

Info Capsule

President
CS Manish Gupta
Vice President
CS B Narasimhan

❖ Latest @ ICSI

Feedback on Company Forms in MCA21-V3 Portal

As you are aware, the Ministry of Corporate Affairs w.e.f. August 31, 2022 migrated filing of 9 Company Forms from MCA 21 V2 to V3 Portal.

The Ministry of Corporate Affairs w.e.f. January 23, 2023, has launched second set of Company Forms covering 56 forms on MCA21-V3 Portal for filing purposes. The list of all 56 Company Forms is available on MCA website.

The Institute of Company Secretaries of India, in its attempt to further facilitate the stakeholders and ensure smooth transition and implementation, is sharing your feedback to the Ministry of Corporate Affairs (MCA) on regular basis. Such feedback is constantly and closely monitored by MCA at all levels for timely resolution.

We request you to share your inputs/ issues/suggestions on filing of Company Forms in MCA V3 at the link given below:

<https://forms.gle/m5NGoCbt4TibuD196>

We thank you for your continued support and hope for association in the future as well.

❖ Securities Laws and Capital Market

• Now, listed firms will have to make all business deals public (July 18, 2023)

Listed companies must disclose to the public all information on business deals and arrangements that have a bearing on their prospects. SEBI last week tightened the listing obligations and disclosure requirements (LODR) regulations that mandated firms to reveal all contracts and arrangements pertaining to strategic, technical, manufacturing, and marketing tie-ups to boost transparency. Till now, companies enjoyed the discretion of determining whether a piece of information or event would be 'material' enough to be disclosed to the public. The changes are aimed at ensuring that key criteria relevant for the market and investors are disclosed within specified timelines rather than a discretion-based approach.

A noteworthy change is the implication on existing events or continuing events, which become material due to the objective parameters, will mandate that companies will now need to retrospectively look back at all those events to check if a disclosure is needed. The amendments effective July 15 will require companies to disclose to shareholders all deals without exception.

For details:

<https://economictimes.indiatimes.com/markets/stocks/news/now-listed-firms-will-have-to-make-all-business-deals-public/articleshow/101840513.cms>

• NSE, BSE to conduct special pre-open session for Reliance on July 20 due to demerger of biz arm (July 18, 2023)

The National Stock Exchange (NSE) will conduct a special pre-market session on July 20, 2023 for Reliance Industries Ltd. on account of demerger of its financial services business into Reliance Strategic Investments Limited. The Bombay Stock Exchange (BSE) also announced that Jio Financial will be added to 18 of the S&P BSE indices, including the S&P BSE Sensex, starting July 20, 2023 for a period of three days - on account of Reliance Industries being a part of the special pre-open session.

For details:

<https://www.livemint.com/market/stock-market-news/nse-bse-to-conduct-special-pre-open-session-for-reliance-on-july-20-due-to-demerger-of-biz-arm-details-here-11689612883497.html>

❖ **Indirect Tax**

Goods & Services Tax

Clarification by Central Board of Indirect Taxes & Customs (CBIC) on certain issues in Goods and Services Tax (GST) (July 17, 2023)

Central Board of Indirect Taxes & Customs (CBIC) made few clarifications on certain important issues in Goods and Services Tax (GST) as on July 17, 2023. They are as follows:

1. Clarification on charging of interest under section 50(3) of the CGST Act, 2017, in cases of wrong availment of IGST credit and reversal thereof (Circular No. 192/04/2023);
2. Clarification to deal with difference in Input Tax Credit (ITC) availed in FORM GSTR-3B as compared to that detailed in FORM GSTR-2A for the period 01.04.2019 to 31.12.2021 (Circular No. 193/05/2023);
3. Clarification on TCS liability under Sec 52 of the CGST Act, 2017 in case of multiple E-commerce Operators in one transaction. (Circular No. 194/06/2023);
4. Clarification on availability of ITC in respect of warranty replacement of parts and repair services during warranty period (Circular No. 195/07/2023);
5. Clarification on taxability of shares held in a subsidiary company by the holding company (Circular No. 196/08/2023);
6. Clarification on refund related issues (Circular No. 197/09/2023-GST);
7. Clarification on issue pertaining to e-invoice (Circular No. 198/10/2023-GST); and
8. Clarification regarding taxability of services provided by an office of an organisation in one State to the office of that organisation in another State, both being distinct persons (Circular No. 199/11/2023).

For details:

<https://taxinformation.cbic.gov.in/>

❖ **ESG**

IFC Invests EUR 100 Million to Boost Green Residential Mortgages in Romania, Mitigating Climate Change (July 17, 2023)

A targeted IFC investment aims to increase access to residential mortgages in Romania while helping mitigate climate change and strengthen the country's banking sector. IFC is providing EUR 100 million to Banca Transilvania (BT), the largest bank in the country, as part of a EUR 200 million subordinated debt financing package alongside the Asian Infrastructure Investment Bank (AIIB).

For details:

<https://esgnews.com/ifc-invests-eur-100-million-to-boost-green-residential-mortgages-in-romania-mitigating-climate-change/>

❖ *Business and Economic News*

Startups will increase 10 times in the next 4-5 years (July 16, 2023)

Union Minister of State for Skill Development & Entrepreneurship and Electronics & IT, Shri Rajeev Chandrasekhar, highlighted India's remarkable progress in building unicorns and startups, how they have successfully entered areas in emerging technologies, such as AI, Web 3, and deep tech. Speaking at the JITO Incubation Innovation Foundation (JIF) 6th Foundation Day & Investors/Startup Conclave in Hyderabad, the Minister engaged with industry leaders and aspiring young entrepreneurs.

Shri Rajeev Chandrasekhar emphasised the transformative journey India has embarked upon since 2014. From being predominantly focused on IT and ITes, the next 4-5 years will witness substantial growth for startups and unicorns, the Minister said during his interaction.

For details:

<https://pib.gov.in/PressReleasePage.aspx?PRID=1939976>

❖ *Terminology for Today*

GRESB – Global Real Estate Sustainability Benchmark: A benchmarking organization that assesses the sustainability performance of real estate portfolios and assets worldwide. The GRESB benchmark provides a comprehensive and standardized assessment of ESG practices in the real estate sector and helps real estate companies to improve their sustainability performance.

❖ *Market Watch*

| Stock Market Indices as on 18.07.2023 | |
|--|--------------------|
| S & P BSE Sensex | 66795.14 (+205.21) |
| Nifty 50 | 19749.25 (+37.80) |

| Foreign Exchange Rates as on 17.07.2023 <i>(https://www.geojit.com/currency-futures)</i> | | | |
|--|--------------------|--------------------|--------------------|
| INR / 1 USD | INR / 1 EUR | INR / 1 GBP | INR / 1 JPY |
| 82.13 | 92.19 | 107.53 | 0.59 |

Prepared by Directorate of Academics

For any suggestions, please write to academics@icsi.edu.

Disclaimer : Although due care and diligence have been taken in preparation and uploading this info capsule, the Institute shall not be responsible for any loss or damage, resulting from any action taken on the basis of the contents of this info capsule. Anyone wishing to act on the basis of the material contained herein should do so after cross checking with the original source.