

Vision

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

Motto

सत्यं वद। धर्मं चर। इष्टार्थं कुरु। त्वात्के। अर्थादेः ह्यु कुरु। इच्छ।

Mission

"To develop high calibre professionals facilitating good corporate governance"

Tuesday, May 23, 2023

Info Capsule

President

CS Manish Gupta

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❖ 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

REITs and InvITs must ensure dematerialisation of securities by June 30: SEBI (May 22, 2023)

The SEBI has asked investment managers of Infrastructure Investment Trusts (InvITs) and Real Estate Investment Trusts (REITs) to ensure that securities of holding companies and special-purpose vehicles (SPVs) are held in dematerialized form. In case securities are held in physical form, the managers of the trusts have been given time till June 30, 2023 to implement the change. InvITs and REITs hold their assets through holding companies or SPVs, and investors are issued shares of these companies or the SPVs.

For details:

<https://www.moneycontrol.com/news/business/markets/reits-and-invits-must-ensure-dematerialisation-of-securities-by-june-30-sebi-10638541.html>

❖ ESG News

EU and Korea Launch Green Partnership to Deepen Cooperation on Climate Action, Clean Energy and Environmental Protection (May 22, 2023)

The EU and the Republic of Korea have established a Green Partnership with the aim of strengthening bilateral cooperation and exchanging best practices on climate action, clean and fair energy transition, protection of the environment, and other fields of the green transition. The Green Partnership was launched in Seoul during the EU-Korea Summit by Commission President, Ursula von der Leyen, and Korean President, Yoon Suk Yeol.

For details:

<https://esgnews.com/eu-and-korea-launch-green-partnership-to-deepen-cooperation-on-climate-action-clean-energy-and-environmental-protection/>

❖ **Direct Tax**

Income Tax department issues new guidelines on online gaming taxes [Circular No. 5 Dated May 22, 2023]

The Income Tax Department issued guidelines for the removal of difficulties in dealing with winnings from online games. According to the guidelines, anyone who is responsible for paying to anyone else any income by way of winnings from any online game during the financial year must deduct income tax on the net winnings from the person's user account. Also, tax is required to be deducted at the time of withdrawal as well as at the end of the financial year.

Multiple Wallets

Talking about multiple wallets under one user, CBDT said the main account must include every account of the user and will be registered with an online gaming intermediary. This wallet is where any taxable deposit, non-taxable deposit or the winning of the user is credited, and withdrawal by the user is debited. However, one deductor with multiple platforms must calculate the tax required to be deducted for each platform separately. Further, the notice clarified that self-transfer between a user's multiple accounts on the same platform shall not be considered a withdrawal or deposit.

Bonus

The CBDT noted that any deposit in the form of a bonus, referral bonus, incentives, etc, would form part of net winnings and is liable for tax to be deducted at the time of withdrawal as well as at the end of the financial year. For non-taxable deposits, CBDT said it's necessary that the amount deposited by the user is not taxable — it's from already taxed income or not tax-chargeable. In a case where the user borrows the money and deposits it in his user account, it will be considered a non-taxable deposit.

Withdrawal of a small amount

If the withdrawal amount is very small, the tax will not be deducted if the net winnings or part of the amount withdrawn do not exceed Rs 100 per month. However, the tax will be deducted when the net winnings from withdrawal exceed Rs 100 in the same month or a subsequent month, or if there is no such withdrawal, at the end of the financial year.

For details:

<https://incometaxindia.gov.in/communications/circular/circular-5-2023.pdf>

❖ **Terminology for today**

Net Zero Asset Owner Alliance

A United Nations convened group of 42 institutional investors who have committed to transitioning their investment portfolios to Net Zero GHG emissions by 2050.

❖ **Banking**

• **Conference for the Directors on the Boards of Public Sector Banks (May 22, 2023)**

The Reserve Bank on May 22, 2023 held a Conference for the Directors on the Boards of Public Sector Banks. 'Governance in Banks - Driving Sustainable Growth and Stability' was the theme of the conference. The Governor acknowledged the role played by the banks in supporting the economy and maintaining resilience along with improved financial performance in the face of several adverse shocks in recent times. He exhorted the Directors of banks to further strengthen the governance and assurance functions (risk management, compliance and internal audit) so that the banks are able to identify and mitigate risks at an early stage. The Governor also emphasized the need for banks to ensure continued financial and operational resilience.

For details:

https://rbi.org.in/Scripts/BS_PressReleaseDisplay.aspx?prid=55719

• **Aadhar or ID cards are not required for exchanging Rs. 2,000 notes (May 22, 2023)**

If you are going to exchange Rs. 2,000 notes, then you don't need to show any government issued identity card like Aadhaar at the bank branch, a Punjab National Bank official told newswire agency ANI. The clarification came after old forms circulated online seeking additional personal information for exchanging Rs. 2,000 currency notes. Earlier, in a communication to the Chief General Manager of all its local head offices, the State Bank of India (SBI) informed that the facility of exchange of Rs. 2,000 currency notes by the public up to a limit of Rs. 20,000 at a time will be allowed without obtaining any requisition slip. The Reserve Bank of India (RBI) had announced on May 19 the withdrawal of Rs. 2,000 currency notes but gave the public until September 30 to either deposit the Rs. 2,000 notes in accounts or exchange them at banks.

For details:

<https://economictimes.indiatimes.com/industry/banking/finance/banking/aadhar-or-id-cards-are-not-required-for-exchanging-rs-2000-notes/articleshow/100437680.cms>

❖ **Market Watch**

Stock Market Indices as on 23.05.2023

S & P BSE Sensex	61981.79 (+18.11)
Nifty 50	18348.00 (+33.60)

Foreign Exchange Rates as on 22.05.2023

(<https://www.geojit.com/currency-futures>)

INR / 1 USD	INR / 1 EUR	INR / 1 GBP	INR / 1 JPY
82.84	89.51	103.08	0.60

Prepared by Directorate of Academics

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

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