

SECURITIES AND FUTURES ORDINANCE (Chapter 571)

Pursuant to section 399 of the Securities and Futures Ordinance, the Securities and Futures Commission publishes the following amendments to the Guidelines on Competence.

The amendments shall become effective on 2 October 2024.

1. Substitute footnote 1 to paragraph 1.1 of the Guidelines on Competence:–

“1 Any of the regulated activities specified in Part 1 of Schedule 5 to the Securities and Futures Ordinance. This includes:

- Type 1: dealing in securities (RA 1)
- Type 2: dealing in futures contracts (RA 2)
- Type 3: leveraged foreign exchange trading (RA 3)
- Type 4: advising on securities (RA 4)
- Type 5: advising on futures contracts (RA 5)
- Type 6: advising on corporate finance (RA 6)
- Type 7: providing automated trading services (RA 7)
- Type 8: securities margin financing (RA 8)
- Type 9: asset management (RA 9)
- Type 10: providing credit rating services (RA 10)
- Type 11: dealing in OTC derivative products or advising on OTC derivative products (RA 11)
- Type 12: providing client clearing services for OTC derivative transactions (RA 12)
- Type 13: providing depositary services for relevant CISs (RA 13)

For RA 11 and RA 12, effective upon the commencement of the new licensing regime for these RAs.”

2. Substitute paragraph 4.2.2.1 of the Guidelines on Competence:–

“4.2.2.1 For an individual applying to be an RO, a summary of the RIQ requirements for each type of RA is set out below. These will be updated on the SFC’s website as and when changes occur.

RA	RIQ
1, 4 & 8	HKSI LE Papers 7 & 8
2, 5 & 11 ²⁶	HKSI LE Papers 7 & 9
3	Vocational Training Council (VTC) Leveraged Foreign Exchange Trader’s Responsible Officer Examination Paper 2
6	HKSI LE Papers 7 & 11
7	No RIQ requirement
9	HKSI LE Papers 7 & 12

10	HKSI LE Papers 7 & 10
12 ²⁶	HKSI LE Papers 7 & 14
13	HKSI LE Papers 7 & 19

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3. Substitute paragraph 4.2.3.1 of the Guidelines on Competence:–

“4.2.3.1 For an individual applying to be an RO, a summary of the LRP requirements for each type of RA is set out below. These will be updated on the SFC’s website as and when changes occur.

RA	LRP
1, 4 & 8	HKSI LE Papers 1 & 2
2, 5 & 11 ²⁷	HKSI LE Papers 1 & 3
3	VTC Leveraged Foreign Exchange Trader’s Responsible Officer Examination Paper 1
6	HKSI LE Papers 1 & 5
7	No LRP requirement
9	HKSI LE Papers 1 & 6
10	HKSI LE Papers 1 & 4
12 ²⁷	HKSI LE Papers 1 & 13
13	HKSI LE Papers 1 & 18

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4. Substitute paragraph 4.3.2.1 of the Guidelines on Competence:–

“4.3.2.1 For an individual applying to be an LR, a summary of the RIQ requirements for each type of RA is set out below. These will be updated on the SFC’s website as and when changes occur.

RA	RIQ
1, 4 & 8	HKSI LE Papers 7 & 8
2, 5 & 11 ³⁵	HKSI LE Papers 7 & 9
3	VTC Leveraged Foreign Exchange Trader’s Responsible Officer Examination Paper 2 or Representative Examination Paper 2
6	HKSI LE Papers 7 & 11
7	No RIQ requirement
9	HKSI LE Papers 7 & 12
10	HKSI LE Papers 7 & 10
12 ³⁵	HKSI LE Papers 7 & 14
13	HKSI LE Papers 7 & 19

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5. Substitute paragraph 4.3.3.1 of the Guidelines on Competence:–

“4.3.3.1 For an individual applying to be an LR, a summary of the LRP requirements for each type of RA is set out below. These will be updated on the SFC’s website as and when changes occur.

RA	LRP
1 – 13 ³⁶ (except 3 and 7)	HKSI LE Paper 1
3	VTC Leveraged Foreign Exchange Trader’s Responsible Officer Examination Paper 1 or Representative Examination Paper 1
7	No LRP requirement

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