

SFC Publicly Reprimands Fung Hung Henry

17 Sep 1999

The Securities and Futures Commission (SFC) announced that on 16 September 1999 it had publicly reprimanded Fung Hung, Henry (Fung), a registered dealer under the Securities Ordinance (SO), in respect of his conduct whilst a dealing director of Pacific Foundation Securities Limited, a company with which he is no longer associated.

The SFC conducted an inquiry under S56 of the SO which revealed that between 1 April 1995 to 22 February 1996, Fung was negligent in his duties in that he allowed a share trading account to be opened but failed to take reasonable steps to establish the full and true identity of the client contrary to Clause 5.1 of the Commission's "Code of Conduct for Persons Registered with the Securities and Futures Commission". In addition, Fung had allowed unauthorised persons to operate this account, thereby both exposing the account holder to risks and liabilities it may not have chosen to assume and the company to potential liabilities in the event of dispute or default.

A SFC spokesman said that Fung's misconduct impugned his fitness and properness as a registered dealer and a public reprimand was appropriate.

Page last updated : 1 Aug 2012

證監會公開譴責馮亨

1999年9月17日

證券及期貨事務監察委員會(證監會)公布,本會於1999年9月16日公開譴責根據《證券條例》取得交易商註冊的馮亨(馮氏),指其在太平基業證券有限公司擔任交易董事期間犯有失當行為。現時,馮氏與該公司已沒有任何關連。

證監會根據《證券條例》第56條進行一項查訊,當中發現,在1995年4月1日至1996年2月22日期間,馮氏疏忽職守,在未有採取一切合理步驟以確立其客戶的全部和真實身分的情況下,允許該客戶開立股票戶口,因而違反《證券及期貨事務監察委員會註冊人操守準則》第5.1條的規定。此外,馮氏亦允許未獲授權的人士操作該戶口,因而使該戶口的持有人須承受若干其未有打算承擔的風險及法律責任,以及若出現爭議或未能履行責任的事件時,使該公司須承擔潛在的法律責任。

證監會的發言人表示馮氏的失當行為使人質疑其是否為取得交易商註冊的適當人選,及應予以公開譴責。

最後更新日期:2012年8月1日