

## FORM MMB - W(SD2)

**MANDATORY PROVIDENT FUND SCHEMES ORDINANCE (CAP. 485)  
("the Ordinance")**

**STATUTORY DECLARATION FOR CLAIMS FOR WITHDRAWAL  
OF MINIMUM MPF BENEFITS ON GROUND  
OF PERMANENT DEPARTURE FROM HONG KONG**

✦ **WARNINGS:**

1. Under section 43E of the Ordinance, a person who, in any document given to the Mandatory Provident Fund Schemes Authority ("the Authority") or a trustee of an MPF exempted ORSO registered scheme, **knowingly or recklessly makes a statement which is false or misleading in a material respect commits an offence and is liable to a maximum penalty of a \$100,000 fine and 1 year's imprisonment on the first conviction and a \$200,000 fine and 2 years' imprisonment on each subsequent conviction.** A person who **knowingly and wilfully makes a statutory declaration false in a material particular also commits an offence under section 36 of the Crimes Ordinance (Cap. 200) and is liable on conviction to imprisonment for 2 years and to a fine.**
2. A scheme member who makes a false statement for early withdrawal of minimum MPF benefits on the ground of permanent departure from Hong Kong is liable to prosecution.
3. A scheme member is entitled to be paid minimum MPF benefits in an MPF exempted ORSO registered scheme or accrued benefits in an MPF scheme on the ground of permanent departure from Hong Kong **only once in a lifetime**<sup>1</sup>. A scheme member who makes a false statement that he/she has not previously been paid minimum MPF benefits or accrued benefits on an earlier departure date is liable to prosecution.
4. The Authority has kept a register of all claimants to verify if anyone has previously been paid minimum MPF benefits or accrued benefits on the same ground using an earlier departure date.

1. I have read the above warnings and fully understand that:
  - (a) I am entitled to be paid minimum MPF benefits in an MPF exempted ORSO registered scheme or accrued benefits in an MPF scheme on the ground of permanent departure from Hong Kong only once in a lifetime<sup>1</sup>; and

<sup>1</sup> Section 6(7) of Schedule 2 to the Mandatory Provident Fund Schemes (Exemption) Regulation provides that a new member of a relevant scheme (i.e. an MPF exempted ORSO registered scheme) who has been paid accrued benefits from an MPF scheme or minimum MPF benefits from a relevant scheme on the ground that, on a specified date, the member departed, or was about to depart, from Hong Kong permanently is not entitled to be paid the members' accrued benefits from another MPF scheme or minimum MPF benefits from another relevant scheme on the ground that, on a later date, the person purports to have departed, or to be about to depart, from Hong Kong permanently.

- (b) making a false statement for early withdrawal of minimum MPF benefits on the ground of permanent departure from Hong Kong is liable to prosecution.

2. I, \_\_\_\_\_ [name of the claimant], Hong Kong Identity Card/Passport\*# No.: \_\_\_\_\_ of

\_\_\_\_\_ of [address of the claimant], solemnly and sincerely declare that:

- (a) I departed/will depart\* from Hong Kong on \_\_\_\_\_ [dd/mm/yyyy] to reside elsewhere with no intention of returning for employment or to resettle in Hong Kong as a permanent resident;
- (b) I am permitted to reside in \_\_\_\_\_ [country for settlement];
- (c) I have not previously been paid any minimum MPF benefits in any MPF exempted ORSO registered scheme on the ground of permanent departure from Hong Kong on an earlier departure date; and
- (d) I have not previously been paid any accrued benefits in any MPF scheme on the ground of permanent departure from Hong Kong on an earlier departure date.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Ordinance (Cap. 11).

\_\_\_\_\_  
[Signature of the claimant]

Declared at \_\_\_\_\_, Hong Kong this \_\_\_\_\_ day of \_\_\_\_\_.

Before me,

Signature and company chop (if applicable) of  
the person administering the statutory declaration: \_\_\_\_\_

Name in block letters: \_\_\_\_\_

Designation: \_\_\_\_\_

\* Delete whichever is not applicable

# The claimant should give the passport number ONLY when he/she does NOT possess a Hong Kong Identity Card