

Date: 9 July 2025

Our ref.: HD4-1/SMS/6-60/5

Your ref.:

BY HAND

The Secretary General
The Law Society of Hong Kong
3/F., Wing On House
71 Des Voeux Road
Central, Hong Kong

Attention: Ms. Eileen Tam

Dear Sirs,

Home Ownership Scheme Secondary Market Scheme
Updated documentation

We refer to the Secondary Market Scheme administered by the Hong Kong Housing Authority (HA) and our previous letter to you dated 10 October 2024 (copy without enclosure attached).

Pursuant to the prevailing policy on the restrictions on ownership of domestic property in Hong Kong, Green Form (GF) applicants (as a tenant or authorised occupant(s) of a Public Rental flat of the HA or a Rental Estate flat of the Hong Kong Housing Society, or resident(s) of Interim Housing of the HA) and White Form (WF) applicants (collectively referred to as “the Subject Applicants”) are currently not eligible to apply to purchase subsidised sale flats (SSF) under the subject Scheme if they or any of the family members listed in the application have entered into agreement(s) (including preliminary agreement) to purchase any domestic property in Hong Kong during the period from 24 months preceding the date of signing the application form for Certificate of Eligibility to Purchase (Green Form) or 24 months preceding the closing date of submitting application for White Form Secondary Market Scheme up to the date of the signing of the Provisional Agreement for Sale and Purchase for the SSF.

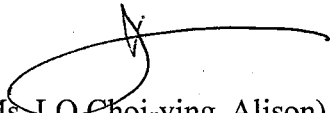
Under the revised eligibility criteria recently endorsed by the HA, effective from 17 July 2025, the Subject Applicants will not be regarded as having ownership of domestic property in Hong Kong if they have not entered into any valid and subsisting agreements when signing the Agreement for Sale and Purchase for an SSF. In other words, for the Subject Applicants having entered into agreement(s) to purchase a domestic property in Hong Kong but the agreement(s) is/are subsequently cancelled or rescinded, they will still be eligible to apply to purchase an SSF provided that they do not breach the restriction on ownership of domestic property in Hong Kong. Accordingly, the "Declaration in Support of the Application for a Letter of Nomination for Sale of Flats under Home Ownership Scheme Secondary Market Scheme" (HD891) to be made by the Subject Applicants in the course of the purchase of SSF has been updated to reflect the changes aforesaid.

Attached please find the updated HD891 (Rev. 7/2025) which will soon be uploaded to the website of the HA. In any event, **all members are required to adopt the updated version of HD891 (Rev. 7/2025) from 28 July 2025 onwards for the Subject Applicants (save and except applicants under the White Form Secondary Market Scheme (WSM) 2024).**

For the avoidance of doubt, the updated version of HD891 (Rev. 7/2025) shall NOT be applicable to applicants under WSM 2024. Members are reminded to adopt the current version of HD891 (Rev. 10/2024) for such applicants.

We should be grateful if you could assist in informing your members of the revision to the present documentation under the Secondary Market Scheme in the coming two circulars, 17 July 2025 and 24 July 2025. If you/your members have any queries, please do not hesitate to contact Miss Sandra CHEUNG (for Green Form Status) at 3162 0680 or Mr. YAU (for White Form Secondary Market Scheme) at 2794 5504. Thank you for your assistance in this matter.

Yours faithfully,


(Ms. LO Choi-ying, Alison)
for Director of Housing

c.c. Ag. SLC/LC
SHM/HS2
HM/WSM

Encls.

Date: 10 October 2024

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Your ref.:

BY HAND

The Secretary General
The Law Society of Hong Kong
3/F., Wing On House
71 Des Voeux Road
Central, Hong Kong

Attention: Ms. Eileen Tam

Dear Sirs,

**Home Ownership Scheme Secondary Market Scheme
Updated documentation**

We refer to the Secondary Market Scheme administered by the Hong Kong Housing Authority (HA) and our previous letters to you dated 25 July 2023 and 3 April 2024 (copies without enclosures attached).

Restrictions on ownership of domestic property in Hong Kong have been imposed on the Green Form (GF) applicants (as a tenant or authorised occupant(s) of a Public Rental flat of the HA or a Rental Estate flat of the Hong Kong Housing Society, or resident(s) of Interim Housing of the HA) who apply to purchase subsidised sale flats under the Secondary Market Scheme since 31 July 2023.

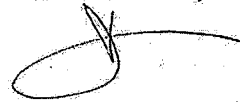
Pursuant to the above new policy, the GF applicants (unless their application for Certificate of Eligibility to Purchase (CEP)(Green Form) was made before 31 July 2023) are required to make a declaration on the ownership of domestic property in Hong Kong in Part B ("Part B Declaration") of the "Declaration in Support of the Application for a Letter of Nomination for Sale of Flats under Home Ownership Scheme Secondary Market Scheme (HD891)".

The validity of all the CEP with applications made before 31 July 2023 has already expired in September 2024. ALL GF applicants will need to make the Part B Declaration in HD891.

Attached please find the updated HD891 (Rev. 10/2024) which will soon be uploaded to the website of the HA. In any event, all members are required to adopt the updated version of HD891 (Rev. 10/2024) from 1 November 2024 onwards.

We should be grateful if you could assist in informing your members of the revision to the present documentation under the Secondary Market Scheme in the coming two circulars, 24 and 31 October 2024. If you/your members have any queries, please do not hesitate to contact Miss Sandra CHEUNG (for Green Form Status) at 3162 0680 or Mr. YAU (for White Form Secondary Market Scheme) at 2794 5504. Thank you for your assistance in this matter.

Yours faithfully,



(Ms. LO Choi-ying, Alison)
for Director of Housing

c.c. LC/LC
SHM/HS2
HM/WSM

Encls.

Hong Kong Housing Authority
Declaration in Support of the
Application for a Letter of Nomination for Sale of Flats under
Home Ownership Scheme Secondary Market Scheme

To : Hong Kong Housing Authority

Property :

Part A: Declared by all declarant(s)#

I/ We, _____ (Holder of Hong Kong Identity Card No. _____)
and _____ (Holder of Hong Kong Identity Card No. _____) purchaser(s)
of the above property pursuant to Certificate of Eligibility to Purchase No. _____ ("the Certificate"),
hereby declare that

*the information provided by me/us and/or my/our family member(s) to the Hong Kong Housing Authority as stated in the Application Form regarding my/our application for the Certificate is still accurate and the eligibility criteria are still fulfilled up to the date of the signing of the Provisional Agreement for Sale and Purchase

*the information provided by me/us and/or my/our family member(s) to the Hong Kong Housing Authority as stated in the Application Form regarding my/our application for the Certificate has since then been changed and I/we declare that save as those set out below, all other information set out in the said Application Form is, up to the date of the signing of the Provisional Agreement for Sale and Purchase, still accurate:-

p.2...

Part B: Declared by all declarant(s)

I/ We declare that neither I/we nor my/our family member(s) included in the Application Form at any time from

*24 months preceding the closing date of submitting Application for White Form Secondary Market Scheme /

*24 months preceding the date of signing the Application Form for Certificate of Eligibility to Purchase (Green Form) (for tenant or authorised occupant(s) of a Public Rental flat of the Hong Kong Housing Authority or a Rental Estate flat of the Hong Kong Housing Society, or resident(s) of Interim Housing of the Hong Kong Housing Authority) /

*the date of the Application Form for Public Rental Housing/

*the closing date for submitting the Application for Green Form Certificate of Civil Service Public Housing Quota/

*the date of pre-clearance survey/

*24 months preceding the date of Domestic Screening Form of Urban Renewal Authority/

*the date of the Application Form for Certificate of Eligibility to Purchase (for recipients of Rent Allowance for Elderly Scheme only)/

*the date of the Application for Green Form Certificate (for applicants of Housing Arrangements for Divorce/ Splitting cases in Public Rental Housing or 'Letter of Assurance' holders only)

up to the date of the signing of the Provisional Agreement for Sale and Purchase have (a) owned or co-owned any domestic property in Hong Kong or any interest in such kind of property; or (b) entered into any agreement which is still valid and subsisting (including preliminary agreement) to purchase any domestic property in Hong Kong; or (c) owned more than 50% of the shares in a company which directly or through a subsidiary company owned any domestic property in Hong Kong; or (d) been a beneficiary of the estate of any deceased person which includes any domestic property or land in Hong Kong; or (e) assigned any domestic properties in Hong Kong or any interest in such properties in Hong Kong (the date of assignment means the date of execution of the Deed of Assignment); or (f) withdrawn from any company which owned any domestic property in Hong Kong in which I/we and/or my/our family member(s) owned more than 50% of the shares. I/We understand that domestic properties include any domestic property, uncompleted private domestic property, rooftop structures approved by the Buildings Department, domestic building lots and small house grants approved by the Lands Department in Hong Kong¹.

Part C: Declared by all declarant(s)

I/We understand that the above information and the information contained in the Application Form are provided to the Hong Kong Housing Authority in relation to my/our application for nomination as purchaser(s) to purchase the above property. I/We understand that any person who makes any statement or provides any information to the Hong Kong Housing Authority in respect of any matter relating to the purchase of a flat which he knows to be false or misleading shall be guilty of an offence under Section 26(2) of the Housing Ordinance and shall be liable on conviction to a fine of \$500,000 and to imprisonment for one year. When a person is convicted of such an offence in relation to the purchase of flat by him, the court may under Section 26A of the Housing Ordinance order either (a) that the flat so purchased be transferred to the Hong Kong Housing Authority or its nominee or (b) that the offender forfeits to the Hong Kong Housing Authority a sum equivalent to the difference between the purchase price of the flat and its full market value at the date of the conviction.

Dated the _____ day of _____ 20____

+DECLARED BY-

Name of Purchaser(s)

HKIC No.

Signature

_____	_____ ()	_____
_____	_____ ()	_____

in the presence of:

Interpreted by:

Solicitor, Hong Kong SAR

¹ For declarants who are flat owners under the Tenants Purchase Scheme (TPS) of the Hong Kong Housing Authority who obtained ownership of the TPS flats by virtue of their previous status as sitting tenants thereof and/or their authorised family members under White Form Secondary Market Scheme, the current TPS flat purchased for less than 10 years by a sitting tenant is NOT considered as a domestic property under this Part.

This version is NOT applicable to applicants under the White Form Secondary Market Scheme 2024

* Delete where inappropriate and deletion(s) countersigned by the declarant(s)

+ The declarant(s) shall sign this Declaration before a solicitor