

## My Choice Mandatory Provident Fund Scheme

### Notice to Participating Employers and Members

**Attention: This notice is important and requires your immediate attention. If you are in any doubt about the contents of this document, you should seek independent professional advice. The Trustee accepts responsibility for the information contained in this document.**

31 March 2020

Dear Sir/Madam,

#### Re: My Choice Mandatory Provident Fund Scheme (the "Scheme")

Thank you very much for your participation in the Scheme. We would like to inform you the following changes to the Trust Deed and the Principal Brochure of the Scheme.

Unless otherwise defined, capitalised terms used herein shall have the same meaning as defined in Principal Brochure of the Scheme.

With effect from 31 March 2020, the Principal Brochure and, where appropriate, the Trust Deed will be updated to reflect:

- (i) the disclosure relating to the automatic exchange of financial account information ("**AEOI**") - the account holders and controlling persons (as defined below) may be required to provide valid self-certification form and such other information as the Trustee and/or any of its authorised person may require for the implementation of AEOI, but if you are not a tax resident in any jurisdiction outside Hong Kong, your MPF account information will not be reported to the Inland Revenue Department ("**IRD**") for transmission to any tax authority outside Hong Kong;
- (ii) the reduction of the trustee fee and therefore the management fees in respect of the respective underlying fund of each of the My Choice Balanced Fund and the My Choice Stable Fund, which has taken effect from 1 August 2019, as more particularly described in section 2 of this notice;
- (iii) certain miscellaneous changes as described in section 3 of this notice; and
- (iv) the latest requirements of the Code on Disclosure for MPF Investment Funds issued by the Mandatory Provident Fund Schemes Authority (the "**Code**").

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If you have any queries in relation to the changes set out in this notice, please contact our Customer Service Centre at 25/F, Citicorp Centre, 18 Whitfield Road, Causeway Bay, Hong Kong or call our Customer Services Representative at 2929 3366.

## 1. AEOI

### 1.1. Regulatory changes relating to AEOI

Financial institutions in Hong Kong and many other jurisdictions are required to identify account holders who are reportable foreign tax residents under the laws, regulations and international agreements for the implementation of AEOI, and report the information of account holders and controlling persons of certain entity account holders (each, a "**controlling person**") (including but not limited to their names, addresses,

dates of birth, places of birth/incorporation, jurisdiction(s) of tax residence, tax identification number(s) in the relevant jurisdiction(s)) and account information (including but not limited to their account balance, income, and payments to the account holders) (collectively, the "**Reportable Information**") to the local tax authority where the financial institutions operate. The local tax authority, in respect of a reportable foreign tax resident, will provide the Reportable Information of the reportable foreign tax resident to the tax authority(ies) of the country(ies)/region(s) and jurisdiction(s) of tax residence of the reportable foreign tax resident on a regular, annual basis. The IRD is the local tax authority in Hong Kong responsible for collecting the Reportable Information.

**If you are not a tax resident in any jurisdiction outside Hong Kong, your MPF account information will not be reported to the IRD for transmission to any tax authority outside Hong Kong.**

## 1.2. How does AEOI affect the Scheme?

The Scheme is a Hong Kong financial institution for AEOI purposes. As required under AEOI of Hong Kong, effective from 1 January 2020, the Trustee will use for the purposes of AEOI the Reportable Information of any individual or entity, whether in the capacity as a Member, participating employer or beneficiary, that is considered under AEOI to be an "account holder" or "controlling person".

## 1.3. Trustee's authority to implement AEOI

The Trustee and/or any of its authorised person(s) may require any "account holder" and "controlling person" under AEOI to provide a valid self-certification form and such other information (including the Reportable Information and any documentary evidence) which the Trustee and/or any of its authorised person(s) may require from time to time for the implementation of AEOI (collectively, the "**Required Information**").

Where required by AEOI and to the extent not prohibited by applicable law, the Trustee will not accept any applicant to the Scheme or make any payment to any "account holder" (whether in the capacity of a Member, a participating employer or a beneficiary) before receiving the Required Information. "Account holders" and "controlling persons" must update the Trustee and/or any of its authorised person(s) about any changes in the information they have previously provided to the Trustee and/or any of its authorised person(s) as soon as practicable and ideally within 30 days of such change. If the Trustee and/or any of its authorised person(s) do not receive the Required Information in respect of an "account holder" or a "controlling person", the Trustee and/or any of its authorised person(s) may be required to report such person based on the information they have.

We will reach out to the relevant Members and participating employers and provide more details as to what actions they need to take.

For more details, you may wish to refer to the Frequently Asked Questions on AEOI in tax matters related to MPF/ORSO Schemes posted on [www.bocpt.com](http://www.bocpt.com).

***Members, participating employers, and any other "account holders" and "controlling persons" should consult their own tax advisers regarding the possible implications of AEOI. The application of the AEOI rules and the information that may be required to be reported and disclosed are subject to change. Please see the Inland Revenue Department website ([https://www.ird.gov.hk/eng/tax/dta\\_aei.htm](https://www.ird.gov.hk/eng/tax/dta_aei.htm)) for more information about AEOI in Hong Kong. Any discussion of tax considerations in this notice is not intended or written to be tax advice to any person and is not intended or written to be used, and cannot be used, by any person for the purpose of avoiding any domestic or foreign tax penalties that may be imposed on such person.***

## 2. Fee reduction

Owing to the reduction of the trustee fee at the underlying fund level, the management fee payable out of the respective underlying fund of each of the My Choice Balanced Fund and the My Choice Stable Fund has been reduced from 0.43% to 0.42% of NAV per annum, with effect from 1 August 2019. The management fee of each of the My Choice Balanced Fund and the My Choice Stable Fund at the Constituent Fund level will remain unchanged.

### 3. Miscellaneous changes

Disclosure on concentration risk, liquidity risk, China market securities risk and hedging risk will be added to the Principal Brochure. Further details as to which Constituent Funds are subject to these risk factors are more particularly reflected in the Principal Brochure. The investment objectives and policies of the Constituent Funds remain unaffected.

### 4. Updates for compliance with Part G of the Code

The Principal Brochure will be updated to reflect the latest requirements in Part G of the Code. In particular, the sequence of the contents has been rejigged to be in line with the requirements of the Code, and the contents have been updated in an easy-to-understand and concise manner to enhance readability and clarity. For the purpose of standardisation, the Principal Brochure will be renamed as the "MPF Scheme Brochure". Please note that the update to the Principal Brochure per the Code will not in itself result in changes to the operation and features of the Scheme.

### 5. Amendments to the Trust Deed and the Principal Brochure

This notice gives a summary of the major changes to the Scheme. The changes will be incorporated in the Principal Brochure and, where appropriate, the Trust Deed, which will be effective from the dates as specified in the upfront box above. These amendments will not have any adverse impact on the interests of the Members of the Scheme.

If you wish to obtain a copy of the latest Principal Brochure, you can download it from our website at [www.bocpt.com](http://www.bocpt.com) or request a copy in writing or verbally. You may write to our Customer Service Centre at 25/F, Citicorp Centre, 18 Whitfield Road, Causeway Bay, Hong Kong or call our Customer Services Representative at 2929 3366.

A copy of the latest deed of amendment amending the Trust Deed will be made available for inspection by the Scheme's participants at our Customer Service Centre at 25/F, Citicorp Centre, 18 Whitfield Road, Causeway Bay, Hong Kong during normal office hours.

### 6. Enquiry

Should you have any enquiries relating to the contents of this notice, please do not hesitate to call our Customer Services Representative at 2929 3366.

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Yours faithfully,  
BOCI-Prudential Trustee Limited