted;
 - (xiii) any foreign or local governmental, regulatory, supervisory, tax, law enforcement or other authorities, bodies or institutions;
 - (xiv) any person where in the Group's interest requires disclosure; and
 - (xv) any person where in the public interest requires disclosure.
8. The Group may from time to time transfer personal data of the client outside Hong Kong to any of the persons referred to in paragraph 7 of this circular above and for any of the purposes referred to in paragraph 6 of this circular above. It should be noted that Users located outside Hong Kong may not have in place data protection laws which are substantially similar to, or serve the same purpose as the Ordinance. This means that data disclosed to such parties may not be protected to the same or similar level as in Hong Kong.

Use of Data in Direct Marketing

9. The Group intends to use personal data collected from clients for direct marketing carried out by the Group. The Group also intends to transfer such personal data to Users for their use in such direct marketing of financial services and products. The intended kinds of personal data to be used and the intended classes of marketing subjects are specified below. However, the Group may not use the personal data collected from the clients unless permitted by the Ordinance or the Group has received the clients' consent.
10. For the above direct marketing use, the Group intends to:
- (i) use the client's name, contact information and demographic information; and
 - (ii) market or promote the investment products or financial services of the Group or the User.
11. The client can always opt-out free-of-charge by contacting the Group's Data Protection Officer if the client no longer wishes any of the client's personal data to be used in any of the described direct marketing purposes.
12. In the course of performing its duties, the Group or the User may, as permitted by law, match, compare, transfer or exchange any personal data provided by the client, or hereafter obtained from the client, for these or any other purposes of the Group or the User, with data held by government bodies, other regulatory authorities, corporations, organisations or individuals in Hong Kong or overseas for the purpose of verifying those data.
13. The Group may receive remuneration and/or other benefits or compensation in return for transferring or making available personal data of the clients to the User. Such remuneration, compensation or benefits may be calculated based in whole or in part on the nature and extent of the services or facilities that the Group may provide to the clients from time to time or the size, nature or frequency of transactions that the clients may enter into, or such other factors as the Group may agree with such party.

Hong Kong Investor Identification Regime and Over-the-counter Securities Transactions Reporting Regime

14. The client acknowledges and agrees that the Group may collect, store, process, use, disclose and transfer personal data relating to the client (including your CID and/or BCAN(s) (HK)) as required for

the Group to provide services to the client in relation to securities listed or traded on the Stock Exchange of Hong Kong (the “Exchange”) and for complying with the rules and requirements of the Exchange and the Securities and Futures Commission of Hong Kong (“SFC”) in effect from time to time. Without limiting the foregoing, this includes –

- (a) disclosing and transferring the client’s personal data (including your CID and BCAN(s) (HK)) to the Exchange and/or the SFC in accordance with the rules and requirements of the Exchange and the SFC in effect from time to time;
- (b) allowing the Exchange to: (i) collect, store, process and use the client’s personal data (including your CID and BCAN(s) (HK)) for market surveillance and monitoring purposes and enforcement of the Rules of the Exchange; and (ii) disclose and transfer such information to the relevant regulators and law enforcement agencies in Hong Kong (including, but not limited to, the SFC) so as to facilitate the performance of their statutory functions with respect to the Hong Kong financial markets; and (iii) use such information for conducting analysis for the purposes of market oversight; and
- (c) allowing the SFC to: (i) collect, store, process and use the client’s personal data (including your CID and BCAN(s)(HK)) for the performance of its statutory functions including monitoring, surveillance and enforcement functions with respect to the Hong Kong financial markets; and (ii) disclose and transfer such information to relevant regulators and law enforcement agencies in Hong Kong in accordance with applicable laws or regulatory requirements.

The client also agrees that despite any subsequent purported withdrawal of consent by the client, the client’s personal data may continue to be stored, processed, used, disclosed or transferred for the above purposes after such purported withdrawal of consent.

15. The Group is required to obtain the updated CID from the client according to the order of priority on the identity document type (i.e., waterfall requirements) as required by the SFC as below:
- (a) Individual client:
 - (1) HKID Card; (2) National Identification Document; or (3) Passport
 - (b) Client that is a corporation
 - (1) Legal Entity Identifier (“LEI”) registration document; (2) Certificate of Incorporation; (3) Business Registration Certificate; or (4) other equivalent identity documents
 - (c) Client that is a trust:
 - (i) the information of trustee who is a natural person:
 - (1) HKID Card; (2) National Identification Document; or (3) Passport
 - (ii) the information of trustee who is a corporation:
 - (1) LEI registration document; (2) Certificate of Incorporation; (3) Business Registration Certificate; or (4) other equivalent identity documents
- However, in the case of a trust which is an investment fund, the CID of the asset management company or the individual fund should be provided.
- (d) Clients of a joint account:

The CID for all clients (in line with the above requirements, depending on the nature of the client) named for a joint account should be provided according to the above CID waterfall.

Please note that the SFC strictly requires the provision of identity document type according to the above waterfall requirements. The client is also required to follow the above waterfall requirements for the provision of CID. The client warrants, represents and undertakes that (1) the client’s personal data (including CID and BCAN(s) (HK)) provided to the Group are true and accurate in all respects, complete and not misleading; (2) the provision of CID has followed the waterfall requirements; and (3) the client will promptly notify the Group in case of any change in any personal data of the client including CID provided to the Group.

16. Failure to provide the Group with the client's personal data or updated CID, or withholding or withdrawing consent may mean that the Group will not, or will no longer be able to, as the case may be, carry out the client's trading instructions or provide the client with securities related services (other than to sell, transfer out or withdraw the client's existing holdings of securities, if any).

Note:

(1) For the purposes of this part of the circular, the term "BCAN(HK)" means a "Broker-to-Client Assigned Number", being a unique identification code in the format prescribed by the Exchange, generated by a relevant licensed or registered person in accordance with the Exchange's requirements;

(2) The term "CID" or "Client Identification Data" shall mean the following information in relation to a client to whom a BCAN(HK) is assigned:

- (i) the full name of the client as shown in the client's identity document;
- (ii) the issuing country or jurisdiction of the identity document;
- (iii) the identity document type; and
- (iv) the identity document number.

China Connect Securities Trading Service

17. The client acknowledges and agrees that in providing the Group's China Connect Securities Trading Service to the client, the Group will be required to:

- (i) Tag each of the client's orders submitted to the China Stock Connect System ("CSC") with a Broker-to-Client Assigned Number ("BCAN(PRC)") that is unique to the client or the BCAN(PRC) that is assigned to the client's joint account with the Group, as appropriate; and
- (ii) Provide to the Exchange the client's assigned BCAN(PRC) and CID relating to the client as the Exchange may request from time to time under the Rules of the Exchange.

Without limitation to any notification the Group has given the client or consent the Group has obtained from the client in respect of the processing of the client's personal data in connection with the client's account and the Group's services to the client, the client acknowledges and agrees that the Group may collect, store, use, disclose and transfer personal data relating to the client as required as part of the Group's China Connect Securities Trading Service, including as follows:

- (a) to disclose and transfer the client's BCAN(PRC) and CID to the Exchange and the relevant Exchange Subsidiaries from time to time, including by indicating the client's BCAN(PRC) when inputting a China Connect Order into the CSC, which will be further routed to the relevant China Connect Market Operator on a real-time basis;
- (b) to allow each of the Exchange and the relevant Exchange Subsidiaries to: (i) collect, use and store the client's BCAN(PRC), CID and any consolidated, validated and mapped BCANs(PRC) and CID information provided by the relevant China Connect Clearing House (in the case of storage, by any of them or via Exchange) for market surveillance and monitoring purposes and enforcement of the Rules of the Exchange; (ii) transfer such information to the relevant China Connect Market Operator (directly or through the relevant China Connect Clearing House) from time to time for the purposes set out in (c) and (d) below; and (iii) disclose such information to the relevant regulators and law enforcement agencies in Hong Kong so as to facilitate the performance of their statutory functions with respect to the Hong Kong financial markets;
- (c) to allow the relevant China Connect Clearing House to: (i) collect, use and store the client's BCAN(PRC) and CID to facilitate the consolidation and validation of BCANs(PRC) and CID and the mapping of BCANs(PRC) and CID with its investor identification database, and provide such consolidated, validated and mapped BCANs(PRC) and CID information to the relevant China Connect Market Operator, the Exchange and the relevant Exchange Subsidiary; (ii) use the client's BCAN(PRC) and CID for the performance of its regulatory functions of securities

account management; and (iii) disclose such information to the Mainland regulatory authorities and law enforcement agencies having jurisdiction over it so as to facilitate the performance of their regulatory, surveillance and enforcement functions with respect to the Mainland financial markets; and

- (d) to allow the relevant China Connect Market Operator to (i) collect, use and store the client's BCAN(PRC) and CID to facilitate their surveillance and monitoring of securities trading on the relevant China Connect Market through the use of the China Connect Service and enforcement of the rules of the relevant China Connect Market Operator; and (ii) disclose such information to the Mainland regulatory authorities and law enforcement agencies so as to facilitate the performance of their regulatory, surveillance and enforcement functions with respect to the Mainland financial markets.

By instructing the Group in respect of any transaction relating to China Connect Securities, the client acknowledges and agrees that the Group may use the client's personal data for the purposes of complying with the requirements of the Exchange and its rules as in force from time to time in connection with China Connect Securities trading. The client also acknowledges that despite any subsequent purported withdrawal of consent by the client, the client's personal data may continue to be stored, used, disclosed, transferred and otherwise processed for the above purposes, whether before or after such purported withdrawal of consent.

18. Failure to provide the Group with the client's personal data, or withholding or withdrawing consent may mean that the Group will not or no longer be able, as the case may be, to carry out the client's trading instructions or provide the client with the Group's China Connect Securities trading service.
19. Unless otherwise stated or the context otherwise requires, capitalised terms used in this part of the circular shall have the same meanings as defined in the Rules of the Exchange.

Rights of Access, Correction and Withdrawal

20. Under and in accordance with the terms of the Ordinance, any individual:-
- (i) has the right to check whether the Group holds data about him/her and the right of access to such data;
 - (ii) has the right to require the Group to correct any data relating to him/her which is inaccurate;
 - (iii) has the right to ascertain the Group's policies and practices in relation to data and to be informed of the kind of personal data held by the Group;
 - (iv) has the right to request the Group to cease using the data for direct marketing purposes or transferring the data to other persons for such purposes and to notify any persons to whom the Group has transferred such data to cease any such use.
21. In accordance with the terms of the Ordinance, the Group has the right to charge a reasonable fee for the processing of any data access or correction request.
22. The client further has the right to withdraw the consent to the Group's processing of the data at any time, PROVIDED always that the client's withdrawal does not affect the processing of personal data based on the client's consent before the withdrawal and the Group may still be entitled to process the personal data if the Group has another legitimate reason (other than consent) for doing so.
23. The client acknowledges that if there is any leakage or loss of any personal data of the client, or any other personal data breach event, while the Group will take remedial measures in accordance with applicable laws and regulations, it may notify or may not notify the client in accordance with applicable laws and regulations. The client acknowledges and agrees that should the Group decide to notify the client of such event, the Group may use one or more methods, including without limitation, popping-up window notification on the Group's website, sending text message/emails or making calls.

The client acknowledges that the Group is deemed as satisfying its notification obligation under applicable laws and regulations upon taking one of the above notification actions.

24. The person to whom requests for access to data, correction of data, withdrawal of content or for information regarding policies and practices and kinds of data held are to be addressed is as follows:-

The Group Data Protection Officer
Shenwan Hongyuan (H.K.) Limited
Level 19, 28 Hennessy Road, Hong Kong

25. Nothing in this circular shall limit the rights of clients under the Ordinance.
26. In case of discrepancies between the English and Chinese versions of this circular, the English version shall apply and prevail.