

SFC Suspends the Registration of Hui Man Kin

25 Aug 2000

The Securities and Futures Commission (SFC) announces today that it has suspended the registration of Mr Hui Man Kin (Hui), a dealer's representative registered under the Securities Ordinance (SO), for a period of one month.

At the time of applying for registration in June 1999, a condition was imposed on Hui's registration that he should not trade in securities through an account maintained with any dealer other than the one to whom he was accredited (the Condition).

Subsequent investigation by the SFC revealed that Hui, despite being subject to the Condition, continued to trade shares at another broker and breached the terms of the Condition.

Accordingly, the SFC concluded that Hui has been guilty of misconduct for the purposes of section 56 of the SO and that his breach has impugned his fitness and properness as a registered person.

Hui admitted to have breached the terms of the Condition but requested the Commission to give due allowance to his confusion over the application of the registration condition at a time when his accreditation with his employer was yet to be confirmed.

The SFC wishes to put on record that as soon as an applicant accepts a registration condition, the terms of the condition will apply, whether or not he/she is duly accredited to his/her employer. Any breach of the terms of the registration condition constitutes misconduct under section 56 of the SO and will be penalised.

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證監會暫時吊銷許文堅的註冊

2000年8月25日

證券及期貨事務監察委員會（證監會）今天公布，本會已暫時吊銷許文堅（許氏）根據《證券條例》獲發給的交易商代表的註冊，為期1個月。

證監會在許氏於1999年6月申請註冊時對其註冊附加條件，訂明許氏不得透過其在任何交易商（許氏所隸屬的交易商除外）開立的戶口買賣證券（該註冊條件）。

證監會在其後進行的調查中發現許氏雖受該註冊條件所規限，卻仍繼續透過另一家經紀行買賣股份，因而違反該註冊條件的規定。

因此，證監會認為許氏犯有《證券條例》第56條所指的失當行為，而許氏的違規行為亦使人質疑其是否獲准註冊的適當人選。

許氏承認曾違反該註冊條件的規定，但同時請求證監會考慮其在與僱主的隸屬關係仍未正式確定時，對該註冊條件是否適用一事感到混淆，從而對其個案適當地從寬處理。

證監會謹此述明，不論註冊申請人已經正式隸屬於其僱主與否，註冊條件一經獲註冊申請人接納後，該項註冊條件的規定便隨即適用。根據《證券條例》第56條，任何活動如違反註冊條件的規定即構成失當行為，違規人士亦必定會予以懲處。

最後更新日期：2012年8月1日