

# **Deposit Protection Scheme (Representation on Scheme Membership and Protection of Financial Products under Scheme) Rules**

## **Questions and Answers**

### **Background**

Established under the Deposit Protection Scheme Ordinance (DPS Ordinance), the Hong Kong Deposit Protection Board (the Board) is charged with the responsibility for establishing and maintaining the Deposit Protection Scheme (DPS) in Hong Kong. In accordance with section 51 of the DPS Ordinance, the Board issued in 2006 the DPS (Representation on Scheme Membership and Protection of Financial Products under Scheme) Rules to govern the representations made by members of the DPS (Scheme members) regarding their membership and the protection status of their financial products (referred to as “the Rules” hereafter). The Rules will be amended in 2010 to implement the recommendations for enhancing DPS representations concluded in a review of the DPS conducted by the Board in 2009. The amendments will take effect on 1 January 2011. This set of questions and answers serves to provide guidance on operational issues in relation to achieving compliance with the Rules, including with the amended requirements that will take effect on 1 January 2011.

### ***Display of Membership Sign (Ref: Section 3)***

**Q1. Are Scheme members required to display a new DPS membership sign starting from 1 January 2011?**

A1. Scheme members should remove the DPS membership sign making reference to the protection limit of HK\$100,000 and display a new DPS membership sign making reference to the protection limit of HK\$500,000, starting from 1 January 2011. Scheme members are also reminded to refer to the circular issued by the Hong Kong Monetary Authority on the arrangements for removing the sign denoting the full deposit guarantee provided by the Exchange Fund.

**Q2. A Scheme member should display a DPS membership sign at each of its “relevant place of business”. Should a DPS membership sign be displayed at a Scheme member’s place of business where no deposits are taken by the Scheme member (e.g. a loan centre or a back office without customer access)?**

A2. The DPS membership sign needs only be displayed at the “relevant place of business” to which customers ordinarily have physical access for carrying out banking transactions (which include taking deposits from the public and paying or collecting cheques of customers).

**Q3. Exactly where should a Scheme member display the DPS membership sign at its “relevant place of business”?**

A3. There is no legal requirement as to where exactly the DPS membership sign should be displayed. However, a Scheme member must display the DPS membership sign in a manner that is clearly visible to customers entering its place of business. A Scheme member will be regarded as compliant with this requirement if it posts the DPS membership sign at each customer entrance to the relevant place of business. Displaying the DPS membership sign at areas accessible only by staff is not sufficient to meet this requirement.

**Q4. Is displaying a DPS membership sign on the home page of a Scheme member's website sufficient?**

A4. A Scheme member is not obliged to display a DPS membership sign at its website. However, if a Scheme member chooses to display a DPS membership sign at its website which is shared with other entities (e.g. its group companies), the Scheme member should display the DPS membership sign on the website in such a manner that any person accessing the website should reasonably be aware that the Scheme member, but not any other person, is a member of the Scheme. We will not however specify whether displaying a membership sign on the home page is sufficient or not since this will very much depend on the circumstances of each case.

**Q5. Can a Scheme member display a DPS membership sign at its automatic teller machines (ATMs)?**

A5. A Scheme member should not display a DPS membership sign at its ATMs as well as its premises which are solely used for housing ATMs. This is to avoid any possible confusion to customers as some Scheme members may share their ATMs with non-bank financial institutions and some ATM operators are not Scheme members.

**Q6. Will the Board provide any specifications on the DPS membership sign? Is there any requirement on Scheme members to print or reproduce the DPS membership sign on specified types of materials?**

A6. The Board has issued specifications on the DPS membership sign. There is no restriction on the types of material to be used for printing or reproducing the DPS membership sign. Printing the membership sign on plastic labels and posting the labels on glasses or doors, or presenting the membership sign on acrylic stands, are all considered acceptable by the Board. Scheme members should also have procedures to ensure that DPS membership signs impaired, for example, due to wearing and tearing, are duly replaced.

**Q7. Should a foreign incorporated Scheme member specify in the DPS membership sign that only the Hong Kong branch of the Scheme member is a member of the DPS?**

A7. No. A Scheme member should insert its full name into the specified field in the DPS membership sign. For overseas incorporated Scheme members, it is no need to make reference to the "Hong Kong branch" in the DPS membership sign.

*Membership Representations In Advertisements (Ref: Section 4)*

**Q8. What does “financial product” in the Rules refer to?**

A8. The term “financial product” refers generally to any products offered in the financial market, including banking, investment, capital and insurance products.

**Q9. An advertisement may cover both protected and non-protected financial products and there may not be sufficient space to cover the protection status of all the products in one single advertisement.**

A9. Scheme members have the discretion to decide whether they want to refer to their membership or the protection status of their protected deposits in their advertisements. However, if a Scheme member chooses to refer to its membership or the protection status of its protected deposit in an advertisement relating to a non-protected deposit or financial product, the Scheme member should make it clear that the non-protected deposit or financial product is not protected by the DPS in order to avoid misleading its customers.

*Negative Disclosure as to Financial Products Offered Before 25 September 2006 (Ref: Section 5)*

The guidance in this section has been removed as the relevant requirements are only applicable to financial products offered before 25 September 2006 and have become obsolete.

*Negative Disclosure as to Financial Products Offered On or After 25 September 2006 (Ref: Section 6, 6A – 6D, 7B)*

**Q10. What is the major change made to the negative disclosure requirements on 1 January 2011?**

A10. Starting from 1 January 2011, the arrangement of making one-off negative disclosures on an account basis will be abolished. In other words, a negative disclosure and an acknowledgement from the customer will have to be made and obtained respectively before each transaction of a non-protected financial product that has been referred to as a “deposit”. There are however three circumstances under which Scheme members may be exempted from making a disclosure and obtaining an acknowledgement on a transaction basis, including (i) automatic rollovers; (ii) transactions of institutional customers; and (iii) placements of money in accounts for payment purposes.

**Q11. Are Scheme members required to continue to make negative disclosures in respect of secured deposits?**

A11. No, secured deposits will become protected by the DPS starting from 1 January 2011. Therefore, Scheme members should stop making negative disclosures and obtaining customer acknowledgements in respect of secured deposits from 1 January 2011 onwards. Instead, Scheme members should make positive disclosures to customers

that the deposits are qualified for protection under the DPS as required by section 6F – 6K of the Rules.

**Q12. How can a Scheme member determine whether a financial product is a structured deposit and is thus excluded from deposit protection?**

A12. Whether a financial product falls within the meaning of “structured deposit” in Schedule 1 to the DPS Ordinance needs to be determined on a case by case basis having regard to the terms and conditions of the product. In case of doubt, Scheme members should seek advice from their legal counsel. Nevertheless, the following table is produced to facilitate Scheme members to understand the definition of structured deposit in Schedule 1 to the DPS Ordinance.

| <b>Name of Financial Product</b>                    | <b>Key Features</b>   | <b>Is it a structured deposit?</b>                                   |
|---|---|--|
| Currency-linked products                            | <ul style="list-style-type: none"> <li>• A loan of money of which the principal may be repaid in another currency to be converted, at an exchange rate specified at the time when the loan of money was made, from the currency in which that loan was made</li> </ul>  | Yes<br>(see section 2A(a)(i) of Schedule 1)                          |
| Equity-linked products                              | <ul style="list-style-type: none"> <li>• A loan of money of which the principal may be repaid in the form of shares or other securities</li> </ul>  | Yes<br>(see section 2A(a)(ii) of Schedule 1)                         |
| Range accruals                                      | <ul style="list-style-type: none"> <li>• A loan of money of which the principal and/or the interest payable depends on whether a specified interest rate is above, below or outside a specified level (e.g. whether HIBOR is higher than 5%); or is within or outside a specified range (e.g. whether HIBOR moves within the range of 3% and 5%)</li> </ul> | Yes<br>(see section 2A(c)(iii) and section 2A(d)(iii) of Schedule 1) |
| Inverse floaters                                    | <ul style="list-style-type: none"> <li>• A loan of money of which the principal and/or the interest payable depends on the difference calculated by subtracting a fixed percentage from a specified interest (e.g. 7% minus HIBOR)</li> </ul>   | Yes<br>(see section 2A(c)(iv) and section 2A(d)(iv) of Schedule 1)   |
| Deposits with step-up (or step-down) interest rates | <ul style="list-style-type: none"> <li>• An ordinary deposit except that the interest rates which are fixed at the time the deposit is made increase (or decrease) over the term of the deposit (e.g. 3% in the first year; 4% in the second year and 5% in the third year)</li> </ul>  | No   |
| Deposits with gifts-in-kind                         | <ul style="list-style-type: none"> <li>• An ordinary deposit except that gifts-in-kind are given to the depositor</li> </ul>  | No   |
| Deposits with early redemption option               | <ul style="list-style-type: none"> <li>• An ordinary deposit except that the bank may terminate the deposit prior to its original term</li> </ul>   | No   |

**Q13. Is the disclosure requirement applicable to credit balance in credit card accounts?**

A13. Credit balance in credit card accounts does not constitute a deposit and therefore is

not protected by the DPS. As such, Scheme members should avoid referring the credit balance in credit card accounts as a “deposit”. Otherwise a negative disclosure will be required.

**Q14. Is the disclosure requirement applicable to safe “deposit” box??**

A14. No, as safe deposit box is not a financial product.

**Q15. If a Scheme member distributes non-protected financial products issued by third parties (e.g. its overseas affiliates), is it required to make negative disclosure regarding those products?**

A15. A disclosure and an acknowledgement are required only if the non-protected financial product has been described as a “deposit” in any advertisements, promotional materials or documents. If this is the case, Scheme members should make a negative disclosure and obtain an acknowledgement from customer for a financial product distributed by the Scheme member, regardless whether it is issued by the Scheme member. For instance, where a Scheme member distributes a non-protected financial product issued by a third party and the financial product has been described as a “deposit”, the Scheme member is required to make negative disclosures and seek acknowledgements from customer. Another example is where a Scheme member (whether or not it is incorporated in Hong Kong) takes deposits for an overseas branch and describes it as an “offshore deposit”, the Scheme member is required to make negative disclosures and obtain acknowledgements from customer.

**Q16. If a callable deposit has a term to maturity of 6 years but the bank has an option to terminate the deposit contract upon the expiry of the first 3 years, is such a deposit excluded from deposit protection? What if a deposit has a term to maturity of 3 years but the bank or the depositor has an option to extend the term for another 3 years (i.e. 6 years in total), is such a deposit also excluded from deposit protection?**

A16. Section 1(a) of Schedule 1 to the DPS Ordinance specifies that a term deposit where the current term agreed to by the depositor at the most recent time it was negotiated exceeds 5 year is not a protected deposit. If the original term of the deposit is 6 years, it will not be protected by the DPS although there is an option for the bank to shorten the maturity. If a deposit is composed of two tenures, whether it is regarded as a term deposit with a tenure for more than 5 years (and thus be excluded from DPS protection) very much depends on how the deposit contract is constructed. For example, if the deposit contract specifies that the term is 3 year but the depositor has the option to renew the contract for another 3 years upon the expiry of the first tenure, it is likely to be protected by the DPS.

**Q17. A Scheme member is not required to make a negative disclosure before an investment in a non-protected financial product is automatically rolled over. Are there any qualifications on the extent and manner of the rollovers? Will this exemption apply to manual rollovers and partial rollovers (e.g. part of the interest/principal being withdrawn)? Is there any follow-up action to be taken by Scheme members after the rollover?**

A17. A negative disclosure is not required before an automatic rollover of a non-protected financial product if the rollover is effected without further instruction from the customer concerned. The rollover can be effected manually or automatically by computer systems, and may involve the full amount or part of the amount of the principal, interest and/or any premium. While the customer concerned has previously been notified about the non-protection of the financial product and its rollovers, Scheme members should take further steps to remind the customer in writing about the non-protection status shortly before or within 7 business days after each rollover transaction takes place. The reminder can take the form of a separate notice or be included in other documentation such as confirmation slips. Scheme members should put in place mechanisms for issuance of these written disclosure as soon as practicable, and in any case, not later than 31 March 2011.

**Q18. Negative disclosures to institutional customers (defined as non-natural persons) may be made on an account basis, and supplemented by an annual notice. Are sole proprietorships, partnerships and unincorporated associations considered as institutional customers?**

A18. Sole proprietorships, partnerships and unincorporated associations are deemed institutional customers for the purposes of making negative disclosures. Scheme members may make negative disclosures and obtain acknowledgements from customer on an account basis provided that an annual notice is issued to the customers in respect of the non-protection status of the financial product.

**Q19. Some customers place money with Scheme members for payment purposes rather than as a deposit (e.g. in some mortgage-linked deposit accounts, money is placed by customers for the purpose of repayment of mortgage loans). Can the disclosures and acknowledgements be made on an account basis?**

A19. Scheme members may make negative disclosures and obtain acknowledgements from customers on an account basis provided that an annual notice is issued to the customers in respect of the non-protection status of the financial product. For the avoidance of doubt, no negative disclosure is required for money received by Scheme members for payment purposes but has not been referred to as a deposit.

**Q20. Is there any recommended wording for the negative disclosure and acknowledgement for reference by Scheme members?**

A20. Please refer to the **Annex** for the suggested wording.

**Q21. Can the disclosure be incorporated into the terms and conditions of the relevant non-protected financial products?**

A21. So far as the disclosure statement is brought to the attention of the customer and the customer's acknowledgement is obtained, the Scheme member has the discretion to determine in what document the disclosure statement is contained. However, Scheme members should observe the requirements in respect of the prominence of the disclosure statement as specified in the Rules.

**Q22. Does individual Scheme members have discretion to decide how a customer**

**acknowledgement is to be obtained, be it in written form, or electronic form (such as electronic acceptance in Internet), or through telephone?**

A22. In general, the negative disclosure together with the acknowledgement should be made in writing. However, if the offer is made through telephone, the Internet or electronic mail, the negative disclosure and the acknowledgement may be made through the same means in which the offer is made. Nevertheless, where the negative disclosure and the corresponding acknowledgement is made through telephone, Scheme members should take further steps to remind the customer in writing about the non-protection status shortly before or within 7 business days after the transaction takes place. The reminder can take the form of a separate notice or be included in other documentation such as confirmation slips. Scheme members should put in place mechanisms for issuance of these written disclosure as soon as practicable, and in any case, not later than 31 March 2011.

**Q23. For certain investment transactions, Scheme members will request clients to confirm a deal after execution. Can the disclosure be incorporated into the deal confirmation?**

A23. The acknowledgement for a negative disclosure is required to be obtained before the customer invests in the financial product. Hence, it is not acceptable for a Scheme member to make the negative disclosure and obtain the acknowledgement in the deal confirmation which is issued after the investment transaction is completed.

**Q24. If a customer refuses to give an acknowledgement to a Scheme member's negative disclosure statement, what should the Scheme member do? Is proper record keeping of the customer's refusal to give an acknowledgement sufficient?**

A24. If a customer refuses to give an acknowledgement that he/she has received and understands the negative disclosure on a non-protected financial product, the Scheme member should refuse opening the account or completing the transaction with the customer.

**Q25. How long should Scheme members keep the records of customer acknowledgement?**

A25. Scheme members should follow their own existing record keeping policies which should be consistent with all existing laws, regulations and guidelines. Having said that, a Scheme member should ensure that the records are accessible by the Scheme member, the Board and other regulatory bodies for assessment on the level of compliance with the Rules.

*Descriptions or Representations of Financial Products as Structured Deposits (Ref: Section 6E)*

**Q26. Starting from 1 July 2011, a Scheme member may not describe any financial product as a "structured deposit" if it does not fall within the definition of "structured deposit" in section 2A of Schedule 1 to the DPS Ordinance (the legal definition). Does this affect the reference to a financial product which is**

**transacted before 1 July 2011?**

A26. The requirement on description or representation of financial products as a “structured deposit” will not apply to transactions done before 1 July 2011. Therefore, Scheme members may continue to describe a transaction in a financial product that does not fall within the legal definition of “structured deposit” as a “structured deposit” on or after 1 July 2011 if the transaction is done before 1 July 2011.

**Q27. For product types launched before 1 July 2011 which may continue to be offered in new tranches after 1 July 2011, are Scheme members required to change the product references if they do not fall within the legal definition of “structured deposit”?**

A27. Any financial product offered by Scheme members on or after 1 July 2011 should not be referred to as a “structured deposit” if it does not fall within the legal definition of “structured deposit”. For financial products launched before 1 July 2011, any new tranches offered after 1 July 2011 should not be referred to as a structured deposit if the products do not fall within the definition of a “structured deposit”. In short, the product reference for the new tranches will need to be changed.

***Positive Disclosure as to Deposits Qualified for Protection by the Scheme (Ref: Section 6F – 6K and 7B)***

**Q28. How should the notice for notifying the public of the types of deposit maintained with the Scheme member that are qualified for protection by the Scheme be displayed? Is a general notice posted on the website acceptable?**

A28. The notice should be displayed for at least 60 days beginning on 1 January 2011 at each “relevant place of business” to which customers ordinarily have physical access for carrying out banking transactions (which include taking deposits from the public and paying or collecting cheques of customers). It must be displayed in a manner that is clearly visible to customers entering the places of business. A general notice posted on the website is not acceptable since internet may not be accessible by some depositors.

**Q29. Account statements may not be issued to some depositors on a regular basis, for example, passbook accounts. Are Scheme members required to issue a notice or statement to such depositors informing them that their deposits are qualified for protection?**

A29. Scheme members are required to make a positive disclosure to a depositor to whom a deposit or account statement is to be issued within 90 days beginning on 1 January 2011. If no deposit or account statement is to be issued to a depositor within such a period of time, the Scheme member is not required to separately issue a notice to the depositor. The notice to be displayed at bank branches enlisting the types of deposit qualified for protection will serve as an alternative means to inform such depositors.

**Q30. A Scheme member may have made a positive disclosure at the time of account opening before 1 January 2011. Will the Scheme member be exempted from making positive disclosures in deposit or account statements during the first 90**

**days of 2011?**

A30. Scheme members should make a positive disclosure to a depositor if a deposit or account statement is to be issued to the depositor within 90 days beginning on 1 January 2011, regardless of whether a positive disclosure has been made at the time of account opening before the requirements on making positive disclosure take effect.

**Q31. How specific should the positive disclosure made to the holder of an existing deposit qualified for protection be? Is a general notice to the depositor enlisting the types of deposits qualified for protection sufficient?**

A31. The depositor receiving the disclosure must be able to associate, based on the information in the disclosure, that the deposit is a deposit qualified for protection by the DPS. For example, a Scheme member may specify that the deposit is qualified for protection, or identify the type of deposit to which the deposit belongs and mention that the type of deposit is qualified for protection. A Scheme member may also make a disclosure by showing all types of deposit qualified for protection, provided that the depositor can associate the deposit with the types of deposit shown in the disclosure. The level of details required to achieve the effect may vary with the coverage of the disclosure and the product classification system of Scheme members.

**Q32. Are Scheme members required to make a positive disclosure before the deposit transaction? Is customer acknowledgement required for a positive disclosure?**

A32. Scheme members can make a positive disclosure to a depositor before, or within 30 days beginning on the date on which the depositor opens the account or places the deposit. There are however three circumstances under which Scheme members may be exempted from making a positive disclosure, including (i) automatic rollovers; (ii) deposits held under an account in respect of which a positive disclosure has been made; and (iii) deposits held for the account of the Exchange Fund or held by excluded persons. No customer acknowledgment is required for positive disclosures.

**Q33. Scheme members may have practical difficulties in ascertaining whether a depositor is an excluded person as set out in the DPS Ordinance when making a positive disclosure to the depositor. Is making a positive disclosure to an excluded person acceptable notwithstanding that the deposits held by them are not protected? Can Scheme members choose to refrain from making a positive disclosure to excluded persons known to them (e.g. multilateral development banks, authorized institutions, and foreign banks)?**

A33. Deposits qualified for protection by the DPS as defined in the Rules also cover deposits held by excluded persons. Regardless of whether the depositor is an excluded person, it is factually correct to notify the depositor that the deposit held by him/her fits in with the definition in the Rules.

Scheme members are not required to find out whether a depositor is an excluded person for the purpose of making positive disclosures. However, if a depositor is known to be an excluded person to a Scheme member, the Scheme member may

choose not to make a positive disclosure to the depositor.

Excluded persons in the DPS Ordinance generally refer to banks and a small group of connected parties. The group is negligible in number relative to the depositor population and they should be well aware of their non-protected status under DPS. If a Scheme member considers it necessary, it may, on top of the requirements in the Rules, qualify the positive disclosures by making a reference to the excluded persons, for example, if the depositor is an individual, to qualify that deposits held by and for excluded persons such as directors and the senior management of the Scheme member and of its related companies are not protected; if the depositor is an institution, that deposits held by and for excluded persons such as banks and related companies of the Scheme member are not protected.

**Q34. Is there any recommended wording for the positive disclosure for reference by Scheme members?**

A34. Please refer to the **Annex** for the suggested wording.

**Q35. There are certain requirements on how a negative disclosure should be presented in a document such as the account opening documentation or terms and conditions. Are these requirements also applicable to positive disclosure?**

A35. When a negative or a positive disclosure is made in writing, it must be printed so as to be clearly legible. For negative disclosures, if the contents of the document containing a disclosure are divided into chapters, parts, sections or other headings, the disclosure must be shown in the statement or document under a separate chapter, part, section or heading on the protection status of the deposit or the financial product. In addition, that separate chapter, part, section or heading and (if it is numbered) its number must be indicated clearly in the index (if any) of the statement or document. For the avoidance of doubt, the requirements on putting disclosures into a separate chapter, section or heading and showing its number in the index are not applicable to positive disclosures.

***Disclosure when Deposits Are No Longer Protected by DPS (Ref: Section 7)***

**Q36. Under what situations will section 7 of the Rules trigger the requirement of a disclosure be made by a Scheme member?**

A36. A Scheme member should make a negative disclosure to the customer and obtain his acknowledgement if there is (a) a variation to any term or condition under which the deposit is maintained; or (b) a variation to any right or obligation of the person or Scheme member in relation to the deposit in connection with the provision of a service by the Scheme member to the person to the effect that the deposit is no longer a deposit qualified for protection. We observe that the most commonly applicable situations are those where the term of a deposit is extended to exceed 5 years. As secured deposits will become protected by the DPS starting from 1 January 2011, Scheme members should stop making negative disclosures and obtaining customer acknowledgements when deposits are pledged as security for a credit facility.

**Q37. Will this requirement be applicable to situations where a depositor becomes an excluded person under the DPS Ordinance?**

A37. No.

**Q38. Are Scheme members required to notify a depositor who has pledged his deposit for securing a banking facility due to the change in protection status of the pledged deposit (from non-protected to protected) on 1 January 2011?**

A38. Scheme members are not required to issue a notice to depositors holding secured deposits to specifically inform them that their secured deposits have become protected with effect from 1 January 2011. Having said that, as section 6G of the Rules requires Scheme members to make positive disclosures to depositors maintaining a deposit qualified for protection by the DPS and receiving a deposit or account statement on the deposit within 90 days after 1 January 2011, a positive disclosure should also be made to depositors holding a secured deposit and receiving a statement during the specified period of time.

*Requests for Information on Protection Status of Financial Products (Ref: Section 7A)*

**Q39. Are the manner and time of response specified in the requirements applicable to requests for information on protection status only? Are Scheme members required to identify deposits held by excluded persons when responding to customers' enquiries on the protection status of a product?**

A39. The manner and time of response specified in the requirements are only applicable to enquiries on whether a financial product is protected by the DPS and are not applicable to other DPS-related enquiries, e.g. whether a person is an excluded person (and hence his deposits will be excluded from protection) or the amount of compensation payment to which a customer is entitled.

**Q40. Is there any recommended wording for responding to customer enquiries on protection status of a financial product for reference by Scheme members?**

A40. Please refer to the **Annex** for the suggested wording.

*Others*

**Q41. There seems to be no legal sanctions to the breaching of any of the requirements on making positive disclosures, descriptions or representations of a financial product as a "structured deposit", and responding to enquiries on the protection status of financial products. Is this the case?**

A41. While no legal sanction will be imposed on the breaching of the representation requirements as stated in the question, failure to comply with any requirements under the DPS Ordinance is a stated ground for revocation of the banking license under section 21 of Schedule 8 to the Banking Ordinance (Cap. 155).

Hong Kong Deposit Protection Board  
November 2010

## Suggested Wording for Disclosure and Acknowledgement

| Section No of Rules | Medium  | Suggested Wording  |
|---------------------|---|--|
| 4                   | Advertisement and promotional material                | <p>[Name of Scheme member] is a member of the Deposit Protection Scheme in Hong Kong. Eligible deposits taken by this Bank are protected by the Scheme up to a limit of HK\$500,000 per depositor.</p> <p>[計劃成員名稱] 是香港的存款保障計劃的成員。本銀行接受的合資格存款受存保計劃保障，最高保障額為每名存款人 HK\$500,000。</p>   |
| 6, 6A, 7            | Negative disclosure to customers                      | <p>[The specified financial product] is not a protected deposit and is not protected by the Deposit Protection Scheme in Hong Kong.</p> <p>[指定金融產品]並非受保障存款，不受香港的存款保障計劃保障。</p>  |
| 6, 6A, 7            | Acknowledgement on negative disclosure from customers | <p>I acknowledge that I have received and understand that [the specified financial product] is not a protected deposit and is not protected by the Deposit Protection Scheme in Hong Kong.</p> <p>本人確認已收到通知，並明白[指定金融產品]並非受保障存款，不受香港的存款保障計劃保障。</p>  |
| 6F                  | Display notice  | <p>The following types of deposit maintained with [name of Scheme member] are deposits qualified for protection by the Deposit Protection Scheme in Hong Kong:</p> <ul style="list-style-type: none"> <li>• [deposit qualified for protection]</li> <li>• [deposit qualified for protection]</li> </ul> <p>[計劃成員名稱]接受的下列存款，是符合香港的存款保障計劃保障資格的存款：</p> <ul style="list-style-type: none"> <li>• [符合存款保障計劃保障資格的存款]</li> <li>• [符合存款保障計劃保障資格的存款]</li> </ul> |
| 6G, 6H              | Positive disclosure to depositors                     | <p>[The specified financial product] is a deposit qualified for protection by the Deposit Protection Scheme in Hong Kong.</p> <p>[指定金融產品]是符合香港的存款保障計劃保障資格的存款。</p>  |

| Section No of Rules | Medium              | Suggested Wording   |
|---------------------|---------------------|---|
|                     |                     | <p>OR</p> <p>A disclosure consistent with the disclosure made under section 6F, provided that a depositor receiving the disclosure must be able to associate, based on the information in the disclosure, the deposit placed or to be placed with the types of deposit shown in the disclosure.</p>   |
| 7A                  | Reply to depositors | <p><i>Where the financial product is a deposit qualified for protection: –</i></p> <p>[The specified financial product] is a deposit qualified for protection by the Deposit Protection Scheme.</p> <p>[指定金融產品]是符合香港的存款保障計劃保障資格的存款。</p> <p><i>Where the financial product is not a protected deposit: –</i></p> <p>[The specified financial product] is not a protected deposit and is not protected by the Deposit Protection Scheme in Hong Kong.</p> <p>[指定金融產品]並非受保障存款，不受香港的存款保障計劃保障。</p> |