

**WEEKLY UPDATES ON COMPANY LAW, SEBI, RBI
AND IBC**

Week 15- April 5 2021 – April 11 2021

1

Companies Act 2013 during the week

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

S. No	Date of Issue	Rules/Circular/ Notification/Order	Contents thereof	Gist thereof
-	-	NIL	NIL	NIL

S.NO	NEWS ON MCA
	NIL

2

SEBI during the week

Act -0; Rules -0; Regulations-0; General Orders – 0; Guidelines-0; Master Circulars-0; Circulars –1; Press Release –0; Others -0;

S. No	Date of Issue	Act/rules/circulars	Subject & Link	Gist thereof
1.	07.04.2021	Circular	<p>Regulatory reporting by AIFs</p> <p>https://www.sebi.gov.in/legal/circulars/apr-2021/circular-on-regulatory-reporting-by-aifs_49788.html</p>	<p>SEBI has revised the quarterly reporting formats for Alternative Investment Funds (AIFs). This report has to be submitted online, within 10 days (earlier 7 days) from the end of a quarter and the new reporting will be effective from the quarter ending December 31, 2021. Detailed break up of investors, Major investments, details of assets valuation, Borrowing details etc are to be given under revised reporting.</p> <p>Category-III AIFs have to submit the report on leverage undertaken, on a quarterly basis (earlier monthly), in revised formats.</p> <p>Any changes in terms of private placement memorandum and in the documents of the fund/scheme shall be intimated to investors and</p>

				SEBI on a consolidated basis, within 1 month of the end of each financial year (earlier once in every six months)
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S.NO	NEWS ON SEBI
1.	<p>Markets regulator SEBI tweaked its framework pertaining to contribution of asset management companies (AMCs) for setting up of limited purpose clearing corporation by mutual funds. The regulator had in February issued guidelines wherein AMCs were required to contribute Rs 150 crore as share capital for setting up of limited purpose clearing corporation (LPCC) by mutual funds. It was prescribed that such contribution from AMCs needs to be in proportion to the average assets under management (AUM) of open-ended debt oriented mutual fund schemes (excluding overnight, gilt fund and gilt fund with 10-year constant duration but including conservative hybrid schemes) managed by them for the financial year 2019-20. In the latest circular, Sebi said the contribution of AMCs will be based on average AUM of debt oriented schemes for the financial year 2020-21.</p>

3

RBI during the week

Notifications -1; Master Directions –0; Master Circulars –0; Circular -0;

Press Release – 0

S. No	Date of Issue	Notifications/Master Directions/Master Circulars	Subject & Link	Gist thereof
1.	07.04.2021	Notification	<p>Relaxation in the period of parking of External Commercial Borrowing (ECB) proceeds in term deposits</p> <p>https://www.rbi.org.in/Scripts/NotificationUser.aspx?Id=12070&Mode=0</p>	<p>As per existing ECB regulations, parking of ECB proceeds in term deposits with AD Category-I banks in India is allowed for a maximum period of 12 months cumulatively.</p> <p>RBI has now relaxed this requirement and allowed parking of the ECB proceeds drawn down on or before March 1, 2020 in term deposits with AD Category-I banks in India prospectively up to March 1, 2022.</p>

S.NO	NEWS ON RBI
	NIL

4

IBC during the week

**Notifications -3; Master Directions –0; Master Circulars –0;
Circular –0; Press Release –0; Others – 0**

S.No	Date of Issue	Notifications/Master Directors/Master Circulars	Subject & Link	Gist thereof
1.	09.04.2021	Notification	<p>Fixing of threshold for Prepackage insolvency resolution process.</p> <p>https://ibbi.gov.in/uploads/legalframework/e9b1c4b3489e51213db701b27222b474.pdf</p>	Central Government has specified ten lakh rupees as the minimum amount of default for the matters relating to the pre-packaged insolvency resolution process of corporate debtor under Chapter III-A of IBC.
2.	09.04.2021	Notification	<p>IBBI (Pre-packaged Insolvency Resolution Process Regulations), 2021</p> <p>https://ibbi.gov.in/uploads/press</p>	IBBI notified the regulations and rules for the pre-packaged insolvency resolution process, which has been introduced for stressed MSMEs

			/2c3259202fdd122cab6ef77d88c994c.pdf	The rules specify the details the forms that stakeholders are required to use, and the manner of carrying out various tasks by them as part of the pre-pack resolution process.
3.	09.04.2021	Notification	Insolvency and Bankruptcy (prepackaged insolvency resolution process) Rules, 2021 https://ibbi.gov.in/uploads/legalframework/f75906d8657a51f214785c697d9bb296.pdf	<p>The Regulations provide details about various aspects, including eligibility criteria for various professionals, identification and selection of authorised representative, competition between the base resolution plan and the best resolution plan.</p>

S.NO	NEWS ON IBC
	NIL

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Others during the week

NSE-0; BSE-0; DIPP-0; Finance Ministry-0; Others -0

S. No	Date of Issue	Rules/Circular/ Notification/Order	Contents thereof	Gist thereof
NIL				

S. No	GENERAL NEWS
1	The National Company Law Tribunal has decided to take up regular hearing through Video Conference w.e.f. 12th April, at all its Benches due to sharp increase in COVID-19 cases throughout the country. The decision comes in supersession of its order dated February 23, for resumption of physical hearings. The Tribunal has notified the Benches that will take up cases through virtual mode.



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