Forthcoming Programmes

• 38th National Convention of Company Secretaries at Kolkata on 2-3-4 September, 2010

MCA Updates

• India Investor week to be Organized in the 2nd week of July, Ministry of Corporate Affairs to upscale the Investor awareness Activities by Organizing over 3000 Investor Programmes Throughout the Country during the current Financial Year

SEBI Updates

• Views solicited on SEBI Paper ‘Recommendations on Eligibility norms for Various Market intermediaries’
• Conditions of listing for issuers seeking listing on SME Exchange - Model SME Equity Listing Agreement

Disclaimer: - CS Update contains government notifications, case laws and contributions received from the members. Due care and diligence is taken in compilation of the CS Update. The Institute does not own the responsibility for any loss or damage resulting from any action taken on the basis of the contents of the CS Update. Anyone wishing to act on the basis of the contents of the CS Update is advised to do so after seeking proper professional advice.
Forthcoming Programmes

- 38th National Convention of Company Secretaries at Kolkata on 2-3-4 September, 2010
38th National Convention of Company Secretaries

Dates:

September 2-3-4, 2010

Venue:

Kolkata
MCA Updates
Shri Salman Khurshid, Minister of Corporate Affairs, has said that in order to increase awareness in investors, an ‘India Investor Week’ will be organized in the 2nd week of July, 2010. Presiding over the meeting of the Governing Council of the National Foundation for Corporate Governance (NFCG), Shri Khurshid said that during that Week, 5 major events in the metros, regional events in the states and a large number of investor awareness camps will be organized all over the country. The Ministry of Corporate Affairs will be preparing an easy-to-read booklet in all the national languages that will be distributed free of cost during these events. The investor awareness content available in the Ministry’s website www.iepf.gov.in will also be translated in 12 national languages and these websites will be launched simultaneously during the ‘India Investor Week’. The theme of this year’s Week will be ‘Informed Investor – An Asset to Corporate India’

Shri R. Bandyopadhyay, Secretary, Corporate Affairs, informed the Governing Council that the Ministry has already decided to upscale the investor awareness activities by organizing over 3000 investor programmes throughout the country in the current financial year. The three Professional Institutes attached to the Ministry of Corporate Affairs, three National Stock Exchanges, major Trade and Industry Chambers including CII, FICCI, ASSOCHAM, PHD Chambers, Indian Merchant Chambers, AIMA, RBI, SEBI and Department of Public Enterprises have already agreed to join hands with the Ministry in this initiative and many more organizations are expected to join.

Source: PIB/dated 17th May, 2010
Views solicited on SEBI ‘Recommendations on Eligibility norms for Various Market intermediaries’

SEBI has placed on its website the recommendations on ‘Eligibility norms for Various Market Intermediaries’ for public comments, a copy of which is attached.

We seek your views/suggestions on the aforesaid and would appreciate to receive the same on sonia.baijal@icsi.edu by June 10, 2010 for sending to SEBI.
Conditions of listing for issuers seeking listing on SME Exchange - Model SME Equity Listing Agreement

CIRCULAR

CIR/CFD/DIL/6/2010
May 17, 2010

To All Stock Exchanges

Dear Sir/Madam,

Sub: Conditions of listing for issuers seeking listing on SME Exchange - Model SME Equity Listing Agreement

In recognition of the need for making finance available to small and medium enterprises, SEBI has decided to encourage promotion of dedicated exchanges and/or dedicated platforms of the exchanges for listing and trading of securities issued by Small and Medium Enterprises (“SME”). Consequently, SEBI amended SEBI (Issue of Capital and Disclosure Requirements) Regulations, 2009 (“SEBI (ICDR) Regulations”) by inserting a Chapter XA on “Issue of specified securities by small and medium enterprises”, through notification dated April 13, 2010. In continuation of the same and to facilitate listing of specified securities in the SME exchange, “Model Equity Listing Agreement” to be executed between the issuer and the Stock Exchange, to list/migrate the specified securities on SME Exchange, is specified through this circular.

2. The full text of “Model Equity Listing Agreement – for SME Exchange” is given at Annexure A. This agreement shall be executed for listing of specified securities issued or migrated on SME exchange, in terms of Chapter XA of the SEBI (ICDR) Regulations.

3. Certain relaxations are provided to the issuers whose securities are listed on SME exchange in comparison to the listing requirements in Main Board, which inter-alia include the following:
   a. Companies listed on the SME exchange may send to their shareholders, a statement containing the salient features of all the documents, as prescribed in sub-clause (iv) of clause (b) of proviso to section 219 of the Companies Act, 1956, instead of sending a full Annual Report;
b. Periodical financial results may be submitted on “half yearly basis”, instead of “quarterly basis” and

c. SMEs need not publish their financial results, as required in the Main Board and can make it available on their website.

4. The above listing conditions are specified in exercise of the powers conferred under Section 11 read with Section 11A of the Securities and Exchange Board of India Act, 1992.

5. The Model SME Equity Listing agreement specified in the „Annexure A“ shall come into force with immediate effect.

6. All Stock Exchanges are advised to:

   (i) execute the Listing Agreement with the issuing companies in line with the Model Listing agreement specified in the Annexure, without limiting or diluting any of the requirements thereof;

   (ii) make necessary and consequential amendments, if any, to their bye-laws for the implementation of the above decision;

   (iii) disseminate the same on their website for easy access to the Issuers and investors; and

   (iv) communicate to SEBI, the status of the implementation of the provisions of this circular in the Monthly Development Report.

7. This circular is available on SEBI website at www.sebi.gov.in under the categories “Legal Framework” and “Issues and Listing”.

Yours faithfully,

Sunil Kadam

General Manager

+91-22-26449630

+91-22-26449343

sunilk@sebi.gov.in