

Info Capsule

Friday
January 20, 2023

President

CS Manish Gupta

Vice President

CS B Narasimhan

❖ **Business and Economic News**

eRupee can't be turned into cash directly, for now (January 19, 2023)

The central bank digital currency (CBDC), or the eRupee, cannot be converted currently into cash vice versa. The RBI will only issue eRupee against Bank Deposits and allow digital currency conversion into cash.

For details:

<https://timesofindia.indiatimes.com/business/india-business/erupeee-cant-be-turned-into-cash-directly-for-now/articleshow/97111996.cms>



**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)



**75
Azadi Ka
Amrit Mahotsav**

❖ **Latest @ ICSI**

● **Exposure Draft of ICSI Social Audit Standards**

The main objective of introducing the concept of Social Stock Exchanges is to attract participation of social investors in financing Social Enterprises. Furthermore, to strengthen the governance framework in these entities, provide better confidence to such investors and improve visibility and knowledge among stakeholders, SEBI vide regulation 91E of SEBI (LODR) Regulations, 2015 has introduced the concept of audit of Annual Impact Report by a Social Auditor. The ICSI has set up ICSI Institute of Social Auditors which has formulated the draft ICSI Social Audit Standards to provide guidance to conduct Social Audit of Social Enterprises engaged in any of the activities as enumerated under Regulation 292E(2)(a) of SEBI (ICDR), Regulations, 2018. The Exposure Draft of the ICSI Social Audit Standards are placed for public comments. Comments can be sent to: iisa@icsi.edu.

For details:

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

● **Feedback on Company Forms in MCA21-V3**

As you are aware, 9 Company forms (DIR3-KYC, DIR3-KYC web, CHG-1,4,6,8,9, DPT-3, DPT-4) are available in V3 portal of MCA for filing purposes.

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:

For details:

<https://forms.gle/nJsPM1psPWuqnYtt6>

❖ **Ministry of Corporate Affairs**

• **Notice inviting Public Comments on Insolvency and Bankruptcy Code, 2016 (January 18, 2023)**

Ministry of Corporate Affairs vide issuing notice dated January 01, 2023 has invited public comments on Insolvency and Bankruptcy Code, 2016. Changes under consideration are: to strengthen the functioning of the IBC; changes to the Code are being considered in relation to the admission of corporate insolvency resolution process ("CIRP") applications; streamlining the insolvency resolution process; recasting the liquidation process; and the role of service providers under the Code.

Suggestion/comments, if any, along with brief justification may be submitted online therein at the below mentioned weblink latest by 5:30 PM on 07.02.2023, https://ibbi.gov.in/webfront/discussion_paper/invitation_public/

For details:

<https://www.mca.gov.in/bin/dms/getdocument?mcs=%252F%252BvFPv8K3F2ph0vVgShgDA%253D%253D&type=open>

• **MCA Important Update (January 19, 2023)**

Stakeholders please note that Company Incorporation forms (Spice + Part A, Part B & RUN) will be available for filing purposes in V2 till 21st January 00:00 Hrs. These forms will be enabled on V3 portal from 23rd January 2023 00:00 Hours. Remaining 46 forms will also be available for filing purposes in V3 from 23rd January 2023 00:00 Hours.

For details:

<https://www.mca.gov.in/content/mca/global/en/home.html>

• **MCA Important Update (January 19, 2023)**

In view of the upcoming launch of 56 Company forms, V3 portal will not be available from 21st January 2023 to 22nd January 2023. V2 Portal for Company filing will remain available for all the forms during this period excluding Company Incorporation forms & other 46 forms as referred above.

For details:

<https://www.mca.gov.in/content/mca/global/en/home.html>

• **MCA Important Update (January 19, 2023)**

Stakeholders please note that for hassle free form filings in V3, all Signatories have to register themselves as Business User and associate their DSC in V3.

For details:

<https://www.mca.gov.in/content/mca/global/en/home.html>

❖ **Ministry of Finance**

DFS holds review meeting with heads of Public Sector Banks (January 19, 2023)

Department of Financial Services (DFS), Ministry of Finance, hold a full day review meeting with heads of Public Sector Banks (PSBs) and financial institutions on January 19, 2023. During the meeting, the progress of various social security (Jan Suraksha) schemes were reviewed. The progress in digitisation of process for getting the KCC was also discussed to improve the transparency. PSBs were advised to take necessary steps to digitise entire journey of KCC loans in a time-bound manner. The digitisation of KCC-Modified Interest Subvention Scheme (MISS) was also discussed and banks were told to start using the portal for their claims from FY 2021-22 onwards.

For details:

<https://www.pib.gov.in/PressReleasePage.aspx?PRID=1892250>

❖ **IFSCA**

Disclosures by Fund Management Entities for Environmental, Social or Governance (ESG) Schemes (January 18, 2023)

International Financial Services Centres Authority (IFSCA) specified the framework for disclosures by the Fund Management Entities (FMEs) which intend to launch ESG scheme(s).

With this framework, IFSCA laid down standards and practices (including guidance) for FMEs launching and managing ESG schemes. This framework is principle-based and largely aligned with international best practices. IFSCA will continue to monitor the developments in this area and may supplement / update from time to time.

For details:

<https://ifsc.gov.in/Viewer/Index/381>

❖ **Market Watch**

Stock Market Indices as on 20.01.2023	
S & P BSE Sensex	60621.77 (-236.66)
Nifty 50	18027.35 (-80.50)

Foreign Exchange Rates as on 19.01.2023 <i>(https://www.geojit.com/currency-futures)</i>			
INR / 1 USD	INR / 1 EUR	INR / 1 GBP	INR / 1 JPY
81.45	88.04	100.44	0.63

❖ **Banking and Insurance**

• **Auction of Sovereign Green Bonds (January 19, 2023)**

Government of India (GOI) has announced the sale (issue) of two Sovereign Green Bonds for a notified amount of ₹8,000 crore. The securities will be sold through Reserve Bank of India Mumbai Office, Fort, Mumbai – 400001. Bids for underwriting of the Additional Competitive Underwriting (ACU) portion can be submitted by 'Primary Dealers' from 09.00 a.m. up to 09:30 a.m. on January 25, 2023 (Wednesday) on the Reserve Bank of India Core Banking Solution (E-Kuber) system.

For details:

https://www.rbi.org.in/Scripts/BS_PressReleaseDisplay.aspx?prid=55077

• **Banks to report all interest income paid to account holders (January 20, 2023)**

Banks and post offices will now have to report all the amounts paid as interest to depositors as part of the move towards pre-filled income tax forms. The income tax department has abolished the threshold of Rs. 5,000 above which any interest paid to a depositor had to be earlier reported. In a recent notification, the Central Board of Direct Taxes has said that banks will have to report "any interest income exceeding Rs. zero" for all account and deposit holders in a financial year excluding Jan Dhan Accounts.

For details:

<https://www.financialexpress.com/industry/banking-finance/banks-to-report-all-interest-income-paid-to-account-holders/2954121/>

• **Tethering inflation is 2023 focus: RBI report (January 20, 2023)**

With Consumer Price-Based Inflation (CPI) easing below the upper tolerance band of 6 per cent, the focus for 2023 is to tether inflation at those levels and further align it to the target of 4 per cent by 2024, the Reserve Bank of India (RBI) has said in a report. Retail inflation eased to 5.72 per cent in December. In November, the inflation print was 5.88 per cent.

For details:

<https://indianexpress.com/article/business/economy/tethering-inflation-is-2023-focus-rbi-report-8392831/#:~:text=With%20consumer%20price%2Dbased%20inflation,5.72%20per%20cent%20in%20December.>

❖ *Insolvency and Bankruptcy*

Report of the Cross Border Insolvency Regulations Committee (CBIRC-II) on Group Insolvency (January 19, 2023)

Summary of Recommendations of the Committee inter-alia provides as under:

- i. A group insolvency framework that is voluntary, flexible and enabling in nature should be provided under the Code. Such a framework may be introduced in phases. In the first phase, only provisions governing domestic group insolvency may be enacted.
- ii. The MLEGI may not be adopted in India at present, and its adoption may be considered after enactment of single entity cross border insolvency laws and based on learnings from its implementation.
- iii. Jurisprudence on substantive consolidation, i.e., pooling of assets and liabilities of an insolvent group, is already developing under the Code through case law. This is a remedy resorted to in exceptional circumstances and provisions governing substantive consolidation may not be provided in the Code at present. The need for such provisions may be contemplated at a later stage, on the basis of practice and jurisprudence evolved in this regard.
- iv. In the group insolvency framework under the Code, a broad and inclusive definition of 'group' should be provided so as to include a large number of corporate debtors within the ambit of the framework. The definition of 'group' may be based on the criteria of control and significant ownership. This definition should be applicable to all entities that fall within the definition of a 'corporate debtor' under the Code, i.e., companies and limited liability partnerships. The group insolvency framework may not apply to financial service providers notified under Section 227 of the Code.
- v. The group insolvency framework under the Code should only apply to corporate debtors in respect of whom a corporate insolvency resolution process or liquidation process is ongoing. The law shall not apply to solvent members of the group.

For details:

<https://ibbi.gov.in/uploads/resources/9ff4f639c0d2a29ea188fd0cba332273.pdf>

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.

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

ICSI Motto
सत्यं वद। धर्मं चर।
इच्छते मेव प्रजातेः श्रेयते इत्यु मेव इच्छते

MISSION
"To develop high calibre professionals
facilitating good corporate governance"

Connect with ICSI

www.icsi.edu | [f](#) [t](#) [in](#) [v](#) [ig](#) | Online Helpdesk : <http://support.icsi.edu>