



強制性公積金計劃管理局  
MANDATORY PROVIDENT FUND  
SCHEMES AUTHORITY

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11 April 2011

**Circular Letter: SU/CCI/2011/001**

**To: All MPF Corporate Intermediaries**

Dear Sir / Madam,

**Unauthorized Preserved Account Checking**

Further to our circular letter dated 9 August 2010 regarding the impersonation of MPF scheme members by MPF intermediaries, the Authority is aware of recent incidents where MPF intermediaries have sought to obtain members' preserved account details without proper authorization.

In February 2011, the Authority took prosecution action against an MPF intermediary and the intermediary was convicted and fined \$10,000 for breaching section 43(E)1 of the Mandatory Provident Fund Schemes Ordinance in which, it is an offence to make false and misleading statements in a document to the Mandatory Provident Fund Schemes Authority. According to the prosecution, the intermediary claimed that she had authorization from a preserved account holder when seeking that members' preserved account details, from the Authority. Investigation by the Authority found that the intermediary had not been authorized by the account holder, for this purpose.

The Authority is extremely concerned about such misconduct. This is not only against the law but is also in breach of the general principle referred to in the Code of Conduct for MPF Intermediaries which requires business to be conducted “honestly, fairly, in good faith and with integrity at all times”. You are therefore requested to monitor the conduct of your MPF intermediaries to ensure they comply fully with all relevant MPF legislation and the Code of Conduct for MPF Intermediaries.

Thank you for your attention.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'R Gill', with a horizontal line underneath the 'i'.

(Robin Gill)  
Chief Manager  
Supervision Division