



**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

September 28, 2010

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FORTHCOMING PROGRAMME

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International Competition Law Conference, October 19, 2010, New Delhi

September 20, 2010

Dear Members,

Sub: International Competition Law Conference, October 19, 2010, New Delhi

You are aware that the ICSI is actively engaged in capacity building of its members in new and emerging areas. The Competition Law is one such area where the Company Secretaries by virtue of their knowledge and expertise can render valuable services to corporates and clients, by appearing before Competition Commission of India and Competition Appellate Tribunal besides advisory services on competition related matters.

Carrying forward its capacity building initiatives in Competition Law, the ICSI is pleased to be associated as **Knowledge Partner** in the organisation of International Competition Law Conference being hosted by Competition Law Bar Association on [October 19, 2010 at New Delhi](#).

I invite you to register for the Conference and benefit from the interaction with galaxy of experts in competition law.

A copy of the brochure is placed below for your ready reference.

For more details please visit www.competitionlaw2010.com.

With kind regards,

Your sincerely,

(N K JAIN)
SECRETARY & CEO

To view as a Webpage, [click here](#)



INTERNATIONAL COMPETITION LAW CONFERENCE

19th October 2010
The Lalit Hotel, New Delhi

SPEAKERS

- A. K. Chauhan
DG, CCI, India
- A. N. Haksar
Senior Advocate, India
- Anand S. Pathak
Partner, P&A Law Offices, India
- Bobby Chandhoke
Senior Partner, Luthra & Luthra, India
- Bernard E. Amory
Partner, Jones Day, Belgium
- Christine C. Wilson
Partner, O'Melveny & Myers LLP, USA
- Dhanendra Kumar
Chairman, CCI, India
- D. S. Sengar
Director, ILI, India
- Dushyant Dave
Senior Advocate, India
- Ian Forrester
QC, Partner, White & Case, Belgium
- Joseph Winterscheid
Partner, McDermott, USA
- K. K. Sharma
Advisor, CCI, India
- Kala Anandarajah
Partner, Rajah & Tann LLP, Singapore
- Madhu Khatri
Corp. Vice President and General Counsel, Wipro Ltd., India
- Manas Kumar Chaudhuri
Partner, Khaitan & Co, India
- Marc Waha
Partner, Norton Rose, Hong Kong
- Martina Maier
Partner, McDermott, Belgium
- P. N. Parashar
Member, CCI, India
- Pravin Tripathi
Member, COMPAT, India
- P. H. Parekh
Senior Advocate, India
- Percy Billimoria
Partner, AZB & Partners, India
- Rahul Goel
Partner, Seth Dua & Associates, India
- Rahul Sarin
Member, COMPAT, India
- Riccardo Celli
Partner, O'Melveny & Myers LLP, Belgium
- Vijaya Sampath
General Counsel & Company Secy., Bharti Enterprises Ltd., India

INTERNATIONAL COMPETITION LAW CONFERENCE

Competition Law Bar Association is hosting a Conference covering all aspects of the Indian and Foreign Competition Laws. This coincides with the 1st Anniversary of the Competition Appellate Tribunal (COMPAT).

The inaugural and valedictory sessions are being organized by COMPAT whereas Competition Law Bar Association would be organizing four technical sessions with academic inputs provided by the Indian Law Institute, the Premier Legal Research Institute and Amity Law School.

Hon'ble Judges of the Supreme Court, High Courts; Chairman & Members of Competition Commission of India, Dignitaries from Government of India; Lawyers; Chartered Accountants; Company Secretaries and other Professionals; Policy Makers; Academicians; Students from various Universities and Eminent persons in the field of Competition Law from different parts of the World are likely to participate.

Primarily in four technical sessions which are being organized, the various aspects of the newly enforced Competition Law would be discussed.

Please block the 19th October 2010 in your schedule of engagements.

Email us at: secretariat@competitionlaw2010.com

**Last Date of Early
bird Registration is
27th September.**

COMPETITION LAW BAR ASSOCIATION EXECUTIVE COMMITTEE

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- Dr. V. K. Aggarwal
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 - Hon'ble Mr. M. Veerappa Moily
Minister of Law & Justice, Government of India
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Chief Justice of India
 - Hon'ble Dr. Justice Arijit Pasayat
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 - Hon'ble Mr. Goolam. E. Vahanvati
Attorney General of India
 - Hon'ble Mr. Gopal Subramaniam
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MCA Updates

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**ANNUAL FILING OF BALANCE SHEET AND ANNUAL RETURN FOR THE
CURRENT YEAR**

Dear Professional Colleagues,

The Institute has received a request letter from the Ministry of Corporate Affairs regarding streamlining the filing of Balance Sheet and Annual Return to RoC by companies during the month of October and November, 2010 and avoidance of the last minute rush and system congestion in MCA21 during that period. Copy of the letter is appended below for your ready reference.

Regards,

Yours sincerely,

CS N K Jain
Secretary & CEO

DO No. HQ/60/2005-Computerisation

Avinash K. Srivastava
Joint Secretary



Government of India
Ministry of Corporate Affairs
New Delhi

Dated: September 22, 2010

Dear Shri Khanvalkar,

This has reference to streamlining the filing of Balance Sheet and Annual Return to RoC by companies during the month of October and November, 2010 and avoidance of the last minute rush and system congestion in MCA21 during that period.

2. The Ministry has initiated multipronged actions so that peak filing during the month of October and November, 2010 can be smoothened under MCA21. Initiatives have also been taken to augment the infrastructural facilities to meet the extra load during that period.

3. The Ministry seeks the support of the professionals from your Institute towards filing Annual Returns and Balance Sheets in an organized manner so that peak hour filing rush during the month of October and November, 2010 can be met smoothly.

4. The Ministry requests the Companies to plan filing of their statutory returns / Forms as per Schedule below drawn in alphabetical order of the names of companies. I seek your active co-operation in dissemination of the information

amongst the professionals to plan and file the Annual Returns and Balance Sheets as per the following order:-

Preferable Dates for filing			
Company Names starting with	September 2010	October 2010	November 2010
Alphabets A to D	All days during the month	1 st Oct to 05 Oct 2010	1 st Nov to 05 Nov 2010
Alphabets E to K	-do-	6 th Oct to 10 th Oct 2010	6 th Nov to 10 th Nov 2010
Alphabets L to Q	-do-	11 th Oct to 15 th Oct 2010	11 th Nov to 15 th Nov 2010
Alphabets R & S	-do-	16 th Oct to 20 th Oct 2010	16 th Nov to 20 th Nov 2010
Alphabets T to Z	-do-	21 st Oct to 25 th Oct 2010	21 st Nov to 25 th Nov 2010
Remaining/ Left out companies	-do-	26 th Oct to 31 st Oct 2010	26 th Nov to 30 th Nov 2010

With best regards,

Yours sincerely,
(Avinash Srivastava)

Shri Vinayak Sadashiv Khanvalkar
President, ICSI
3-4, Aishwarya Sankul
S. No. 17, G.A. Kulkarni Path,
Opp. Joshi Railway Museum, Kothrud
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RENEWAL OF CERTIFIED FILING CENTRES (CFC)

Government of India

Ministry of Corporate Affairs

NOTICE

RENEWAL OF CERTIFIED FILING CENTRES (CFC)

The Ministry revived the Scheme of Certified Filing Centres (CFCs) and renewed the same for a further period of three years from July 01, 2010. The registration process for the renewed Scheme started from 1st July 2010 and was kept open for 2 months. The two months registration period is ending on 31st August 2010.

Requests have been received from various quarters seeking extension of the registration process for a further period. The Ministry has considered requests and has decided to extend the registration process for a further period of 3 months from September 1, 2010.

Professionals are requested to avail this opportunity.

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RBI Updates

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Bank loans for financing promoters contribution

RBI/2010-11/214

DBOD.No.BP.BC. 42 /21.04.141/2010-11

September 27, 2010

The Chairmen and Managing Directors/
Chief Executive Officers of
All Commercial Banks
(excluding Regional Rural Banks)

Dear Sir/Madam,

Bank loans for financing promoters contribution

In terms of para 8 of Master Circular No. DBOD.Dir.BC.90/13.07.05/98 dated August 28, 1998 on 'Bank Finance against Shares and Debentures', promoters' contribution towards the equity capital of a company should come from their own resources and banks should not normally grant advances to take up shares of other companies (A few exceptions have been made viz. allowing banks to extend financial assistance to Indian companies for acquisition of equity in overseas joint ventures / wholly owned subsidiaries or in other overseas companies, to successful bidders for acquisition of shares of the PSUs under the Government of India's disinvestment programme, etc.).

2. In this connection, we advise that the above mentioned restriction on grant of bank advances for financing promoters' contribution towards equity capital would also extend to bank finance to activities related to such acquisitions like payment of non compete fee, etc.

3. It is further advised that these restrictions would also be applicable to bank finance to such activities by overseas branches/subsidiaries of Indian banks.

Yours faithfully,

(B. Mahapatra)
Chief General Manager –in-Charge

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