**HKEX Orion Market Data Platform (“OMD”)**

**Application Form For Market Data End-User Licence**

**(for Exchange Participants only)**

**Email To:** Market Data Department MarketData@hkex.com.hk

HKEX Information Services Limited (“HKEX-IS”)

|  |
| --- |
| **Notes:**1. Exchange Participants (“EPs”) who would like to directly or indirectly (via Market Data Application Service Provider) connect to HKEX Orion Market Data Platform - Securities Market (“OMD-C”) for Securities market data and HKEX Orion Market Data Platform - Derivatives Market (“OMD-D”) for Derivatives market data should obtain the Market Data End-User Licence Agreement and sign the Market Data End-User Licence Agreement by completing and returning the following documents to HKEX-IS via email:
	* This Application Form
	* Licensee Contact Update Form (in word and pdf format)
	* Application [Form E3](http://www.hkex.com.hk/Services/Rules-and-Forms-and-Fees/Forms/Securities-%28Hong-Kong%29/Market-Data/HKEX-IS?sc_lang=en)
	* Copy of Business Registration Certificate
2. For market data fees, please refer to the [Fee Schedule](http://www.hkex.com.hk/Services/Market-Data-Services/Real-Time-Data-Services/Data-Licensing/Market-Data-Vendor-Licence/Prices-%28Fee-Schedule%29?sc_lang=en) at HKEX website.
3. EPs who sign up for Orion Central Gateway – Securities Market (“OCG-C” (previously known as OCG)) and would like to subscribe OMD-C Securities Standard (SS) **for internal use** may enjoy fee waiver on SS End-User Licence Fee and Connection Fee for two (2) sets of SS connection. Similarly, EPs who sign up for Central Gateway (“CG”) and would like to subscribe OMD-D Derivatives Standard (DS) **for internal use** may enjoy fee waiver on End-User Licence Fee and Connection Fee for two (2) sets of DS connection. EPs are also required to complete and return [Form E3](http://www.hkex.com.hk/eng/prod/dataprod/la/enduserreq/Req_App_Form_END.htm) by email to HKEX-IS.
4. There are no fee waivers on subscribing OMD-C Securities Premium (SP), OMD-C Securities FullTick (SF), OMD-D Derivatives Premium (DP) or OMD-D Derivatives FullTick (DF), EPs who plan to obtain the above datafeed products will be subject to the applicable fees listed on the Fee Schedule.

 1. EPs who would like to redistribute the securities and derivatives market data to clients should apply for the Market Data Vendor Licence. Please refer to the [Website](https://www.hkex.com.hk/services/market-data-services/real-time-data-services/data-licensing/HKEX-IS?sc_lang=en) for more information.
2. EPs are required to inform HKEX-IS via email on any changes in relation to the details provided in this form.
 |

**By returning this form, I also consent to the processing of my personal data in accordance with the Privacy Policy Statement.**

**Part I: Company Particulars**

| **Name of Exchange Participant****(with Participant ID/ Customer Code)** |       |
| --- | --- |
| **Contact Information** | Name      | Tel No.      | E-mail Address      |
| **Liquidity Provider / Market Maker status - Securities Market**  | [ ]  Liquidity Provider[ ] Market Maker  |
| **Liquidity Provider / Market Maker status - Derivatives Market** | [ ]  Liquidity Provider[ ] Market Maker  |

**Part II: Authorized Signatory (information to be inserted under Page 15 of the Agreement)**

Please provide the **full name and job title** of the authorized signatory and witness for the agreement.

|  |
| --- |
| Authorized signatory: (Name)\_      \_\_\_\_\_\_\_\_\_\_\_\_, (Title)\_\_      \_\_\_\_\_\_\_\_\_\_ |
|  |
| Witness: (Name)\_\_      \_\_\_\_\_\_\_\_\_\_, (Title)\_      \_\_\_\_\_\_\_\_\_\_ |

**Part III: Sub-Licensee (information to be inserted under Schedule 2 of the Agreement)**

1. For applicants that would sub-license the right to access and use of information to Related Companies pursuant to clause 5.5.1 of the Agreement. A Related Company shall mean in relation to any company, any other company which is for the time being a holding company of such company or a subsidiary company of such company or a subsidiary of a holding company of such company, as described in the Companies Ordinance (Cap. 622).

Please submit the following document and complete the table below:

* Official document showing the applicant company’s holding companies and subsidiaries with % of ownership.

List of Sub-Licensees that are Related Companies of the Applicant:

|  |  |  |
| --- | --- | --- |
| **Company Name** | **Address** | **Relationship with the Applicant (with percentage stake)**e.g. Related company (100%) |
|       |       |       |
|       |       |       |
|       |       |       |
|       |       |       |
|       |       |       |

1. For applicants that would sub-license the right to access and use of information to Corporate Entities / Approved Affiliates/ Designated Specialists that are approved by the Exchange under the market making arrangement pursuant to clause 5.5.2 of the Agreement.

The Applicant must be a SEHK Exchange Participant and a Market Maker of Market Making Securities Products or a HKFE Exchange Participant and a Market Maker of HKFE Products or a SEHK Options Trading Exchange Participant and a Market Maker of Stock Options Products.

List of Sub-Licensees that are Corporate Entities / Approved Affiliates/ Designated Specialists of the Applicant:

|  |  |  |
| --- | --- | --- |
| **Company Name** | **Address** | **Function**(e.g. Marking making of HKFE/ Stock Options/ Securities products) |
|       |       |       |
|       |       |       |

**Applicant will be responsible for reporting and payment for any Related Companies, Corporate Entities, Approved Affiliates and/or Designated Specialists.**

**Part IV: OMD Datafeed** (please 🗸 where appropriate and could check more than 1 datafeed if applicable)

Full suite of OMD datafeed products for Securities Market data and Derivatives Market data are as follows and please refer to the OMD Connectivity Guide under Technical Documents on [HKEX Website](https://www.hkex.com.hk/Services/Market-Data-Services/Infrastructure/HKEX-Orion-Market-Data-Platform-Securities-Market-OMD-C?sc_lang=en) for the respective estimated bandwidth requirements.

**Type(s) of Information/Datafeed Applied**

|  |  |  |
| --- | --- | --- |
| **Datafeed Product** | **Securities Market (OMD-C)** | **Derivatives Market (OMD-D)** |
| **Standard** | With [ ]  Stock Connect Market[ ]  Odd Lot Order Direct from HKEX-IS via  [ ]  SDNet/2 [ ]  HSN [ ]  OMD-C Mainland Market Data Hub[ ]  Indirect through an ASP: (name:      ) [ ]  within HKEX Hosting Data Centre | With [ ]  Non-Stock Options Market [ ]  Stock Options Market [ ]  Derivatives Trades Direct from HKEX-IS via [ ]  SDNet/2 [ ]  HSN[ ]  Indirect through an ASP: (name:     \_) [ ]  within HKEX Hosting Data Centre |
| **Premium** | With [ ]  Stock Connect Market [ ]  Odd Lot Order [ ]  Conflated Broker Queue Direct from HKEX-IS via [ ]  SDNet/2 [ ]  HSN[ ]  Indirect through an ASP: (name:     \_) [ ]  within HKEX Hosting Data Centre | With [ ]  Non-Stock Options Market [ ]  Stock Options MarketDirect from HKEX-IS via [ ]  SDNet/2 [ ]  HSN[ ]  Indirect through an ASP:  (name:     \_) [ ]  within HKEX Hosting Data Centre |
| **FullTick** | With [ ]  Stock Connect Market [ ]  Odd Lot Order [ ]  Conflated Broker Queue Direct from HKEX-IS via [ ]  SDNet/2 [ ]  HSN[ ]  Indirect through an ASP: (name:     \_) [ ]  within HKEX Hosting Data Centre | With [ ]  Non-Stock Options Market [ ]  Stock Options MarketDirect from HKEX-IS via [ ]  SDNet/2 [ ]  HSN[ ]  Indirect through an ASP: (name:     \_) [ ]  within HKEX Hosting Data Centre |
|  |
| **Index Feed** | [ ]  Index Feed(Complimentary with the subscription of any one OMD feed) |

 **For HKFE and/ or SEHK Options Trading Exchange Participants only:**

|  |  |
| --- | --- |
| **Datafeed Product** | **Derivatives Market (OMD-D)** |
| **Lite** | Real-time With [ ]  Non-Stock Options Market [ ]  Stock Options Market [ ]  Order Feed [ ]  Derivatives TradesDirect from HKEX-IS via [ ]  SDNet/2 [ ]  HSN[ ]  Indirect through an ASP: (name:     \_) [ ]  within HKEX Hosting Data Centre |

**Part IV: Application / Software Development**

(please check the box and complete the following Form(s) where appropriate)

 [ ]  Self-developed application – *Complete (Link):*

*[Declaration Form for Self-Developed Application on Readiness Test Arrangement (for End-User clients with direct market data connection)](https://www.hkex.com.hk/Services/Rules-and-Forms-and-Fees/Forms/Securities-%28Hong-Kong%29/Market-Data/HKEX-IS?sc_lang=en" \o "https://www.hkex.com.hk/Services/Rules-and-Forms-and-Fees/Forms/Securities-(Hong-Kong)/Market-Data?sc_lang=en" \t "_blank)*

 [ ]  Independent Software Vendor’s application – *Complete (Link):*

[*Declaration Form for Readiness (Using Independent Software Vendor's Software) (for Real-time Information Vendors & End-Users)*](https://www.hkex.com.hk/Services/Rules-and-Forms-and-Fees/Forms/Securities-%28Hong-Kong%29/Market-Data/HKEX-IS?sc_lang=en)

**LICENSEE CONTACT UPDATE FORM**

**To:** Market Data Department

 **HKEX Information Services Limited (‘‘HKEX-IS’’)**

 Email: MarketData@hkex.com.hk

Notes:

Market Data Vendor Licence Agreement: Please provide contacts **1)** to **7)**

Market Data End-User Licence Agreement: Please provide contacts **1)** to **6)**

Market Data Application Service Provider Licence Agreement: Please provide contacts **1)** to **5)** & **7)**

Standard Terms and Conditions For Use of China Connect Market Data: Please provide contacts **1)** to **4)**

Market Data China Connect Application Service Provider Licence Agreement: Please provide contacts **1)** to **4)**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
|  | **1) PRIMARY CONTACT** -pursuant to clause 9 of the relevant license agreement as indicated below:[ ]  **Market Data Vendor Licence Agreement** (″Vendor Agreement″) [x]  **Market Data End-User Licence Agreement** (″End-User Agreement″)[ ]  **Market Data Application Service Provider Licence Agreement** (″ASP Agreement″)-pursuant to clause 8 of the relevant OMD-CC T&C or OMD-CC ASP Agreement as indicated below:[ ]  **Standard Terms and Conditions For Use of China Connect Market Data** (″OMD-CC T&C″) [ ]  **Market Data China Connect Application Service Provider Licence Agreement** (″OMD-CC ASP Agreement″) | **2) Technical Issues Contact**on technical matters related to datafeed connection | **System Emergency Contact**on system emergency & contingency issues | **5) Payment Contact**on Licence Fees payment matters | **6) Reporting Contact**on monthly reporting matters  |
|  | **3) Office****Hour\*****Support**\*HKEX Trading Day9am to 6pmHong Kong time | **4) Non-Office Hour Support** |  |  |
| **Contact Person**  |       |       |       |       |       |       |
| **Title** |       |       |       |       |       |       |
| **Address** |       |       |   |  |       |       |
| **Direct Line** |      (country code) area code – phone no. |       |       |       |       |       |
| **Mobile No.** |      (country code) area code – phone no. |       |       |       |       |       |
| **Email/** **Group Email** |       |       |       |       |       |       |

|  |
| --- |
| **7) Contact Information to be Published on HKEX website [Applicable to Vendor Agreement and ASP Agreement]** |
| **Phone enquiry** **(Customer Service Hotline)** |       (country code) area code - phone number | **Email**  |       |
| **Website**  |       |
| Note: Under clause 6.8 of the Vendor Agreement or clause 7.9 of the ASP Agreement, HKEX-IS shall have the right to publish the above information on the website of Hong Kong Exchanges and Clearing Limited under “Market Data Services > Real Time Data Services > Data Licensing > HKEX-IS” (<https://www.hkex.com.hk/Services/Market-Data-Services/Real-Time-Data-Services/Data-Licensing/HKEX-IS?sc_lang=en>) for public reference. |

**By signing below, I also consent to the processing of my personal data in accordance with the** **Privacy Policy Statement****.**

**Submitted BY the Licensee:**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Company Name | : |       |  | Sign for and on Behalf of the Licensee*(only applicable if there is changes to primary contact information)*      |
| Name and Title | : |       |  |
| Date | : |       |  |

**Privacy Policy Statement**

Hong Kong Exchanges and Clearing Limited, and from time to time, its subsidiaries (together the "**Group**") (and each being "**HKEX**", "**we**", "**us**" or "**member of the Group**" for the purposes of this Privacy Policy Statement as appropriate) recognise their responsibilities in relation to the collection, holding, processing, use and/or transfer of personal data under the Personal Data (Privacy) Ordinance (Cap. 486) ("**PDPO**"). Personal data will be collected only for lawful and relevant purposes and all practicable steps will be taken to ensure that personal data held by us is accurate. We will use your personal data which we may from time to time collect in accordance with this Privacy Policy Statement.

We regularly review this Privacy Policy Statement and may from time to time revise it or add specific instructions, policies and terms. Where any changes to this Privacy Policy Statement are material, we will notify you using the contact details you have provided us with and, where required by the PDPO, give you the opportunity to opt out of these changes by means notified to you at that time. Otherwise, in relation to personal data supplied to us through the HKEX website or otherwise, continued use by you of the HKEX website or your continued relationship with us shall be deemed to be your acceptance of and consent to this Privacy Policy Statement, as amended from time to time.

If you have any questions about this Privacy Policy Statement or how we use your personal data, please contact us through one of the communication channels set out in the "Contact Us" section below.

We will take all practicable steps to ensure the security of the personal data and to avoid unauthorised or accidental access, erasure or other use. This includes physical, technical and procedural security methods, where appropriate, to ensure that the personal data may only be accessed by authorised personnel.

Please note that if you do not provide us with your personal data (or relevant personal data relating to persons appointed by you to act on your behalf) we may not be able to provide the information, products or services you have asked for or process your requests, applications, subscriptions or registrations, and may not be able to perform or discharge the Regulatory Functions (defined below).

**Purpose**
From time to time we may collect your personal data including but not limited to your name, mailing address, telephone number, email address, date of birth and login name for the following purposes:

1. to process your applications, subscriptions and registration for our products and services;
2. to perform or discharge the functions of HKEX and any company of which HKEX is the recognised exchange controller (as defined in the Securities and Futures Ordinance (Cap. 571)) ("Regulatory Functions");
3. to provide you with our products and services and administer your account in relation to such products and services;
4. to conduct research and statistical analysis;
5. to process your application for employment or engagement within HKEX to assess your suitability as a candidate for such position and to conduct reference checks with your previous employers; and
6. other purposes directly relating to any of the above.

**Direct marketing**
Where you have given your consent and have not subsequently opted out, we may also use your name, mailing address, telephone number and email address to send promotional materials to you and conduct direct marketing activities in relation to HKEX financial services and information services, and financial services and information services offered by other members of the Group.

If you do not wish to receive any promotional and direct marketing materials from us or do not wish to receive particular types of promotional and direct marketing materials or do not wish to receive such materials through any particular means of communication, please contact us through one of the communication channels set out in the "Contact Us" section below. To ensure that your request can be processed quickly please provide your full name, email address, log in name and details of the product and/or service you have subscribed.

**Identity Card Number**
We may also collect your identity card number and process this as required under applicable law or regulation, as required by any regulator having authority over us and, subject to the PDPO, for the purpose of identifying you where it is reasonable for your identity card number to be used for this purpose.

**Transfers of personal data for direct marketing purposes**
Except to the extent you have already opted out we may transfer your name, mailing address, telephone number and email address to other members of the Group for the purpose of enabling those members of the Group to send promotional materials to you and conduct direct marketing activities in relation to their financial services and information services.

**Other transfers of your personal data**
For one or more of the purposes specified above, your personal data may be:

1. transferred to other members of the Group and made available to appropriate persons in the Group, in Hong Kong or elsewhere and in this regard you consent to the transfer of your data outside of Hong Kong;
2. supplied to any agent, contractor or third party who provides administrative, telecommunications, computer, payment, debt collection, data processing or other services to HKEX and/or any of other member of the Group in Hong Kong or elsewhere; and
3. other parties as notified to you at the time of collection.

**How we use cookies**
If you access our information or services through the HKEX website, you should be aware that cookies are used. Cookies are data files stored on your browser. The HKEX website automatically installs and uses cookies on your browser when you access it. Two kinds of cookies are used on the HKEX website:

***Session Cookies:*** temporary cookies that only remain in your browser until the time you leave the HKEX website, which are used to obtain and store configuration information and administer the HKEX website, including carrying information from one page to another as you browse the site so as to, for example, avoid you having to re-enter information on each page that you visit. Session cookies are also used to compile anonymous statistics about the use of the HKEX website.

***Persistent Cookies:*** cookies that remain in your browser for a longer period of time for the purpose of compiling anonymous statistics about the use of the HKEX website or to track and record user preferences.

The cookies used in connection with the HKEX website do not contain personal data. You may refuse to accept cookies on your browser by modifying the settings in your browser or internet security software. However, if you do so you may not be able to utilise or activate certain functions available on the HKEX website.

**Compliance with laws and regulations**
HKEX and other members of the Group may be required to retain, process and/or disclose your personal data in order to comply with applicable laws and regulations or in order to comply with a court order, subpoena or other legal process (whether in Hong Kong or elsewhere), or to comply with a request by a government authority, law enforcement agency or similar body (whether situated in Hong Kong or elsewhere) or to perform or discharge the Regulatory Functions. HKEX and other members of the Group may need to disclose your personal data in order to enforce any agreement with you, protect our rights, property or safety, or the rights, property or safety of our employees, or to perform or discharge the Regulatory Functions.

**Corporate reorganisation**
As we continue to develop our business, we may reorganise our group structure, undergo a change of control or business combination. In these circumstances it may be the case that your personal data is transferred to a third party who will continue to operate our business or a similar service under either this Privacy Policy Statement or a different privacy policy statement which will be notified to you. Such a third party may be located, and use of your personal data may be made, outside of Hong Kong in connection with such acquisition or reorganisation.

**Access and correction of personal data**
Under the PDPO, you have the right to ascertain whether we hold your personal data, to obtain a copy of the data, and to correct any data that is inaccurate. You may also request us to inform you of the type of personal data held by us. All data access requests shall be made using the form prescribed by the Privacy Commissioner for Personal Data ("**Privacy Commissioner**") which may be found on the official website of the Office of the Privacy Commissioner or via this link
<https://www.pcpd.org.hk/english/publications/files/Dforme.pdf>

Requests for access and correction of personal data or for information regarding policies and practices and kinds of data held by us should be addressed in writing and sent by post to us (see the "Contact Us" section below).

A reasonable fee may be charged to offset our administrative and actual costs incurred in complying with your data access requests.

**Termination or cancellation**
Should your account or relationship with us be cancelled or terminated at any time, we shall cease processing your personal data as soon as reasonably practicable following such cancellation or termination, provided that we may keep copies of your data as is reasonably required for archival purposes, for use in relation to any actual or potential dispute, for the purpose of compliance with applicable laws and regulations and for the purpose of enforcing any agreement we have with you, for protecting our rights, property or safety, or the rights, property or safety of our employees, and for performing or discharging our functions, obligations and responsibilities.

**General**
If there is any inconsistency or conflict between the English and Chinese versions of this Privacy Policy Statement, the English version shall prevail.

**Contact us**
By Post:
Personal Data Privacy Officer
Hong Kong Exchanges and Clearing Limited
8th Floor, Two Exchange Square
8 Connaught Place
Central
Hong Kong

By Email:
DataPrivacy@HKEX.COM.HK