

Info Capsule

Monday
November 23, 2020

President : CS Ashish Garg

Vice President : CS Nagendra D. Rao

❖ Latest @ ICSI

• Press Release

The ICSI signs MoU with Poonawalla Finance Private Limited for Special Term Loan for Company Secretaries (November 21, 2020)

The ICSI has signed a MoU with Poonawalla Finance Private Limited (PFPL), for a special financial assistance scheme for Company Secretary Professionals. Under the scheme, PFPL would provide a collateral-free special Term Loan product to over 65,000 Company Secretaries across India with zero processing fees for loans upto 36 months, attractive interest rate, zero prepayment charges, 100% digital processing with minimum documentation and other benefits.

For details:

https://www.icsi.edu/media/webmodules/PR_ICSI_signs_MoU_with_PoonawallaFinancePvtLtd_Special_Term_Loan_CS.pdf



THE INSTITUTE OF
Company Secretaries of India

भारतीय कम्पनी सचिव संस्थान

IN PURSUIT OF PROFESSIONAL EXCELLENCE

Statutory body under an Act of Parliament

(Under the jurisdiction of Ministry of Corporate Affairs)

❖ Securities Laws & Capital Markets

SEBI Consultation Papers/Reports

- **Consultation Paper on Review of requirement of Minimum Public Offer for large issuers in terms of Securities Contracts (Regulation) Rules, 1957 (November 20, 2020)**

The SEBI has placed a consultation paper on 'Review of requirement of Minimum Public Offer for large issuers in terms of Securities Contracts (Regulation) Rules, 1957' for public comments. It is proposed to reduce minimum offer to public for large issuers to 5% of post issue market capital exceeding Rs. 10,000 crores, as per the details given in this report. Comments may be sent to SEBI latest by December 07, 2020.

For details:

https://www.sebi.gov.in/reports-and-statistics/reports/nov-2020/consultation-paper-on-review-of-requirement-of-minimum-public-offer-for-large-issuers-in-terms-of-securities-contracts-regulation-rules-1957_48213.html

- **Consultation Paper on Review of SEBI (Delisting of Equity Shares) Regulations, 2009 (November 20, 2020)**

The SEBI has placed a consultation paper on 'review of SEBI (Delisting of Equity Shares) Regulations, 2009' for public comments. Through this consultation paper, a comprehensive review of the delisting regulations is proposed to further streamline and strengthen the delisting process / regulations. Comments may be sent to SEBI latest by December 21, 2020.

For details:

https://www.sebi.gov.in/reports-and-statistics/reports/nov-2020/consultation-paper-on-review-of-sebi-delisting-of-equity-shares-regulations-2009_48212.html

• **Report on Disclosures Pertaining to Analyst Meets, Investor Meets and Conference Calls (November 20, 2020)**

The SEBI has placed a Report on 'Disclosures Pertaining to Analyst Meets, Investor Meets and Conference Calls' on its website for public comments. A sub-group under the chairmanship of Mr. Keki Mistry, Vice-Chairman and CEO of HDFC Ltd, was formed on the recommendations of Primary Markets Advisory Committee (PMAC), to deal with issues concerning to sharing of information with select investors and strengthen the disclosure framework. The sub-group recommended that the requirements mentioned in the report should be made applicable in a phased manner. Comments may be sent to SEBI in prescribed format latest by December 21, 2020.

For details:

https://www.sebi.gov.in/reports-and-statistics/reports/nov-2020/report-on-disclosures-pertaining-to-analyst-meets-investor-meets-and-conference-calls_48208.html

SEBI Adjudication Orders (November 20, 2020)

S. No.	Name of entity on which penalty is imposed	Alleged Violations	Penalty (in Rs.)
1)	Saira Amanatali Shaikh and Abhijeet Chandrahas Asai (In the matter of Hasti Finance Ltd.)	Deliberately manipulated the price of the scrip and created a misleading appearance of trading in the scrip to induce innocent investors in the securities market thereby contravening the provisions of Regulations 3 (a), (b), (c), (d), 4 (1), 4 (2) (a), and 4 (2) (e) of SEBI (PFUTP) Regulations, 2003.	5 lakh each
2)	Divyesh Ashwin Sukhadia (Managing Director) Dharmesh Ashwin Sukhadia and Anuj Vipin Sukhadia (Whole Time Directors)	Making reckless and careless representation and by making false, misleading, deceptive and manipulative disclosures in the prospectus, they misled the investors and induced them to subscribe to the shares in the IPO of Paramount Print packaging Ltd., thus violated the provisions of Section 12 A (a),(b),(c) of the SEBI Act,1992 and regulations 3 (b),(c),(d), 4 (1), 4(2) (e), (f), (k), (r) of the SEBI (PFUTP) Regulations and Regulations 57 (1) and 57 (2) (a) r/w Clause 2 (XVI) (B) (2) of part A of schedule VIII and 60 (7) (a) of the SEBI (ICDR) Regulations, 2003.	15 lakh each

For details:

<https://www.sebi.gov.in/sebiweb/home/HomeAction.do?doListingAll=yes>

❖ **Indirect Tax**

• **Customs**

Clarifications regarding availment of exemption on temporary import of durable Containers - Circular No. 51/2020 (November 20, 2020)

The empty containers shall be required to be declared as an item in the bill of entry filed under section 46 of the Customs Act, 1962. The durable container shall be required to be filed as separate item (either in the same invoice or in different invoice as per commercial agreement) in addition to the export laden cargo under Section 50 of the Customs Act, 1962, for the goods meant for export.

For details:

<https://www.cbic.gov.in/resources//htdocs-cbec/customs/cs-circulars/cs-circulars-2020/Circular-No-51-2020-updated.pdf>

❖ **Banking and Insurance**

- RBI releases the Report of the Internal Working Group to Review Extant Ownership Guidelines and Corporate Structure for Indian Private Sector Banks (November 20, 2020)
The Reserve Bank of India had constituted an Internal Working Group (IWG) on June 12, 2020 to review extant ownership guidelines and corporate structure for Indian private sector banks. The Terms of Reference of the IWG inter alia included review of the eligibility criteria for individuals/ entities to apply for banking license; examination of preferred corporate structure for banks and harmonisation of norms in this regard; and, review of norms for long-term shareholding in banks by the promoters and other shareholders.

For details:

https://www.rbi.org.in/Scripts/BS_PressReleaseDisplay.aspx?prid=50695

- **Insurance policy for gas cylinder blast – Check coverage, process to file claim, other details (November 20, 2020)**

There always exists a risk of gas cylinder blast in one's premises. Any such unfortunate event may lead to injuries or even death besides damage to the household property. But, not many could be aware of the fact there exists insurance against injuries, death and property damage arising out of gas cylinder blast. There is an LPG gas insurance policy of the nature of group insurance cover taken by the Oil Marketing Companies (OMCs) and even by the dealers.

OMCs such as Indian Oil Corporation Ltd (IOCL), Hindustan Petroleum Corporation Ltd (HPCL), Bharat Petroleum Corporation Ltd (BPCL), take comprehensive Insurance Policy under 'Public Liability Policy for Oil Industries' to provide speedy relief to the affected persons in case of LPG related accidents. It covers all LPG consumers registered with OMCs.

For details:

<https://www.financialexpress.com/money/insurance/insurance-policy-for-gas-cylinder-blast-check-coverage-process-to-file-claim-other-details/2132939/>

- **Reserve Bank of India reaches 1 million Twitter followers; first central bank globally to hit milestone (November 22, 2020)**

In less than nine years, India's Reserve Bank of India (RBI) has become the first central bank in the world to achieve the 1-million-follower mark on the microblogging network Twitter on November 22, 2020.

For details:

<https://www.financialexpress.com/industry/banking-finance/reserve-bank-of-india-reaches-1-million-twitter-followers-first-central-bank-globally-to-hit-milestone/2133892/>

❖ Terminology for today

Alpha

A measure of the difference between a fund's actual returns and its expected performance, given its level of risk as measured by beta. A positive alpha figure indicates the fund has performed better than its beta would predict. In contrast, a negative alpha indicates the fund's underperformance, given the expectations established by the fund's beta. Alpha, beta and R-squared are considered MPT (Modern Portfolio Theory) statistics and are based on a least-squared regression of the fund's return over Treasury bills (called excess return) and the excess returns of the fund's benchmark index.

❖ Market Watch

Stock Market Indices as on 23.11.2020	
S & P BSE Sensex	44077.15 (+194.90)
Nifty 50	12926.45 (+67.40)

Foreign Exchange Rates as on 20.11.2020 (https://www.fbil.org.in/#/home)			
INR / 1 USD	INR / 1 GBP	INR / 1 EUR	INR / 1 JPY
74.1598	98.4956	88.1547	.7147

Prepared by Directorate of Academics

For any suggestions, please write to academics@icsi.edu, or call at 01204082269

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"To be a global leader in promoting
good corporate governance"

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Speak the truth. Abide by the law.

MISSION
"To develop high calibre professionals
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