



**THE INSTITUTE OF
Company Secretaries of India**
IN PURSUIT OF PROFESSIONAL EXCELLENCE
Statutory body under an Act of Parliament

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CS UPDATE

Jan 22, 2010

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Forthcoming Programmes

- Forthcoming programs of NIRC-ICSI for the month of January 2010

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OTHER FORTHCOMING PROGRAMS OF NIRC-
ICSI
FOR THE MONTH OF JANUARY 2010

Day, Date & Time	Program	Program Credit Hours	Venue
Saturday 23.01.2010, 6.00 PM	West Zone Study Group Meeting on "Company Acquisitions and Related Issues"	One	CMC Ltd. Community Centre, C-58, 6th Floor, Behind Janak Cinema, Janak Puri, New Delhi
Saturday, 30.01.2010, 6 PM	East Zone Study Group Meeting on "Labour laws- Opportunities for CS"	One	Mother Teresa Public School, C-Block, Preet Vihar , Delhi
Sunday, 31.01.2010, 5 PM	North Zone Study Group Meeting (Topic to be informed through e-mail)	One	NGPA College, 3rd Floor, FD-4, Pitampura (Near Metro Station/Bajaj Capital), Delhi

**MEMBERS ARE CORDIALLY INVITED TO ATTEND THE
ABOVE PROGRAMS**

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Requirement of Fee Clearance and NOC – Non applicability in respect of certain category of members of stock exchanges

General Manager
Market Intermediaries Regulation
and Supervision Department - II
Email: sundaresanvs@sebi.gov.in

SEBI/MIRSD/Cir. No.03/2010
January 21, 2010

To
The Managing Directors of Stock Exchanges

Dear Sir/s,

Sub: Requirement of Fee Clearance and NOC – Non applicability in respect of certain category of members of stock exchanges

1. In terms of clause 4 (e) of SEBI Circular No.SEBI/SMD/SE/Cir-24/2003/18/06 dated June 18, 2003 members of the stock exchanges are required to obtain 'NOC' from SEBI through the respective stock exchanges before claiming refund of excess Base Minimum Capital from the stock exchange.

2. Further, in terms of clause 4 of SEBI Circular No.MIRSD/MSS/Cir-30/13289/03 dated July 9, 2003, members of the stock exchanges are required to obtain 'fee clearance' from SEBI through the respective stock exchanges for the following purposes:

- (a) Change in shareholding pattern without change in control,
- (b) Issue and redemption of preference shares, issue of bonus shares, and
- (c) Change in directors other than designated / whole time directors

3. On a review, it has been decided that the above referred provisions of the aforesaid circulars ***shall, henceforth, be not applicable*** to the following categories of members of the stock exchanges:

- (i) trading members and clearing members in the equity derivatives and currency derivatives segments

(ii) stock brokers in the cash segment who are covered under Schedule III A [payment of fees by stock brokers] of the SEBI (Stock Brokers and Sub-brokers) Regulations, 1992 and

(iii) stock brokers in the cash segment who may migrate to Schedule III A [payment of fees by stock brokers] of the SEBI (Stock Brokers and Sub-brokers) Regulations, 1992 in future (as and when they migrate).

4. However, the stock brokers who are covered under Schedule III [payment of fees by stock brokers] of the SEBI (Stock Brokers and Sub-brokers) Regulations, 1992 will be required to comply with the above referred provisions of the aforesaid circulars.

5. Stock Exchanges are advised to :

(a) issue necessary instructions to bring the provisions of this Circular to the notice of their constituents and also disseminate the same on their websites;

(b) make necessary amendments to the relevant bye-laws, rules and regulations for the implementation of the above; and

(c) communicate to SEBI, the status of the implementation of the provisions of this Circular by February 28, 2010 .

6. This Circular is issued in exercise of powers conferred under Section 11 (1) of the Securities and Exchange Board of India Act, 1992 to protect the interests of investors in securities and to promote the development of, and to regulate the securities market and shall come into effect from the date of this Circular.

Yours faithfully,

V.S. SUNDARESAN

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RESERVE BANK OF INDIA

RBI/2009-10/ 290
A.P. (DIR Series) Circular No. 27

January 19, 2010

To
All Authorised Dealer Category - I Banks

Madam / Sir,

**Guidelines on trading of Currency Futures
in Recognized Stock Exchanges**

Attention of Authorized Dealers Category – I (AD Category – I) banks is invited to [A.P.\(DIR Series\) Circular No. 05](#) dated August 06, 2008, permitting persons resident in India to participate in the currency futures market in India, subject to the directions contained in Currency Futures (Reserve Bank) Directions, 2008 [[Notification No. FED.1/ DG \(SG\)-2008 dated August 6, 2008](#)].

2. Currently, persons resident in India are permitted only to trade in US Dollar (USD) - Indian Rupee (INR) currency futures contracts in recognized stock exchanges. In order to facilitate direct hedging of currency risk in other currency pairs as well, it has been decided, as announced in the Second Quarter Review of Monetary Policy 2009-10 (Para 117), to permit the recognized stock exchanges to offer currency futures contracts in the currency pairs of Euro-INR, Japanese Yen (JPY)-INR and Pound Sterling (GBP)-INR, in addition to the USD-INR contracts, with immediate effect.

3. Accordingly, the Notification No.FED. 2 / ED (HRK)-2009 dated January 19, 2010 viz. Currency Futures (Reserve Bank) (Amendment) Directions, 2010, amending the Directions notified vide [Notification No.FED.1/DG\(SG\)-2008](#) dated August 6, 2008 has been issued. A copy of the Notification is annexed.

4. AD Category-I banks may bring the contents of this circular to the notice of their constituents and customers, concerned.

5. This circular has been issued under Sections 10(4) and 11(1) of the Foreign Exchange Management Act, 1999 (42 of 1999) and is without prejudice to permissions / approvals, if any, required under any other law.

Yours faithfully,

Salim Gangadharan
Chief General Manager-in-charge

Annex

**[A.P.(DIR Series) Circular No.27
dated January 19, 2010]**

**Currency Futures (Reserve Bank) (Amendment) Directions, 2010
Notification No. FED. 2/ ED (HRK)-2010 dated January 19, 2010**

The Reserve Bank of India having considered necessary in the public interest and having regard to the need for regulating the financial system of the country to its advantage, in exercise of its powers conferred by section 45W of the Reserve Bank of India Act, 1934 and of all the powers enabling it in this behalf, hereby makes the following amendments to the Currency Futures (Reserve Bank) Directions, 2008 which were notified vide [Notification No. FED.1/ DG \(SG\)-2008](#) dated August 6, 2008 and published in Part III, Section 4 of the Gazette of India (Weekly) dated October 11, 2008.

1. Short title and commencement of the directions

These Directions may be called the Currency Futures (Reserve Bank) (Amendment) Directions, 2010 and they shall come into force with effect from January 19, 2010.

2. Amendment of the directions

In paragraph 4 of the Currency Futures (Reserve Bank) Directions, 2008, (i) in clause (a), after the words "Only USD-INR", the comma and words, ", Euro-INR, Pound Sterling (GBP)-INR and Japanese Yen (JPY)-INR " shall be inserted.

(ii) in clause (b), after the words "USD 1000", the words, " for USD-INR contracts, Euro 1000 for Euro-INR contracts, GBP 1000 for GBP-INR contracts and JPY 100,000 for JPY-INR contracts." shall be inserted.

(iii) for clause (e) , the following clause shall be substituted, namely :-

"e. The settlement price for USD-INR and Euro-INR contracts shall be the Reserve Bank's Reference Rates and for GBP-INR and JPY-INR contracts shall be the exchange rates published by the Reserve Bank in its press release on the last trading day."

**(H. R. Khan)
Executive Director**

Foot Note: -

The principal regulations were published in the Official Gazette No. 41 dated October 11 - October 17, 2008 in Part III - Section 4 [Miscellaneous Notifications including Notifications, Orders, Advertisements and Notices issued by Statutory Bodies] vide No. FED.1 / DG (SG) – 2008.

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