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Companies Act 2013 during the week

Notifications - 0; Rules -0; Circulars - 1; Orders-0; Important Notices -0

S. No	Date of Issue	Rules/Circular/ Notification/Order	Contents thereof	Gist thereof
1.	07/05/2024	Circular	Relaxation of additional fees and extension of the last date of filing of Form LLP BEN 2 and LLP Form 4D	The MCA has now extended the last date of filing of Form LLP BEN 2 and Form 4D by reporting LLPS without payment of additional fees up to 01.07.2024

S. No	NEWS ON MCA
	NIL

2

SEBI during the week

Circulars–6; Report -0; Notification – 0; Regulation-1; Others -1

S. No	Date of Issue	Rules/Circulars/ Notification/ Order	Contents thereof	Gist thereof
1.	06/05/2024	Circular	Entities allowed to use e-KYC Aadhaar Authentication services of UIDAI in the Securities Market as sub-KUA	SEBI vide this circular permitted the reporting entities to extend their authentication services under UIDAI to the securities market as sub-Know Your Authentication User Agencies (sub-KUA). The Primary KUAs will assist in integrating these entities as sub-KUAs to facilitate Aadhaar authentication services about KYC procedures. Earlier it was limited only to conduct Aadhaar authentication services by the Aadhaar Act, 2016 and the authorization was specifically limited to Aadhaar authentication mandated under section 11A of the Money Laundering Act, 2002.
2.	06/05/2024	Regulations	Securities and Exchange Board of India (Employees' Service) (Second Amendment) Regulations, 2024	SEBI has introduced the Securities and Exchange Board of India (Employees' Service) (Second Amendment) Regulations, 2024, aiming to enhance accountability among its employees and strengthen its

				<p>mechanisms for dealing with alleged misconduct. Below are the significant amendments:</p> <ul style="list-style-type: none"> • Competent Authority shall have the the power to recover pecuniary losses caused to the Board from former employees, utilizing all available legal means. • Competent Authority shall take action against the employees who have left the services of the Board, addressing the allegations of corrupt practices against former employees. It outlines a structured procedure approved by the Competent Authority to investigate such allegations, defining ‘corrupt practices’ as per the Prevention of Corruption Act, 1988. • Further gratuity payments can be withheld during the pendency of proceedings initiated against an employee and the same will be released upon completion of proceedings.
3.	07/05/2024	Circular	<p>Periodic reporting format for Investment Advisers</p>	<p>SEBI vide this circular has standardized periodic reporting format for submission of information by IAs pertaining to their activities on periodic basis .</p> <p>IAs shall submit the periodic report for the half-yearly period ending on March 31, 2024 to IAASB within a period of fifteen days from the date of issuance of circular by IAASB. For the subsequent halfyearly</p>

				periods, IAs shall submit periodic reports within seven working days from the end of the halfyearly period
4.	07/05/2024	Circular	Master Circular for Alternative Investment Funds (AIFs)	<p>SEBI has issued an updated master circular consolidates all existing circulars issued by till date on 'Alternative Investment Funds' (AIFs).</p> <p>SEBI vide this circular, AIFs must independently comply with the other requirements specified by SEBI for market intermediaries such as the 'Levy of Goods & Services Tax (GST) on the fees payable to SEBI', 'Approach to securities market data access and terms of usage of data provided by data sources in Indian securities market', 'Digital mode of payment', 'Information regarding Grievance Redressal Mechanism' and 'Guidelines on Outsourcing of Activities by Intermediaries', etc</p>
5.	07/05/2024	Circular	Master Circular for Registrars to an Issue and Share Transfer Agents	<p>The SEBI has issued a Master Circular dated May 07, 2024 related to Registrars to an Issue and Share Transfer Agents in order to enable the users to have access to the applicable circulars at one place. This Master Circular consolidates various directives previously issued to RTAs by SEBI. It supersedes the previous Master Circular for RTAs dated May 17, 2023, and subsequent circulars on the subject. The new Master Circular rescinds previous directives concerning RTAs.</p>
6.	09/05/2024	Other	Consultation Paper on measures towards Ease of Doing Business for REITs and InvITs	<p>SEBI has uploaded a consultation paper on its website seeking Comments/suggestions from the public on the proposed measures towards Ease of Doing Business for REITs and InvITs.</p>

				This consultation paper is in alignment with the announcement made for FY 2023-24 to simplify, ease and reduce cost of compliance for participants in the financial sector through a consultative approach.
7.	09/05/2024	Circular	<p>Draft Circular on Enhancement of operational efficiency and Risk Reduction -Pay-out of securities directly to client demat account for public Comments</p>	<p>SEBI has uploaded a draft circular on its website seeking comments from the public on the Enhancement of operational efficiency and Risk Reduction -Pay-out of securities directly to client demat account.</p> <p>At present, the Clearing Corporation credits the pay-out of securities in the pool account of broking firm, which then credits them to the respective client's demat accounts. In a move to enhance operational efficiency and reduce the risk to clients' securities, it is proposed to make the process of direct payout of securities to the client account mandatory.</p>
8.	10/05/2024	Master Circular	<p>Master Circular for Custodians</p>	<p>The Securities and Exchange Board of India (SEBI) issues a Master Circular to consolidate various circulars and directions for Custodians. This circular aims to provide stakeholders with easy access to all applicable requirements specified in previous circulars. It covers regulations, compliance requirements, and operational guidelines for Custodians in the securities market.</p>

S.No	NEWS ON SEBI
1.	<p>SEBI returns NSE's proposal to extend F&O trading hours</p> <p>Securities and Exchange Board of India (SEBI) has returned NSE's proposal to extend market timings in the derivatives segment due to a lack of consensus among the broking community. The proposal was of a phased plan to gradually extend trading hours for index F&O from 6 pm to 9 pm in the initial phase to help market participants act on global news flow in the evening, while in the second phase trading could be extended till 11:30 pm. Finally, it was suggested that in the third phase cash market trading hours be extended until 5 pm</p>
2.	<p>SEBI bans Indus Weir Ind., directors from securities market for 3 yrs</p> <p>SEBI barred 10 entities, including Indus Weir Industries, its directors from the securities market for three years for indulging in a fraudulent scheme of raising funds from investors by issuing preference shares without complying with the market norms.</p>

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RBI during the week

Notifications -1; Master Directions –0; Circulars -0; Press Release-0

S.No	Date of Issue	Rules/Circulars/ Notifications/ Order / Press release	Subject	Gist thereof
1	06/05/2024	Notification	Foreign Exchange Management (Deposit) (Fourth Amendment) Regulations, 2024	RBI vide this amendmend directed that an authorized dealer in India may allow a person resident outside India to open, hold and maintain an interest-bearing account in Indian Rupees and / or foreign currency for posting and collecting margin in India, for a permitted derivative contract entered into by such person in terms of Foreign Exchange Management (Margin for Derivative Contracts) Regulations, 2020, dated October 23, 2020, as amended from time to time, subject to directions issued by the Reserve Bank in this regard.

NEWS ON RBI

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| 1 | The Reserve Bank of India (RBI) has lifted the restrictions on its mobile app Bob World, paving the way for the public sector lender to onboard customers digitally. The banking regulator, last year, had asked the lender to suspend further onboarding to customers onto Bob World due to supervisory concerns. “The RBI conveyed to the bank its decision to lift the above mentioned restrictions on Bob World with immediate effect, as such the bank is free to onboard customers through Bob World application in accordance with the applicable guidelines and extant laws/regulations |
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IFSC during the week

Notifications - 1; Directions –0; Circulars -1; Press Release-0

S.No	Date of Issue	Rules/Circulars/ Notifications/ Order / Press release	Subject	Gist thereof
1.	03/05/2024	Notification	Consultation Paper on proposed IFSCA (Listing) Regulations, 2024	<p>IIFSCA has uploaded a consultation paper on its website seeking comments/views/suggestions from the public on the proposed International Financial Services Authority (Listing) Regulations, 2024.</p> <p>The proposed Listing Regulations aim to facilitate the raising of capital through the stock exchanges in the IFSC, taking into consideration the global standards specified by the International Organization of Securities Commissions (“IOSCO”), and benchmarking with the best practices followed in other jurisdictions.</p>
2.	08/05/2024	Circulars	Additional requirements for carrying out the permissible activities by Finance Company as a	<p>IFSC vide this circular imposed a restriction on lessor, who have obtained certificate of restriction.</p> <p>Lessor shall not undertake transactions which involves transfer, in any form, of the ownership and / or leasehold right of a ship or ocean vessel from a person resident</p>

			<p>Lessor under 'Framework for Ship Leasing'</p>	<p>in India to an entity set up in the IFSC, for the purpose of providing services <i>solely</i> to person resident in India.</p> <p>However, the said applicant or lessor, may acquire a new ship or ocean vessel or enter into a new leasehold right contract with person resident outside India so as to cater to person resident in India.</p>
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S.No	NEWS ON IFSC
1.	<p>IFSCA has specified that an applicant under the Ship Leasing Framework or a lessor, who has obtained Certificate of Registration (CoR) under regulation 3 of the FC Regulations, shall not undertake transactions which involves transfer, in any form, of the ownership and / or leasehold right of a ship or ocean vessel from a person resident in India (as defined in clause v of section 2 of the Foreign Exchange Management Act, 1999) to an entity set up in the International Financial Services Centre ('IFSC'), for the purpose of providing services solely to person resident in India.</p>

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IBC during the week

Press Release – 0; Master Direction – 0; Notification – 1; Circulars – 1; Order -0;

S. No	Date	Rules/Circulars/ Notifications/Order /Press Release	Contents thereof	Gist thereof
1.	09/05/2024	Circular	Uploading of judicial orders related to insolvency proceedings by Insolvency Professionals	<p>IBBI vide this Circular has instructed Insolvency Professionals to regularly update the important judicial orders that have significant impact on the Dashboard.</p> <p>The IPs are directed to upload the following types of orders –</p> <p>I For NCLT / NCLAT, following category of orders are to be uploaded –</p> <ol style="list-style-type: none"> Admission order Approval of Resolution plan order Closure of insolvency process through withdrawal u/s 12A / appeal/ review or settlement Stay of insolvency process Liquidation order Dissolution order

				<p>g. Final order on preferential, undervalued, fraudulent, extortionate credit transaction and fraudulent and wrongful trading</p> <p>h. Any order having actionable point for IBBI</p> <p>II For Supreme Court and High Court, all orders are to be uploaded, where –</p> <p>a. Orders relate to categories for NCLT /NCLAT, as mentioned above;</p> <p>b. IBBI / Ministry of Corporate Affairs is a party; and</p> <p>c. the case deals with any important issues relating to vires, interpretation and applicability of the provisions of the Code, Rules and Regulations (<i>please refer Circular No. IBBI/PROS/53/2022 dated 13th September 2022</i>).</p> <p>These orders shall be uploaded after downloading from official websites of the respective judicial forums i.e. National Company Law Tribunal (NCLT), National Company Law Appellate Tribunal (NCLAT), High Court (HC) and Supreme Court (SC), as the case may be</p>
2.	09/05/2024	Notification	<p>Uploading of judicial orders related to insolvency proceedings by Insolvency Professionals</p>	<p>Insolvency Professionals (IPs) have been uploading information related to the public announcement, claims, invitation for resolution plan and auction notice on the website of Insolvency and Bankruptcy Board of India (IBBI).</p>

				<p>As IPs have the first-time access and information of all the important judicial orders affecting the processes handled by them under the Insolvency and Bankruptcy Code, 2016 (Code), it has been decided that the IPs shall upload below mentioned judicial orders pertaining to their respective assignments on their dashboard.</p> <p>This would also ensure that the important judicial orders which have significant impact on the ongoing processes under the Code are available for facilitation of stakeholders in a timely manner.</p>
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S.No	NEWS ON IBC
	NIL

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Others during the week

ICAI – 0; DGFT – 0; NCLT – 0; ICSI – 0; OTHERS -1;

S. No	Date	Rules/Circulars/ Notifications/Order /Press Release	Contents thereof	Gist thereof
1.	03/05/2024	Notification	FPIs domiciled at GIFT City allowed to issue P-notes to investors	Foreign portfolio investors (FPIs) domiciled at the GIFT International Financial Services Centre (IFSC) and registered with the Securities and Exchange Board of India (Sebi) have been allowed to issue offshore derivative instruments (ODIs), popularly known as participatory notes (pnotes). At present, the International Financial Services Center Authority (IFSCA), the unified regulator for GIFT City, allows banking units to issue pnotes.

S NO	GENERAL NEWS
1.	NIL

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Update on Regulated Sector- 6

S.No	Sector	Updates
1.	IREDA incorporates "IREDA Global Green Energy Finance IFSC Limited" in GIFT City, Gujarat	<p>Indian Renewable Energy Development Agency Ltd. (IREDA) has incorporated a wholly owned subsidiary in the International Financial Services Centre (IFSC) located in GIFT City, Gujarat. Named "IREDA Global Green Energy Finance IFSC Limited," the subsidiary was officially incorporated on 7th May, 2024.</p> <p>Earlier, on 8th February, 2024, the Reserve Bank of India gave its No Objection letter to set up the finance company in IFSC GIFT City.</p>
2.	Centre issues warning against 'drip pricing'	The Centre recently warned about "drip pricing", it can surprise consumers with "hidden charges" and advised them to seek assistance if they encounter such surges in charges on a product's MRP (maximum retail price).
3.	REC gets RBI nod to set up subsidiary in GIFT City, Gujarat	<p>REC Limited, a Maharatna Central Public Sector Enterprise under the Ministry of Power and a leading NBFC, has received a 'No Objection Certificate' from the Reserve Bank of India, for setting up a wholly owned subsidiary in International Financial Services Centre (IFSC), Gujarat International Finance Tec-City ("GIFT"), Gandhinagar, Gujarat.</p> <p>The decision to expand operations into GIFT, a burgeoning hub for financial services in India, comes as REC continues to diversify its portfolio and explore new avenues for growth.</p>

		<p>The proposed subsidiary will engage in a range of financial activities as a finance company within GIFT, including lending, investment, and other financial services</p>
<p>4.</p>	<p>CBDT issues Guidelines and Procedures for Compulsory Selection of Income Tax Returns for Complete Scrutiny for FY 2024-2025</p>	<p>The Ministry of Finance, Government of India, through the Central Board of Direct Taxes (CBDT), has issued comprehensive guidelines for the compulsory selection of returns for complete scrutiny during the Financial Year 2024-25.</p> <p>The guidelines describe several parameters for compulsory selection, including cases related to surveys under section 133A, search and seizure actions, instances where notices under section 142(1) have been issued with no returns furnished, cases involving specific tax evasion information, and instances of recurring issues of fact or law leading to significant additions in earlier assessment years. These guidelines aim to ensure effective tax administration and compliance while streamlining procedures for assessments.</p>

<p>5.</p>	<p>DoT in first-of-its-kind initiative brings together 15 startups, and academia on "Telecom Design Collaboration Sprint"</p>	<p>In a novel initiative, the Department of Telecommunications (DoT) brought together start-ups/MSMEs, academia and research institutions under the "Telecom Design Collaboration Sprint".</p> <p>This Sprint was organised by DoT at IIT, Bangalore. Fifteen leading startups/MSME in the Radio Access Network (RAN), Core ecosystems, esteemed institutions such as IIT Madras, C-DOT, IIT Delhi and other network entities participated.</p> <p>This collaboration engaged in deep-Tech rapid ideation and innovative solution towards developing a comprehensive and future-ready telecom stack encompassing comprehensive 5G solution and setting the stage for future advancements to 6G.</p>
<p>6.</p>	<p>Earth Observation Data to boost climate and nature conservation while fueling \$3.8 trillion in economic growth by 2030</p>	<p>Several organizations globally are trying to contain this rise in global warming by developing and evolving technologies. Now, Artificial intelligence is also playing an active role in combatting the issue. For instance, in a recent report, the World Economic Forum talked about how the economic and environmental value of Earth observation (EO) data can generate over \$3 trillion in cumulative economic benefits globally by 2030.</p>



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