



香港工業總會

Federation of Hong Kong Industries

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The Guangdong Agreement: Establishment of Enterprises and Changes of Contracts and Articles of Association by Hong Kong Service Suppliers investing in Guangdong Province are Subject to Filing of Records

The Mainland and Hong Kong signed the Guangdong Agreement on 18 December 2014 under the framework of the Mainland and Hong Kong Closer Economic Partnership Arrangement (CEPA). The Guangdong Agreement has been implemented as from 1 March 2015. To facilitate Hong Kong Service Suppliers (HKSS) investing in service sectors opened to Hong Kong in Guangdong Province under the Guangdong Agreement, except for certain specific situations, the establishment of enterprises and changes of contracts and articles of association are now subject to filing of records, to be followed by other applicable procedures in accordance with relevant regulations of the Mainland. Previously prior approval was needed.

The Ministry of Commerce of the People's Republic of China has promulgated the "Administrative Measures for the Record-filing of Investments of Hong Kong and Macao Service Suppliers in Guangdong Province (for Trial Implementation)" for implementation with effect from 1 March 2015 and upgraded the Online Administrative System for Foreign Investment to provide the filing function for HKSS to fill in information required. The online filing system has been put in place officially at the following website (please refer to the option for "Filing of Investments by Hong Kong and Macao Service Suppliers" on the webpage):

<http://wzzxbs.mofcom.gov.cn/app/entp/guide>

For details regarding the above arrangement, please visit the following website:

<https://www.tid.gov.hk/english/aboutus/tradecircular/cic/asia/2015/ci7562015.html>



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《廣東協議》下香港服務提供者公司設立及變更的合同、章程審批改為備案管理

內地和香港已於2014年12月18日在《內地與香港關於建立更緊密經貿關係的安排》（CEPA）框架下簽署《關於內地在廣東與香港基本實現服務貿易自由化的協議》（《廣東協議》）。《廣東協議》於2015年3月1日起實施。為便利投資，香港服務提供者在廣東省投資《廣東協議》對香港開放的服務貿易領域，除特定例外情形，其公司設立及變更的合同、章程審批改為備案管理，備案後按內地有關規定辦理相關手續。

國家商務部已公布《港澳服務提供者在廣東省投資備案管理辦法（試行）》，自2015年3月1日起施行；並對「外商投資線上辦事系統」進行升級，增加香港服務提供者投資事項備案功能，供香港服務提供者填報備案資訊。線上備案系統已正式啟用，網址如下（見網頁上「港澳服務提供者投資事項備案」選項）：

<http://wzzxbs.mofcom.gov.cn/app/entp/guide>

有關上述安排的詳情，請參考以下網址：

https://www.tid.gov.hk/tc_chi/aboutus/tradecircular/cic/asia/2015/ci7562015.html
