



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

Dear Professional Colleagues,

Sub.: Clarification regarding applicability of Companies (Acceptance of Deposits) Rules, 2014.

The Ministry of Corporate Affairs has vide General Circular No. 05/2015 dated March 30, 2015 issued clarification with regard to the applicability of the Companies (Acceptance of Deposits) Rules, 2014 on the amounts received by private companies from their members, directors or their relatives before April 1, 2014.

MCA has clarified that the amount received by private companies prior to April 1, 2014 shall not be treated as deposits under the Companies Act, 2013 and Companies (Acceptance of Deposits) Rules, 2014. This is subject to a condition that relevant private company shall disclose, in the notes to its financial statement for the financial year commencing on or after April 01, 2014 the figure of such amounts and the accounting head in which such amounts have been shown in the financial statement.

Further, any renewal or acceptance of fresh deposits shall be in accordance with the provisions of the Companies Act, 2013 and rules and there under.

The circular is available at the link: http://www.mca.gov.in/Ministry/pdf/General_Circular_5-2015.pdf

Regards,

(CS Sutanu Sinha)

Officiating Secretary & Chief Executive

The ICSI