## Review list for offshore fund general agencies to apply for offshore fund placement and sale

	Filled I	by the $c$	ompany	_	Review	by the	Reviewed by		
Documents Required to be submitted					Associ		FSC		
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No	
1. Basic data of offshore funds (Please refer									
to attachment 1 for the contents and									
format)									
2. Certificate documents of the									
qualifications of the offshore fund									
general agency in compliance with									
article 9 of Regulations Governing									
Offshore Funds.									
(1) The paid-in capital of securities									
investment trust enterprises, securities									
investment consulting enterprises or									
securities firms, the deposited working									
capital of trust enterprises									
concurrently in securities investment									
trust business or securities investment									
consulting business, or banks									
concurrently in securities brokerage									
business, or the working capital									
exclusively appropriated by foreign									
securities firms to their local branch									
shall reach or be over NT\$70 million,									
(2) The per-share value in the latest									
financial report audited and certified									
by the certified public accountant shall									
not be lower than its face value.									
(3) The review opinions issued by									
Securities Investment Trust &									
Consulting Association (hereunder									
refer to as the Association) on the									
information transmission equipment required for obtaining real-time									
investment and related transaction									
information from offshore fund									
institutes.									
(4) Statement to claim no receipt of the									
punishment beyond the degree of									
taking corrective measures and									
requesting improvement within a									
limited time for more than three times,									
as regulated in paragraph 1 of article									
103 of the Act, paragraph 1 of article									
66 of Securities and Exchange Act,									
paragraph 1 of article 100 of Futures									
Trading Law, subparagraph 1 of									
paragraph 1 of article 44 of Trust									

	Filled ł	by the co	ompany		Review	v by the	Reviewed by	
Documents Required to be submitted					Associ	ation	FSC	
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No
Enterprise Act, or article 61-1 of								
Banking Law in the past half year,								
and the punishment as regulated in								
subparagraph 2 of article 103 of the								
Act, subparagraph 2 of article 66 of								
Securities and Exchange Act,								
subparagraph 2 of paragraph 1 of								
article 100 of Futures Trading Law,								
subparagraph 2 of paragraph 1 or								
paragraph 2 of Trust Enterprise Act or								
subparagraph 1 of article 61-1 of								
Banking Law in the past two years.								
(However, it is not limited to the								
personnel whose posts are removed as								
ordered by FSC)								
(5) The qualifications and number of the								
sales and internal audit personnel in								
charge of fund placement and sale								
shall comply with article 16 of								
Regulations Governing Offshore								
Funds:								
i The personnel roster for the sales								
and internal audit personnel with								
qualifications reviewed and								
approved by the Association, and								
their qualification certificate								
documents. ii. The number of sales personnel in								
charge of placement and sale shall								
be no less than 3.								
3. The general agency contract signed with								
offshore fund institute shall be stated								
with the items regulated by the								
Association.								
4. The personnel training plan signed								
between offshore fund institute and								
general agency shall comply with the								
guidelines regulated by the Association.								
5. Certificate documents of the operating								
bond deposited by the general agency as								
regulated:								
(1) The full amount of operating bond as								
regulated in paragraph 1 of article 10								
of Regulation Governing Offshore								
Funds shall be deposited in a same								
financial institution.								
i. Act as the general agency of the								
funds managed by Offshore								
Fund Administration Institute.								

	Filled I	by the co	ompany		Review by the		Reviewed by	
Documents Required to be submitted					Associ	ation	FSC	
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No
ii. The amount of the deposited			applicable					
working bond (In the case that the								
offshore fund administration								
institute falls in a same group, the								
calculation of the amount required								
to be deposited shall be based on a								
singular group, and the group								
organization chart shall be								
attached):								
NT\$								
iii. Name of the deposited financial								
institution :								
(2) The qualifications of the deposited	-							
financial institutions shall comply								
with paragraph 1 of article 10 of								
Regulations Governing Offshore								
Funds.								
(3) The operating bond custodian								
contract signed with the deposited								
financial institution shall be stated								
with the items regulated in the								
guidelines of the Association								
5. Statement of the sales institute meeting								
the qualifications regulated in article 19								
of Regulations Governing Offshore								
Funds, and the detailed list of the sales								
institute. 7. In the event that the sales institute uses								
its name to purchase offshore funds from								
its general agency for its investors (i.e.								
general account), it shall submit the certificate document to prove its deposit								
of the operating bond as regulated (but it								
is not applicable to the general agency								
who concurrently serves as the offshore								
fund's sales institute, and the trust								
enterprise who follows the trust contract								
with a specific amount of money or the								
securities firm who is entrusted to invest								
in offshore funds by purchasing or selling	-							
foreign securities contracts):	,							
•								
(1) Deposit NT\$20 million of the								
operating bond as regulated in paragraph 2 of article 10 of								
Regulation Governing Offshore Funds in a same financial institution								
	•							
(2) The deposited financial institution								
shall comply with the qualifications								
regulated in paragraph 1 of article 10	/							

	Filled	by the co	ompany		Review	v by the	Reviewed by		
Documents Required to be submitted					Associ	ation	FSC		
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No	
of Regulations Governing Offshore Funds.									
(3) The operating bond custodian									
contract signed with the deposited									
financial institution shall be stated									
with the items regulated in the									
guidelines of the Association.									
8. The general agency or sales institute									
following subparagraph 3 of paragraph 1									
and paragraph 2 of Regulation									
Governing Offshore Funds for amount									
collection and payment shall submit the									
contract signed with the centralized									
securities depository enterprise.									
9. The sales contract signed with the sales									
institute shall be stated with the items									
regulated by the Association.									
10. Certificate documents to show approval									
from the offshore fund registration place									
for placement. (based on the approval									
letter issued or released by the									
competent authorities, the prospectus or									
equivalent documents approved by the									
competent authorities).									
11. The detailed statement (including									
offshore funds' Chinese and English									
names) of offshore funds if more than									
one offshore fund is applied for placement and sale.									
12. The latest year's financial reports of									
offshore funds audited and certified by									
the certified public account along with									
their simple Chinese translation:									
(1) The auditing opinions issued by the									
accountant shall be unqualified									
opinions.									
(2) The reason for the auditing opinions									
given by the accountant outside									
unqualified opinions is:									
• •									
13. Submission of the portfolios of offshore									
funds held at the end of the quarter prior									
to the application date (including									
investment objects and their ratios), but									
the ones with the following items									
defined in the prospectus can be exempt									
from submission:									
(1) No investment in gold, spot									
commodities and real estate.									

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Documents Required to be submitted		T		1	Associ		FSC		
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No	
(2) For the investment in securities, the			uppheuoio						
portfolios shall include the									
investment details in respective									
countries if the investment is not									
made in a singular country.									
(3) Certificate documents to show that									
the investment in the securities listed									
in subparagraph 3 of paragraph 1 of									
article 23 of Regulations Governing									
Offshore Funds does not exceed the									
ratio regulated by FSC.									
(4) The investment in the stock									
exchanges of the ROC, is not over									
the ratio regulated by FSC.									
14. The following items of precautions to									
be taken by investors as regulated in									
paragraph 2 of article 39 of Regulations									
Governing Offshore Funds shall be									
stated:									
(1) Description of the general agency,									
offshore fund issuance institute,									
administration institute, custodian									
institute, general sales distribution									
institute and other related institutes.									
In case that it is the related party, the									
relationship shall be explained.									
(2) Profile of the offshore fund									
represented for placement and sale									
(including the fund's name,									
establishment date, type, and fund									
portfolio and strategy (brief									
introduction), risk degree,									
performance returns (in three									
months, six months, one year, three									
years and the period up to date from									
establishment), the NAV trend in the									
latest quarter).									
(3) The ways to purchase, repurchase and									
switch offshore fund:									
i. The min. purchase amount									
ii. The payment method.									
iii. The deadline of each business day									
to accept the application, and the									
way to define and handle overdue									
application documents.									
iv. Operation process of fund purchase,									
repurchase and switch.									
(4) The method to refund the amount									
when the placement and sale of									

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Documents Required to be submitted					Associ	ation	FSC		
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No	
offshore funds fail.			11						
(5) The rights, obligations and									
responsibilities of general agencies									
and offshore fund institutes.									
(6) The information service items									
required to be offered by the general									
agency									
(7) The way to handle the dispute									
occurring from offshore fund									
institutes, general agencies and sales									
institutes with investors									
(8) The way to help investors protect									
their rights and interests.									
(9) A list enumerating the expenses									
(including short-swing trading									
expense and anti-dilution expense) to	)								
be shared by investors, and amounts									
or calculation bases.									
(10) Explanation of investment risks (the									
fund with a high yield or emerging									
market self-explanatory name shall									
disclose the risks derived from its									
investment in high yield securities									
or emerging market's securities)									
(11) The website for investors to get									
related information.									
(12) The certificate category of delivery									
to honor investors' rights and									
interests									
15. The prospectus along with its Chinese									
translation.									
(1) In the case that the limitations of the									
following investments are defined:									
i. No investment in gold, spot									
commodities and real estate.									
ii. The total amount of the value of									
the open long position held from									
the offshore fund's derivatives									
trading shall not exceed 15% of									
the offshore fund's net asset									
value, whereas the total amount									
of the value of the held open									
short position shall not be over									
the total market value of the									
corresponding securities held by									
the offshore fund. (It is not									
limited to the offshore fund									
approved by FSC as a project or									
the one whose registration place									

Documents Required to be submitted	Filled I	by the c	ompany		Review by the		Reviewed by	
Documents required to be submitted	Normal	Irregular	Not applicable	Remarks	Associ Yes	No No	FSC Yes	No
is recognized and announced by			applicable					
the R.O.C.)								
(2) In the case that the limitations of								
foresaid investments are not								
defined:								
i Submit the portfolio held at the								
end of the quarter prior to the								
application date, which does not								
include the investment in gold,								
spot commodities and real estate.								
ii. Explain the internal control								
mechanism established in order to								
meet the limitations of derivatives								
trading. (It is not applicable to the								
offshore fund approved by FSC as								
a project or the one whose								
registration place is recognized								
and announced by the R.O.C.),								
(3) The contents stated in the documents								
including the offshore fund basic								
data list, precautions to be taken by								
investors, the opinion issued by the								
attorney to comment that the protection of investor's rights and								
interests from the fund's registration								
place and fund administration								
institute's registration place is not								
less than that from the R.O.C. shall								
be consistent with the prospectus.								
16. Offshore funds are not denominated in								
the NT dollar or RMB.								
17. The offshore fund which has been								
established for more than one year. (It								
is not limited to the offshore fund								
approved by FSC as a project or the one								
whose registration place is recognized								
and announced by the R.O.C. The								
application procedure shall follow								
Regulations Governing the Offering of								
Securities Investment Trust Funds by								
Securities Investment Trust								
Enterprises).								
18, Certificate documents to show the								
compliance of the offshore fund								
administration institute with article 24 of								
Regulations Governing Offshore								
Funds. : (1) For the offeners fund administration								
(1) For the offshore fund administration								
institute (its control or subordinate								

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Documents Required to be submitted					Associ	ation	FSC		
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No	
institutes shall be included) managing			-FF						
more than US\$2 billion (or equivalent									
value of foreign currency) of the total									
net asset value of the fund investing									
in securities with the capital raised by									
public placement, the net asset value									
shall not include the retirement fund									
and the account fully entrusted by									
individual or institutional investors									
(based on the certificate issued by the									
certified public accountant):									
i. The foresaid certificate shall be									
listed with the funds' names, their									
respective establishment dates and									
scales, and total scale of the funds									
(In the case with varying									
denominated currencies, the									
different currencies shall be									
converted into a unified currency									
before adding the amounts up).									
ii. For the certificate documents of the									
total net asset value of the managed									
fund, if the total net value includes									
the assets managed by the fund's									
control or subordinate institutes, the									
total net asset value of the offshore									
fund administration institute and its									
control or subordinate institutes									
shall be respectively explained, and									
the group's organization chart as									
will as its equity details shall be									
submitted.									
(2) No punishment from local competent authorities in the recent two years is									
recorded (for which a certificate or									
statement shall be issued by the local									
competent authorities, or the									
self-discipline group, or the director									
of the offshore fund administration									
institute entitled to issue the									
certificate or statement).									
(3) The certificate to prove that the									
offshore fund administration institute									
has been established for more than									
two years (i.e. the registration									
certificate approved or issued by the									
competent authorities or the									
equivalent documents).									
19 Statement documents issued by the									

	Filled I	by the co	ompany		Review	y by the	Reviewed by		
Documents Required to be submitted					Associ	ation	FSC		
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No	
<ul> <li>offshore fund institute for its meeting the FSC's requirements to offer its account books regarding offshore fund purchase, repurchase or switch, and the information relating to investors' rights and interests for FSC to review.</li> <li>20. The statement issued by the offshore fund administration institute to claim its compliance with subparagraph 1 through 5 of paragraph 1 of article 23 of Regulations Governing Offshore Fund, in which if the offshore fund does not comply with the regulations afterwards, it will apply to FSC for the termination of the placement and sale of the offshore fund (In the case that the offshore fund is approved by FSC as a project or the fund's registration place is recognized and announced by the R.O.C., it will be free from the restriction of the 1<sup>st</sup> subparagraph).</li> <li>21. The latest financial reports of the offshore fund administration institute audited and certified by the certified public accountant.</li> <li>(1) The auditing opinions issued by the certified public accountant shall be the unqualified opinions.</li> <li>(2) The reason for the auditing opinions</li> </ul>			applicable						
<ul> <li>(2) The feason for the additing opinions given by the accountant outside unqualified opinions is:</li> <li>22. Certificate documents to show the compliance of the credit rating grade of the offshore fund's custodian institute with article 25 of Regulations Governing Offshore Funds. (Referring to the data regarding the credit rating of custodian institutes, or equivalent certificate documents),</li> <li>23. The opinion issued by the attorney to comment that the protection of investor's rights and interests from the fund's registration place is not less than that from the R.O.C. (It can be exempt if the fund's registration place is recognized and announced by the R.O.C.))</li> </ul>									

	Filled b	by the co	ompany		Review by the		Reviewed by	
Documents Required to be submitted					Associ	ation	FSC	
	Normal	Irregular	Not applicable	Remarks	Yes	No	Yes	No
<ul> <li>24. The opinion issued by the attorney to comment that the protection of investor's rights and interests from the fund administration institute's registration place is not less than that from the R.O.C. (It can be exempt if the fund administration institute's registration place is recognized and announced by the R.O.C.)</li> <li>25. Certificate documents of the admission to the Association. However, those who have already been the member of the Association can be exempt from the certificate documents.</li> <li>26. The general agency's self-check list (Please refer to attachment 3 for the contents and format)).</li> <li>27. Statement to claim content correctness and integration of the general agency's self-check list (Please refer to attachment 4 for the contents and format)</li> </ul>								
Other items required to be specifically sta	ated:							
Review opinions from the Association: Overall review opinions from FSC:								

Application company:

Responsible person

(Sign or seal)

Notes:

- 1. The general agency shall honestly fill in the form without errors, careless omissions, falsification, fraud and hiding, and shall not provide any information which may mislead others. Violators will be punished subject to related statutory laws and regulations.
- 2. The general agency whose placement and sale of other offshore funds being approved or coming into effect after declaration shall submit the copies of the documents listed in above item 2 (1).

- 3. The documents listed in above item 2 (2) can be exempt if they are in the same period as that of the submitted financial reports of other offshore funds approved in the latest year for placement and sale.
- 4. For the general agency being approved or entitled after declaration to place or sell the offshore funds managed by a same offshore fund administration institute:
  - (1) If the documents listed in above item 2 (3), 3, 4 and 34 do not have any change, they can be submitted in copy.
  - (2) If the documents listed in above item 18 (1) and (3), are same as the certificate documents of the offshore funds managed by a same offshore fund administration institute, in which the offshore funds have been approved or come into effect after declaration in the latest year for placement and sale, they can be submitted in copy..
  - (3) If the statement documents listed in above item 19 target the offshore funds approved by the Commission or coming into effect after declaration (instead of the offshore fund applied this time), they can be submitted in copy.
  - (4) The documents listed in above item 21 can be exempt if they are in the same period as that of the submitted financial reports of the offshore funds managed by a same offshore fund administration institute, in which the offshore funds have been approved in the latest year for placement and sale.
  - (5) If the documents listed in above item 23 have the same fund registration place as that of the offshore funds managed by a same offshore fund administration institute, in which the offshore funds have been approved or come into effect after declaration for placement or sale, they can be submitted in copy.
- 5. If the documents listed in above item 5 and 7 through 9 have no change from the submitted certificate documents or contracts of other offshore funds approved or coming into effect after declaration for placement and sale, they can be submitted in copy.
- 6. For the certificate document listed in the above item 7 which is submitted by the general agency for the sales institute's deposit of the operating bond, if the sales institute directly declares it to the Association without going through the general agency, the following methods can be used to replace: the sales institute shall obtain the review opinion given by the Association to show that its deposit of the operating bond, the qualification of the deposited financial institution and the custodian contract content of the operating bond are in compliance with the regulations. At the same time, the sales institute shall provide the review opinion for the general agency to submit in application.
- 7. For some of the sub-funds of a same umbrella fund approved or coming into effect after declaration for placement and sale, if other sub-funds are applied this time under the same umbrella fund and there is no change of the following documents, the documents can be either submitted in copy or exempt. However, the situation shall be stated in the remarks column:
  - (1) The documents which can be exempt:
    - i. The documents listed in above item 2 (1), 4, 5, 23 and 24.
    - ii. When the documents listed in above 2 (2) are in the same period as that of the submitted financial reports of the offshore fund approved in the latest year for placement and sale.
    - iii. When the documents listed in above item 14 are not the information exclusive for the fund applied this time.
    - iv. When the documents listed in above item 18 (1) and (3) are same as the submitted certificate documents of the offshore funds under a same offshore fund administration institute, in which the offshore funds have been approved or come into effect after declaration in the latest year for replacement and sale.
    - v. When the documents listed in above item 21 are in the same period as that of the submitted financial reports of the offshore fund under a same offshore administration institute, in which the offshore funds have been approved or come into effect after declaration in the latest year for placement and sale.
  - (2) The documents required to be submitted in copy:
    - i. If the documents listed in above item 2 (3) are for other offshore funds approved or coming into effect after declaration in the latest year for placement and sale.

- ii. If the documents listed in above item 3 are for the funds applied this time which are covered in the signed general agency contract.
- iii. The documents listed in above item 6 through 9.
- iv. If the statement documents listed in above item 19 and 20 are for the offshore funds under a same offshore administration institute, in which the offshore funds have been approved by the Commission or some into effect after declaration, they can be submitted in conv.

Commission or come into effect after declaration, they can be submitted in copy.