

MONTHLY UPDATE

CIRCULARS/NOTIFICATIONS ISSUED BY RBI, SEBI AND MCA

30th NOVEMBER 2016

I. RBI

S.NO	DATE	CIRCULAR/ NOTIFICATION NO.	PARTICULARS	SHORT SUMMARY	EFFECTIVE DATE	ATTACHME NT/ LINK
1.	07.11.2016	RBI/2016- 17/110 <u>Reference to earlier circular</u> <u>Master Direction No.5 dated 01.01.2016</u>	Clarifications on hedging in External Commercial Borrowings	<u>External Commercial Borrowings, Trade Credit, Borrowing and Lending in Foreign Currency by Authorised Dealers and Persons other than Authorised Dealers</u> RBI has issued clarifications in relation to Master Direction No. 5 dated 01.01.2016 with the view to provide clarity and bring uniformity in hedging practices in the market so as to effectively address currency risk at a systemic level	07.11.2016	RBI/2016- 17/110
2.	08.11.2016	RBI/2016- 17/111	Withdrawn of Legal tender character of Bank Notes in denomination of Rs.500 and Rs.1000.	Central Government has withdrawn from immediate effect the legal tender character of the existing and any older series banknotes in the denominations of Rs.500 & Rs.1000.	08.11.2016	RBI/2016- 17/111

3.	11.10.2016	RBI/2016-17/127	Issue of Pre-Paid Instruments to foreign tourists	RBI has allowed Authorized Persons to issue Pre-paid instruments to foreign tourists in exchange of foreign exchange tendered. Passport of foreign citizen may be treated as valid document for issuance of the said instrument.	11.10.2016	RBI/2016-17/127
4.	17.11.2016	RBI/FED/2015-16/5 RBI/2016-17/137 <u>Reference to previous Notification</u> No. FEMA. 12(R)/2015-RB dated December 29, 2015	Foreign Exchange Management (Insurance) Regulations, 2015	RBI has modified the Memorandum of Foreign Exchange Management Regulations relating to General/Health Insurance (GIM) and Life Insurance (LIM). Accordingly, Master Direction No.9 issued on 01.01.2016 relating to insurance has been updated.	17.11.2016	RBI/2016-17/137 RBI/FED/2015-16/5
5.	17.11.2016	RBI/2016-17/138	Investment by Foreign Portfolio Investors (FPI) in corporate debt securities	RBI has allowed FPIs to invest in Unlisted corporate debt securities subject to minimum residual maturity of three years and end use-restriction on investment and Securitised debt instruments. Such investment shall not exceed Rs.35,000 crore within the extant investment limits prescribed for corporate bond from time to time	17.11.2016	RBI/2016-17/138

6.	23.11.2016	RBI/2016-17/151	Deposit of specified banknotes (SBN) in Small Savings Schemes	The specified banknotes are no longer allowed to be deposited in Small Savings Schemes with immediate effect.	23.11.2016	RBI/2016-17/151
7.	25.11.2016	RBI/2016-17/157	Exchange facility to foreign citizens	Foreign citizens visiting India are allowed to exchange their foreign currency into Indian currency notes upto a limit of Rs.5000 per week till December 15, 2016 subject to submitting a self-declaration that this facility has not been availed of during the week. Authorized Person shall keep the passport details and the above declaration on record.	25.11.2016	RBI/2016-17/157

II. SEBI

S.NO.	DATE	CIRCULAR/ NOTIFICATION NO.	PARTICULARS	SHORT SUMMARY	EFFECTIVE DATE	ATTACHMENT/ LINK
1.	01.11.2016	SEBI/HO/MIRSD/MIRSD4/CIR/P/2016/119	Enhanced Standards for Credit Rating Agencies (CRAs)	In order to bring greater transparency in the policies of CRAs, SEBI has issued guidelines relating to formulation of Rating Criteria, Accountability of Rating Analysts, Disclosures and Internal audit of CRAs.	Within 60 days of issuing this circular i.e 31 st December, 2016	SEBI/HO/MIRSD/MIRSD4/CIR/P/2016/119
2.	10.11.2016	Circular No. CIR/MIRSD/120 /2016 <i>Reference to previous Circular No. CIR/MIRSD/66/2016 dated July 21, 2016</i>	Uploading of the existing clients' KYC details with Central KYC Records Registry (CKYCR) System by the registered intermediaries	Central government has directed registered intermediaries to update their IT systems and register all new accounts of individuals in accordance with CKYCR template. Time lines have been provided in respect of uploading of KYC data of existing clients .	10.11.2016	Circular No. CIR/MIRSD/120 /2016
3.	17.11.2016	Circular No. CIR/IMD/FPIC/123/2016 <i>Existing circular reference</i> CIR/MIRSD/01/2013 dated January 04, 2013 and CIR/MIRSD/07/2013 dated September 12, 2013.	Review of requirement for copy of PAN Card to open accounts of FPIs	Intermediaries can now verify PAN of FPIs online from website authorised by Income Tax department at the time of account-opening for FPIs.	17.11.2016	Circular No. CIR/IMD/FPIC/123/2016
4.	17.11.2016	Circular No, SEBI/HO/IMD/DF2/CIR/P/2016/124	Investment/trading in securities by employees of AMC(s) and Trustees of Mutual Funds	SEBI has modified the following circulars issued for providing guidelines for Investment/Trading in Securities by employees of AMC(s) and Trustees with the objective of	01.12.2016	Circular No. SEBI/HO/IMD/DF2/CIR/P/2016/124

				bringing about alignment; <ul style="list-style-type: none"> • Circulars dated May 08, 2001 • Circular dated June 20, 2002 • Circular dated December 15, 2016. 		
5.	28.11.2016	Circular No. SEBI/HO/MRD/DSA/CIR/P/2016/125	Guidelines for functioning of Stock Exchanges and Clearing Corporations in International Financial Services Centre (IFSC)	SEBI has laid down a broad framework for functioning of stock exchanges and clearing corporations in IFSC with respect to Market structure and Risk Management	28.11.2016	Circular No. SEBI/HO/MRD/DSA/CIR/P/2016/125

III. COMPANY LAW

S.NO	DATE	CIRCULAR/ NOTIFICATION NO.	PARTICULARS	SHORT SUMMARY	EFFECTIVE DATE	ATTACHMENT/ LINK
1.	07.11.2016	Notification dated 07.11.2016	Companies (Registration Offices and Fees) Second Amendment Rules, 2016	Central Government has amended the Companies (Registration offices and Fees) Rules, 2014 in respect of Fees for AOC-4 certification.	07.11.2016	Notification dated 07.11.2016
2.	17.11.2016	Notification dated 17.11.2016	Amendment of Schedule II to the Companies Act, 2013	Central Government has amended Schedule II of Companies Act, 2013. In respect of intangible assets Companies which are not required to comply with Ind AS shall comply with relevant Accounting Standards under Companies (AS) Rules, 2006.	Applicable for Accounting Period commencing on or after 01.04.2016	Notification dated 17.11.2016
3.	21.11.2016	Notification Dated 21.11.2016	Insolvency and Bankruptcy Board of India (Insolvency Professional Agencies) Regulations, 2016	MCA has notified the Insolvency and Bankruptcy Board of India (Insolvency Professional Agencies) Regulations, 2016 for regulation of insolvency professional agencies	21.11.2016	Notification Dated 21.11.2016
4.	21.11.2016	Notification Dated 21.11.2016	Insolvency and Bankruptcy Board of India (Model Bye-Laws and Governing Board of Insolvency Professional Agencies) Regulations, 2016.	MCA has notified the Insolvency and Bankruptcy Board of India (Model Bye-Laws and Governing Board of Insolvency Professional Agencies) Regulations, 2016	21.11.2016	Notification Dated 21.11.2016

Disclaimer:

This is not a complete listing of all circulars/notifications issued during the month.

Instead it is only a listing of some of the circulars/notifications that we considered important.

