

SFC Revokes the Registration of Leung Yuen Yee, Winnie for Misconduct

17 Mar 2003

The SFC has revoked the registration of Ms Leung Yuen Yee, Winnie as a securities dealer's representative for her misconduct whilst employed at Dao Heng Securities Limited.

The revocation resulted from an inquiry in which the SFC found that:

- Leung had allocated shares that she bought earlier at a higher price in her father's account to her client's account after the price of the shares had dropped;
- without telling the client, Leung had allocated warrants into that client's account in order to avoid heavy losses from her holding the inactively traded warrants;
- Leung had failed to keep a written record of the instructions given to her by the client, contrary to Dao Heng's requirement to keep a proper audit trail of client's orders;
- Leung had conducted discretionary trades for the client, in breach of Dao Heng's policy forbidding the operation of discretionary accounts by its staff; and
- without the relevant professional knowledge, Leung had inappropriately advised the client to buy warrants, an investment product considered to be carrying a higher risk than stocks.

The SFC finds Leung's conduct highly improper and prejudicial to the interests of the client. The SFC therefore concludes that the fitness and properness of Leung has been seriously called into question and decides to revoke her registration.

Mr Alan Linning, SFC's Executive Director of Enforcement, said: "The SFC is committed to protecting the integrity of the Hong Kong market and takes a serious view of any improper conduct by registered persons that may prejudice the interests of their clients. Preferential allocation of orders to the detriment of clients strikes at the very heart of the honesty and integrity of registered persons and the SFC will not hesitate to take firm action to eradicate this malpractice, including revoking the licensees involved."

Ends

Page last updated : 1 Aug 2012

證監會因梁婉兒行為失當而撤銷其註冊

2003年3月17日

證監會已撤銷梁婉兒作為證券交易商代表的註冊，因其在受僱於道亨證券有限公司期間行為失當。

這項撤銷註冊行動是證監會經查訊後作出的，有關的查訊發現：

- 梁氏曾將其較早時透過其父親的帳戶以較高價格購入的股票，在該等股票價格下跌之後，分配到其客戶的帳戶之內；
- 在沒有告訴客戶的情況下，梁氏將若干權證分配到該客戶的帳戶，以避免其本人由於持有該等交投不活躍的權證而蒙受重大損失；
- 梁氏沒有以書面方式備存客戶給予她的交易指示，違反了道亨證券要求職員就客戶的交易指示備存妥善審計線索的規定；
- 梁氏曾經替客戶進行全權酌情買賣，違反了道亨證券禁止其職員操作委託帳戶的政策；及
- 在缺乏有關的專業知識的情況下，梁氏不適當地向客戶提供買入權證的投資意見(權證是被視為比股票具有更高風險的投資產品)。

證監會認為梁氏的行為操守極為不當，且有損客戶利益。因此，證監會的結論是梁氏的適當人選資格備受嚴重質疑，所以證監會決定撤銷其註冊。

證監會法規執行部執行董事李顯能表示：“證監會竭誠保障香港市場的廉潔穩健，對於註冊人任何可能有損其客戶利益的不當行為，定必嚴肅處理。採用有損客戶利益的偏私手法分配交易，對註冊人的誠實廉潔構成嚴重打擊，證監會將會毫不猶豫地採取嚴厲的執法行動，以根除該等不良作業手法，包括撤銷有關持牌人的註冊。”

完

最後更新日期：2012年8月1日