For Private Circulation Only
Vol. 37 | Issue No. 11 | 27th December 2011

Eastern India Regional Council

OF THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

EIRC NEWSLETTER

₹ 10

Thank you all for supporting/making the

Regional Conference 2011 a grand success

Eastern India Regional Council

The Institute of Chartered Accountants of India

National Seminar on Role of Directors in Corporate Growth

Organised by: Committee for Corporate law & Corporate Governance and Committee for Members in Industry

Hosted by Eastern India Regional Council

Day & Date : Saturday 21st January, 2012 ● VENUE : To be announced

6 CPE Hours

Fee Rs.1000/-

PROGRAMME DETAILS

Registration : 9.30 am

Inaugural Session : 10.00 am to 10.30 am

TOPICS

1. **Emerging Paradigm in area of Corporate Governance**
2. **Role, responsibilities and remuneration of non Executive Directors and Corporate administration**
3. **Audit Committee - A catalyst to transparency and disclosure**
4. **Panel Discussion : Role of Non executive Director in stimulating Business And Ethics**

Mode of Payment :

The payment should be made by cheque / demand draft in favour of **'The Institute of Chartered Accountants of India – EIRC',** payable at Kolkata. The cheques should be sent to the EIRC of ICAI, The Institute of Chartered Accountants of India,7, Anandilal Poddar Sarani (Russell Street), Kolkata - 700071, West Bengal, India. Please mention your name, membership no., contact number and place at the back of the cheque/ demand draft.

For details contact –

Mr. Pradyut Chakraborty
Assistant Secretary
Ph - 30211133

Mr. Kabir Ghosh
Assistant Secretary
Ph: 30211134

Email – eircevents@icai.in, eircchairman@icai.in

Cricket Match held on 18.12.2011 among Members & Students of EIRC

Chairman Writes

My dear esteemed colleagues,

New Year Greetings! We have reached end of the year. By the time you will received this newsletter, you must have prepared a list of new year resolutions. I think the most important resolution, which everybody should make and ensure fulfillment, is be true to you. This would not only ensure one's own happiness but also will spread happiness all over in the vicinity.

Diamond Jubillee Year - Regional Conference

The very prestigious Two Days Regional Conference was organised by EIRC of ICAI at Science City (Main Auditorium) on 25th & 26th November 2011. Mr. Partha Chatterjee, Hon'ble Minister of Industry, Information Technology, Mr. Sovan Chatterjee, Hon'ble Mayor, Kolkata Municipal Corporation, Our Hon'ble President, CA. G Ramaswamy, Hon'ble and Vice President, CA. Jaydeep N Shah inaugurated the Conference. Mr. Partha Chatterjee in his Chief Guest's address stressed on the need of our contribution towards the task of the new State Government for it to become globally competitive. Mr. Sovan Chatterjee, also stressed upon the importance of CAs for any State or country as a whole for its all-round development. The conference was attended by more than **2300 members,** a highest ever in the history of the EIRC. I want to thank each and every one of my esteemed members for their support. Chairman and Managing committee members of many Branches of EIRC of ICAI also assembled to add to its strength. The Conference turned out to be a huge success with all-out efforts from each one of my colleagues in the council and also un-stinted support of ICAI Officials.

CPE Programmes

As you must have noticed that we have organized CPE programmes on all working days of this month. We had four such programmes on IFRS on every Mondays of the month starting 5th Dec 2011. Similarly we had programmes on Investor Awareness, Peer Review / Quality Review & Ethical Standards, Taxation, Revised Schedule VI, Service Tax, Audit and VAT, Investment in Shares, Capital Gains, Internal Audit & Risk Management, CENVAT Credit, XBRL and many are lined up till 30th December 2011. We also hosted a Two Day Workshop on Best Practices in Financial Reporting, which was organized by AASB & FRRB, ICAI on 21st & 22nd Dec 2011. Our Hon'ble Vice President, CA. Jaydeep N Shah graced the programme. Similarly the programme, which needs special mention, was the Programme on 23rd December 2011 at Halidram's Banquet, Ballygunje. The programme was on **'Positioning Yourself in CA Profession' – A Women's Perspective.** Critical issues were discussed and the icing on the cake was the very interesting Panel Discussion, which were graced by eminent professionals from other profession along with Chartered Accounts. The programme was of so great interest to the participants that the house was full till end of the programme. All of them went back satisfied with the structure and theme of the programme, planned away from the normal professional needs.

Values and Ethics in Profession

Our accounting profession is all about **Honesty, Integrity, Transparency and Ethitic Practices**. Values and ethics are as important as efficiency and competence for a professional. With the world becoming smaller and closer, most of the facilities are available to all firms small and big. Values and ethics are central to any organization; our Institute is no exception. What exactly do we mean by values and ethics? Both are extremely broad terms, and we need to focus in on the aspects most relevant to professional service especially as public accountants. Values are what we, as a profession, judge to be right. They are more than words-they are the moral, ethical, and professional attributes of character . . . there are certain core values that must be instilled in members of the profession. Values are the embodiment of what an organization stands for and should be the basis for the behaviour of its members. So how do values relate to ethics, and what do we mean by ethics? To behave ethically is to behave in a manner that is consistent with what is generally considered to be right or moral. Individually or organizationally, values determine what is right and what is wrong, and doing what is right or wrong is what we mean by ethics.

The Code of Ethics

The Code of Ethics published by the institute can definitely be guidance in this regard. Ethics is the state of mind and there may be some act, which, though it may not strictly fall under the published code of ethics, may be one, which may not be proper by any moral or ethical standards. The maintenance of ethical standards is a collective concern of the Institute as well as all members of the profession. Therefore, it is necessary to keep on reinforcing the idea of keeping up and observing the highest ethical standards. Keeping in mind a National Seminar has been planned on Capacity Building and Ethical Standards Board on Friday, 30th December 2011.

A Cricket Match was organized on 18th December 2011 at the Vivekananda Park, Southern Avenue. The Practice Match was planned keeping in the mind of the long awaited break needed for all of us and to relax and have a brether from our hectic schedule. We assure that such break in the same form or other will also be planned in future time to time.

I want to conclude by wishing you and your family a very **Happy New Year 2012**. Hope this New Year will bring a lot of hopes, aspirations and opportunities for all of us. Friends, this New Year, let us all resolve to take our profession and our esteemed Institute to greater heights.

CA Sushil Kr Goyal
Chairman, EIRC

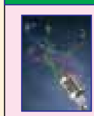
Forthcoming Programmes for the month of January & February, 2011

Day and Date	Programme	Speakers	Coordinator	Venue	Duration	CPE Hours	Delegate Fees ₹
Thursday 5th January, 2012	Investor Awareness Programme	Eminent Speaker from BSE	CA Pramod Dayal Rungta	R.Singhi Hall, EIRC Premises	6.00 to 8.00 pm	2	100
Tuesday 10th January, 2012	Teleconference on Discussion on Companies Bill 2011 as introduced in Lok Sabha	CA.S. Santhanakrishnan, Central Council Member	EIRC	R.Singhi Hall, EIRC Premises	2.30pm to 4.30pm	2	100
Friday 13th January,2012	Motivational Programme	Speakers from ISKCON	CA Subhash Ch. Saraf	R.Singhi Hall, EIRC Premises	5.15 to 8.30 pm	3	150
Tuesday 17th January, 2012	Teleconference on Principles of International Tax	CA. Mahesh P. Sarda, Central Council Member	EIRC	R.Singhi Hall, EIRC Premises	2.30pm to 4.30pm	2	100
Wednesday 18th January, 2012	Recent Changes in CA/CS/ICWA Act including LLP	Eminent Speakers	CA Prasun Kr Bhattacharyya	R.Singhi Hall, EIRC Premises	5.15 to 8.30 pm	3	150
Saturday 21st January, 2012	Full Day National Seminar on Role of directors in Corporate Growth	Eminent Speakers	Committee for Corporate Law & Corporate Governance and Members in Industry	To be Announced	10.00am to 5.00pm	6	1000
Tuesday 24th January, 2012	Intellectual Property Rights	CA Dhanpat Ram Agarwal	CA Ranjeet Kr. Agarwal	R.Singhi Hall	5.15 to 8.30 pm	3	150
Wednesday 25th January, 2012	Teleconference on Recent Developments in Peer Review	CA. Pankaj I.C. Jain, Central Council	EIRC	R.Singhi Hall, EIRC Premises	11am to 1pm	2	100
Thursday 2nd February, 2012	Assesment, Reassesment, Revision, Appeal under the IT Act,1961	Mr. Subash Agarwal	CA Pramod Dayal Rungta	R.Singhi Hall, EIRC Premises	5.15 to 8.30 pm	3	150

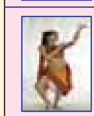
EIRC celebrates Sports & Cultural Week for Members & Students from 22nd January 2012 to 29th January 2012

TALLENT HUNT

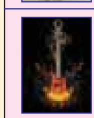
Cultural Category



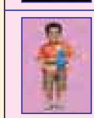
Singing



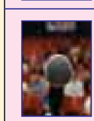
Dancing



Instrumental



Mimicry



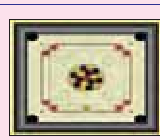
Public Speaking (Elocution)

Sports Category

Badminton

Table Tennis

Chess



Carrom

For participation in Cultural Category and participation in Sports Category please contact Mr. Amit Paul, Executive Officer Ph. 30211104/33/34/44 Email. eirc@icai.in

Last date for receiving applications 20th January 2012

In email and correspondence mention the category to be performed

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Diamond Jubilee Year 2011-12

CONTENTS

EIRC NEWSLETTER
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The EIRC Newsletter seeks to enhance the proficiency and competitive advantage of its readers by providing articles from amongst its Members and other professionals. However the views expressed are the personal view of the author and not that of the EIRC. Many contemporary and relevant issues have been covered in this edition of the newsletter.

The Institute of Chartered Accountants of India
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e Newsletter can be downloaded from the **EIRC website : www.eircicai.org**

Dear Students,

At the outset let me wish you a very Happy New Year. While bidding goodbye to 2011 do not forget to carry over the good spirit that you have imbibed within yourself for 2012 and onwards.

For the first time ever, it was great to see a sizeable population of students at the Regional Conference in Science City on 25th and 26th November, 2011 which also witnessed the largest turnout so far in terms of number of delegates. I am sure the delegates enjoyed the deliberations and went back with value additions to their knowledge base on various subjects at this Conference.

The CPT paper-pencil mode exam was successfully conducted on 18/12/2011. Students, irrespective of performance at the exam, should continue their studies till declaration of result. CPT successful students should note that they have to register in IPCC / ATC on or before 31/01/2012 in order to be eligible for earliest possible November, 2012 term of examination.

The Second meeting of the newly formed Managing Committee of EICASA took place on 15/12/2011. Good number of programmes have been planned. There will be Industrial visits, Sports Meet, Youth Festival, Students free lecture meetings, etc in days to come. Interested students may please watch out for Institute announcement at EIRC website & notice board.

The results of the November 2011 Final examination result likely to be declared in mid-January,2012. Successful students should visit www.cmii.icai.org immediately after results to enroll for campus interview if they are otherwise eligible .Those qualifying in CA Final should immediately apply for membership of the Institute.

Please keep visiting the Institute & EIRC websites regularly.

The notice board of the Institute is still full of requirements posted for articles from various CA firms. A few requirements have been posted in the EIRC website www.eircicai.org The students are also welcome to post their resume therein.

I await your concrete views and suggestions at chairmaneicasa@gmail.com

With Best Wishes,

CA. Prasun Kr. Bhattacharyya
Chairman, EICASA
Vice-Chairman, EIRC

ANNOUNCEMENT

CPE hours requirements for various categories of members of the Institute for the Block period of 3 years (01-01-2011 to 31-12-2013)

- All the members who are holding Certificate of Practice (except those members who are residing abroad), unless exempted, are required to:
  - a) Complete at least 90 CPE credit hours in each rolling three-year period of which 60 CPE credit hours should be of structured learning.
  - b) Complete minimum 20 CPE credit hours of structured learning in each year.
- All the members who are not holding Certificate of Practice or are residing abroad (whether holding Certificate of Practice or not), unless exempted, are required to:
  - (a) Complete at least 45 CPE credit hours of structured/ unstructured learning in each rolling three-year period
  - (b) Complete minimum 10 CPE credit hours of structured/ unstructured learning in each year.
- All the members (above 60 years of age) who are holding Certificate of Practice, unless exempted, are required to:
  - a) Complete at least 70 CPE credit hours (structured/ unstructured) in each rolling three-year period.
  - b) Complete minimum 10 CPE credit hours of structured/ unstructured in the first year i.e. 2011
  - c) Complete minimum 20 CPE credit hours of structured/ unstructured in the second and third year i.e. 2012 & 2013.
- All the members (above 60 years of age) who are not holding Certificate of Practice are required to:
  - a) Complete at least 35 CPE credit hours (structured/ unstructured) in each rolling three-year period.
  - b) Complete minimum 5 CPE credit hours of structured/ unstructured in the first year i.e. 2011
  - c) Complete minimum 10 CPE credit hours of structured/ unstructured in the second and third year i.e. 2012 & 2013.

LIBRARY NEWS

Some of the latest and compelling additions to the EIRC Library

1. **HUMAN Development Report,2011 –** sustainability & equity –a better future for all.United Nations Development Programme. New York.2011.
2. **DANNIE, K**
City branding –Theory & cases. Palgrave,London,2011. Palgrave, London, 2011.
3. **RAYNOLDS, J N & NEWELL, E**
Ethics in investment banking.Palgrave Macmillan.New York.2011.
4. **GOMES, E & OTHERS**
Mergers, acquisitions & strategic alliances –understanding the process. Palgrave Macmillan,New York.2011
5. **SINGHAL DR.S & SANKARAIAH**
(A) Hands on approach to XBRL and revised schedule VI-filling ,asseurance,tax on any business rules. CCH,Haryana,2011.
6. **MALIK,P**
Redesigning the stock market- a factual approach. Sage,New Delhi.2011.
7. **SINHA,Dr.Archana**
Hung Parliament – a global perspective on hug houses.Taxmann,N. Delhi, 2011.
8. **FERRAN E**
Principles of corporate finance.Oxford.New York.2011.
9. **KAUL S ed.**
India Commodity year book 2012.Ane books,Kolkata.2011.
10. **BUSSGANG, J**
Mastering the VC Game –a venture capital insider reveals how to get from start up to IPO on your terms. Penguine, New york. 2011.
11. **SING K P & OTHERS**
Whatever the odds – the incredible story behind DLF. Harper Collins. New Delhi,2011.
12. **TRIVEDI, P K Ed.**
Globalisation turbulance-emerging tensions in the society.Rawat Pub.New Delhi.2011.
13. **Loney, K**
Oracle database 10g-the complete reference,mastering the revolutionary features of Oracle database 10g. Tata Mcgraw-Hill.New Delhi.2011.
14. **MITCHELL L E**
Corporate Governance – the Library of corporate responsibilities.
Ashgate pub.USA.2011.
15. **Suresh P & Paul,J**
Management of banking services.Ed.2nd. Pearson.New Dehi.2011.

For any further information please call Library at 033 30211103/05 or Email in eirc.library@icai.in/swati.banerjee@icai.in

WORK DISPOSAL POSITION

The position of disposal of various matters relating to members and students of EIRC

MEMBERS SECTION - as on 23/12/2011

PARTICULARS	DATE
Proprietary Firm Registration	16/12/2011
Partnership Firm Registration	16/12/2011
Constitution Reconstitution	15/12/2011
Grant of Certificate of Practice	16/12/2011
Fellow Admission	16/12/2011
Change of Address	21/12//2011
New Enrollment	15/11/2011
Restoration	16/12/2011
Permission of other Engagement	21/12/2011

ARTICLES SECTION - as on 23/12/2011

The position of action taken on various matters relating to members and students of EIRC

PARTICULARS	DATE
Industrial training Registration	09/12/2011
Re-registration	09/12/2011
Termination	09/12/2011
Completion	15/12/2011
Permission to Study	16/12/2011
Supplementary Registration	15/12/2011
Change of Address	19/12/2011

BOARD OF STUDIES SECTION - *as on 22/12/2011*

The position of disposal of various matters relating to members and students of EIRC

PARTICULARS	DATE
CPT Registration	20/12/2011
IPCC Registration	20/12/2011
Final Registration	20/12/2011
Issuance of Study Materials – CPT	By post upto 20/12/2011/ By hand upto date
Issuance of Study Materials – IPCC	By post upto 12/12/2011/ By hand upto date
Issuance of Study Materials – Final	By post upto 12/12/2011 / By hand upto date
GMCS Certificate issuance	Up to date
Orientation Programme Certificate issuance	Up to date
ITT Certificate issuance	Up to date
Change of Name / Address	Up to date

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Fax: 2215 6823
E-mail: nichetechpl@nichetechpl.com
Website : www.nichetechpl.com

Contact Persons :
- Mr. S. Abbas - 9830326165
- Mr. A.Dutta - 9331212314
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Role,Duties and Penalty for Audiitor

– w.r.t New Companies Bill, 2011

By CA Ranjeet Kumar Agarwal,Secretary, EIRC

- Every company shall, at the first annual general meeting, appoint an individual or a firm as an auditor who shall hold office from the conclusion of that meeting till the conclusion of its sixth annual general meeting and thereafter till the conclusion of every sixth meeting.
- The Bill provides provision for compulsory rotation of individual auditors in every 5 years and of audit firm in every 10 years in listed companies & certain other class of companies, as may be prescribed.
- A transition period of 3 years from the commencement of this Act has been prescribed for the Company existing on or before the commencement of this Act to comply with the provision of the rotation of auditor.
- An auditor appointed under this Act cannot provide following services to a company or its holding company or associate company namely:
  - (*a*) accounting and book keeping services;
  - (*b*) internal audit;
  - (*c*) design and implementation of any financial information system;
  - (*d*) actuarial services;
  - (*e*) investment advisory services;
  - (*f*) investment banking services;
  - (*g*) rendering of outsourced financial services;
  - (*h*) management services; and
  - (*i*) any other kind of services as may be prescribed
- An auditor of a company contravenes any of the provisions of the act,shall be punishable

1. with fine of Rs >25,000 < 5,00,000
2. If the auditor has contravened such provisions with the intention to deceive the company or its shareholders or creditors or any other person concerned or interested in the company: >Rs.1Lac <Rs.25 Lac and upto One Year Imprisonment
3. An auditor would also be required to
   - *(i)* refund the remuneration received by him to the company; and
   - (*ii*) pay for damages to the company or to any other persons for loss arising out of incorrect or misleading statements of particulars made in his audit report.
4. Where it is proved that the partner or partners of the audit firm have acted in a fraudulent manner or abetted or colluded in any fraud shall be punishable with :

   Imprisonment for a term > 6 months & < 10 years and fine which shall not be less than the amount involved in the fraud, but which may extend to three times the amount involved in the fraud.

   Provided that where the fraud in question involves public interest, the term of imprisonment shall not be less than three years.

NFRA (National Financial Reporting Authority)

The Bill provides that Auditor shall also comply with auditing standards. The Central Government will prescribe the standards of auditing or any addendum thereto, as recommended by the Institute of Chartered Accountants of India, in consultation with and after examination of the recommendations made by the National Financial Reporting Authority.(The CG may, in consultation with the NFRA, by general or special order, direct, in respect of such class or description of companies, as may be specified in the order, that the auditor's report shall also include a statement on such matters as may be specified therein

A duty has been casted on the auditor , to immediately report to the central government, any offence involving fraud which is being or has been committed against the company by officers or employees of the company , which he believe to be committed during the course of performance of his duties as an auditor.

Now the duties, which have been casted on auditor shall apply mutatis mutandis to both cost accountants for cost audit and company secretary in practice for secretarial audit.(

Comments:

The creation of NFRA is the most significant step the Government has taken and will definitely affect the disciplinary proceedings solely discharged by the Institute of Chartered Accountants of India.From the provisions it seems the part of power to discharge disciplinary proceedings has been taken away by the Government from ICAI which it enjoy since the enactment of CA Act.

In my opinion this is not a welcome step from the point of views of ICAI. ■

ANNOUNCEMENT

CPE Advisory

8. Unstructured CPE Learning Activities

8.A Introduction

8.A.01 The CPE learning activities, which are eligible for CPE Credits are divided into Structured and Unstructured Learning Activities (ULAs). This Advisory is meant as guidance and direction to the members who want to avail CPE Credits through ULAs

8.A.02 As per the Statement on CPE, the indicative list of Unstructured CPE Learning Activities that are eligible for CPE Credit is as follows:

- Web-based learning modules (e-learning)
  - *e-learning is "instructional content or learning experiences delivered or enabled by electronic technology". Electronic technology encompasses everything from Computer-Based Training (CBT), to compact disks (CDs), to Web-based applications."*
- Self-learning modules and courses (use of audiotapes, videotapes, correspondence courses, computer based learning programmes)
- Reading and individual home study
  - Reading and Individual Home Study may constitute reading articles in the Journal, 'The Chartered Accountant' of the Institute, reading technical, professional, financial or business literature.
- Group or bilateral discussion on technical issues
- Acting as visiting faculty or guest faculty at the various Universities / Management Institutions / Institutions of National Importance
- Participation in CPE Teleconferencing Programmes without the supervision of the POU
- Providing solutions to questionnaires / puzzles available on Web / Professional Journals
- Internal Training Programmes being organised by firms of Chartered Accountants having seven or more partners

8.A.03 The Members would be required to fulfill the documentation requirements as mentioned in this advisory, to avail respective CPE Credits. The Members would also be required to maintain and retain proper records of ULAs undertaken by them, i.e. Type of unstructured activity, topic, date and the number of CPE hours requested by them.

8.A.04 The members are required to submit a Self-Declaration Form to the concerned Decentralized Office once in a year to avail the CPE Hours Credit for the ULAs undergone by them.

8.B Basic Components of Unstructured Learning Activities (ULAs)

8.B.01 The members are advised to devote time to ULAs in continuity so as to maximize the benefits of learning activities.

8.B.02 The topics studied should be of relevance to the work profile of member/s and/or Chartered Accountancy Profession. The indicative list of topics is given in the CPE Calendar, which is announced by the CPE Committee every year.

8.B.03 The study material used for ULAs like Self-Learning Modules / Courses and Individual home study etc., should be of adequate standards and comprehensive in nature.

8.C Self-Declaration Form

8.C.01 The Self Declaration Form has to be completely filled in and signed by the members.

8.C.02 The Members are required to indicate the time devoted to the ULAs in the areas that are related or relevant to the profession, in the Self Declaration Form.

8.C.03 A blank Self-Declaration Form would be sent to the members along with the Membership Fee Circular. The same could also be downloaded by the members from the CPE Portal.

8.D. Submission of Self-Declaration Form by the member

8.D.01 The members are required to submit their Self-declaration in the form enclosed as **Annexure-I**, once in a year before 31st May, to avail the CPE Hours Credit for the ULAs undergone by them in the previous year. These forms would have to be submitted to the concerned Decentralized Offices. The members could also submit the same to the Sub-Decentralized Offices for onward submission to the concerned Decentralized Offices.

8.E Monitoring and Recording of CPE Credit Hours of Unstructured Learning Activities (ULAs)

8.E.01 The Decentralized Offices of the Institute are entrusted with the task of monitoring and recording the CPE hours Credit for the ULAs. On the basis of Self Declaration submitted by the Members, the concerned Decentralized Offices would enter the CPE Hours Credit on the CPE Portal under the Head 'Unstructured Learning Activities (ULAs)'. The necessary provision for recording the CPE Hours for the ULAs has been provided on the CPE Portal.

Annexure I

Self-Declaration Form to avail CPE Hours Credit for Unstructured Learning Activities

For the Calendar Year ________________________

Name : ....

Membership No. : ....

Address : ....

Contact No. : ....

E-mail id : ....

Details of Unstructured Learning Activities Undergone

Type of Details	Particulars	Details		
		Topic	Date	Requested CPE hours
Web-based	Web-based Learning modules			
Self-learning	Self-learning Modules and Courses (1) Audiotapes/ video-tapes. (2) Correspondence courses. (3) Computer based learning programmes			
Home study	Reading and Individual Home Study			
Discussion on Technical Issues	Group or Bilateral Discussion on Technical Issues			
Acting as Faculty	Acting as visiting faculty or guest faculty at various Universities / Management Institutions / Institutions of National Importance			
Teleconferencing Programmes	Participation in CPE Teleconferencing Programmes without supervision of the POU			
Questionnaires/ Journals	Providing solutions to questionnaires / puzzles available on Web / Professional Journals			
Internal Training Programmes	Internal Training Programmes being organised by firms of Chartered Accountants with seven or more partners			
Total CPE Hours requested				

Undertaking

I, ____, (name of the Member) hereby declare that I have undergone the unstructured learning activities as indicated by me in this form above.

I also confirm that the information given by me for claiming CPE credit hours for each unstructured activity is correct.

Place: ....

Date : ....

Signature of the Member

Note: Members may annex a separate sheet if the given format is not sufficient for filling in complete details.

Certificate Course on

Master in Business Finance

3rd Batch Delhi, Mumbai, Chennai & Kolkata from January 2012

Course Objective

The Committee on Management Accounting (CMA) of ICAI will conduct 3rd Batch of Master in Business Finance Certificate Course (MBFCC). Course coverage is extensively wide across various topics of advanced financial management like Capital Market, Investment Banking, Fund Raising & Fund Management, Corporate Valuation, Merger Acquisition, Banking , Forex Market, Treasury Management, Risk Management etc. with an aim to provide knowledge and skill required for tomorrow's CFO and high end consultancy in finance.

- Comprehensive Finance Curriculum
- Unique mix of faculty
- Focus on Indian Market
- Innovative practical and managerial applications
- Good combination of experience profile of students

Eligibility

Only the Members of ICAI and the Students of the Institute who have passed the CA Final Examination are eligible to pursue this Course.

Course Contents (Click for Prospectus)

LEVEL I :
Paper I - Financial Planning , Analysis & Management
Paper II - Fund Raising, Structuring & Portfolio Management
LEVEL II
Paper III - Financial Markets & Capital Market
\Paper IV - Forex, Treasury & Risk Management
LEVEL III
Paper V - Valuations, Acquisitions and Risk Analysis
Paper IV—Banking & Trade Finance

Course Duration and Course Hours

This is approximately One year course. Classes will be held on alternative Saturdays (2 Pm to 8 pm) and Sundays(9am to 2pm). Further, there will be two (one week each) full day residential programmes at Centre of Excellence ay Hyderabad.

Two Weeks Full Time Residential Programme at Centre of Excellence, Hyderabad

The Residential Programme aims at bringing eminent national and international faculty members to guide the students in undertaking practical and innovative project work . The fees for Residential Programmes at Centre of Excellence at Hyderabad for which Rs 20,000 (Rs. Twenty thousands only) for two Residential programme which include cost of stay , food etc.

Faculty

The Faculty members for the course are from IIM's, XLRI, NIBM, MDI, premier Universities , Public & Private Sector Banks/ Financial Institutions, Mutual Funds, ICRA, SIDBI, ICRA, Senior Chartered Accountants from Industry Profession and reputed academicians.

Course Registration

The course registration is on receipt of duly filled in and signed Course Registration form with course fee of Rs. 30,000 (Rs. Thirty Thousands only) vide DD/ Pay Order in favor of "The Secretary, ICAI" payable at Delhi. Course fee can also be paid online through ICAI Payment Portal :www.icai/com/html

Registration Form : Click Registration form

Registration Form Submission:

The Registration form with course fee has to be sent at the following address:

The Secretary,
Committee on Management Accounting (CMA)
ICAI Bhawan
Administrative Block, 3rd Floor
A-29, Sector-62 Noida (U.P)
Pin :-201309
Ph:-0120-3045905 / 9350799912
E-mail:-cma@icai.in, cma@icai.org

Committee on Management Accounting
The Institute of Chartered Accountants of India

'RUPEE vs. DOLLAR' – Tough Fight
-A review on the Effect in Current Indian Economy

By CA. Gautam Saha, M. NO : 065928

Amidst so much of recent news and views about India's fragile growth, the global economies still believes on the development stories which has been always talking about the sustainable inclusive growth possibilities in India. Always been in focus, India has been an attractive market for global players. It is true that India has been a very interesting investment destination for overseas market, but the growth we see now is just 'organic' one. Touching Double-Digit growth rate, amidst macro and mirco pressures, no doubt seems a tough target.

Being a very politically sensitive country, with every news, we see the Sensex numbers reacting and global economies interpreting new positions. Today, where the Sensex figures are mostly in 'red' and the inflation number is getting 'high', the Rupee (₹) VS. Dollar ($) – fight is affecting Indian economies and Global view very significantly, especially when Rupee is consistently getting 'weaker' against Dollar.

A simple question - How Rupee vs. Dollar fight can affect us? How does this actually affect India? Yes, this needs to be explained, as the truth is, that we all are hit by this fight. How? Here the answer is….

Weakening of Rupee against dollar refers to the situation where outflow of Rupee to get 1 Dollar is higher. Say, Rupee is 49 to a an Dollar yesterday and today Rupee, to a Dollar fall to 51, we mean rupee has depreciated and become weaker against dollar. If I have 1$, I get 51 and If I have to pay 1$, I have to buy the dollar at the cost of 51. Clearly, some section in the business gain and some loose. Now, who gains and who looses… is the question.

Rupee has depreciated about 18% since August 2011, always alarming the market to be cautious. The sliding Rupee against dollar has lead to some boons and some banes. The banes are:

- Foreign / Overseas education becoming dearer affair.
- Import dependent enterprises see fall in operating margins.
- Costs of hedgings get high.
- Whole FMCG sector is hit, as prices of most goods / services are rising. The consumer products are costlier now.
- Pharma sector is also hit leading to rise in costs of medicines.

The good side (boon) of the fight, is Exporters earn well at this stage. The IT companies are happy seeing the better margins from outsourcing assignments. Still, the 70-billion BPO industry of India, though gaining with respect to operating margins, is very cautious and not confident.

Currently, Rupee is not performing well, so as to serve all the sections of the nation well nor it is supporting anyways so that the inflation pressures and Current account deficits can be dealt separately. Rupee is signaled as the worst performer amongst Asian currency vis-à-vis Dollar. Though market *pandits* feel levels of 52-53 to Dollar should be toppish and falling of rupee further would really shake Indian economy. But natural corrections in valuations are happening in all sectors and experts say that the ultimate valuation, both at macro and micro level, in global perspective, would be in favour of India. Sensex and Rupee-dollar fight may be indicators to economic position of the country vis-à-vis the world, but they are not at all the determinant factors of the nations Growth prospectus. Indeed, indicators are to taken care of and roads to target be accordingly made.

May be continuous sliding down of Rupee, against Dollar, is a signal of moving of the currency closer to its true value. When market today is tumbling to 'red' and inflation nearing double-digit, a balanced exchange rate is required , which can be achieved only by improved political governance as well as corporate governance. Rupee slipping to more than 18% is a concern, which can be dealt by a tighter monetory policy and a polished governance in the country. To continue attracting overseas market as an Interesting Investment destination, needs to attract capital inflows in India. Today, inflation is nearing double digit and Government is trying to tame the inflation targeting to fix the inflation within 7%, which is a difficult target. BUT amidst all tough times now, the world admits the 'Potential' in India and believes the 'Fundamentals' of India are strong enough to allow a Sustainable Inclusive growth story. Corrections are really happening and Indian economy would soon be leading the success stories of the world. I believe, we are made to become the world's 'strongest' economy. Rightly said 'few steps backwards, may be a signal for a higher and longer jump'.

Due Diligence – An Imperative for Successful M&A Activity

By CA. Anurag Singal, E-mail : anuragsingal@gmail.com

Introduction

According to full year preliminary review for the year 2011 by Thomson Reuters, the value of any Indian-involvement M&A stood at $37.4 billion while deal count was ~ 1,000. '*Caveat Emptor'* is the fundamental maxim that precedes any M&A transaction. History is replete with examples of acquisitions that led to loss of shareholder wealth or got entangled in lengthy legal proceedings just because the requisite quantum of due diligence was not put into practice.

With the stakes being so high, it is imperative that an acquiring company undertake a thorough due diligence activity in order to decide, whether or not to undertake the transaction in the first place and if yes, at what valuation. The due diligence process should be individually tailored to each transaction (size/industry/domestic/overseas etc) and should reflect the unique nature of the investment. Done properly, due diligence will enable investment professionals to organize their thought processes effectively in order to address and adequately prioritize the decision-making process that leads to optimizing any deal terms while identifying and addressing risks associated with the transaction.

The due diligence process may uncover information that will require addressing the critical question of whether or not to proceed with the transaction. On the contrary, using the due diligence "out" to end an acquisition process is increasingly rare, especially in competitive situations. More typically, the negative value impact of items uncovered in due diligence can be addressed by one (or a combination) of the following alternatives: adjusting the purchase price, increasing the amount and timing of holdbacks, or drafting representations and warranties to be made by the Company in a manner that provides additional comfort to the buyer.

A Due Diligence Overview

Successful due diligence requires the buyer to draw meaningful and correct conclusions from a large amount of disparate information in a short amount of time. A successful transaction involves:

- Assembling the due diligence team and identifying the Company's team
- Determining the scope of the work to be performed
- Creating the Due Diligence Checklist
- Executing the Due Diligence Checklist
- Conducting interviews
- Gathering information from sources external to the Company
- Drawing conclusions from data synthesis and analysis

Assembling Your Due Diligence Team and Identifying the Company's Team

Professionals of all stripes play a role in due diligence. On both sides you may have management, financial advisors, and attorneys. There may be functional specialists as well, such as experts in information technologies, environmental regulations, human resources, and operations. Each of these participants is critical to the due diligence process.

Determining the Scope of Work to Be Performed

Determining the scope of work to be performed depends on several factors, but two are especially significant: the type of acquisition and the time frame within which the transaction must occur. Both of these play important roles in dictating the depth and breadth of review, analysis, and outside input.

Type of Acquisition

The type of acquisition – whether an entire operating company or just its assets – will dictate the methodology to be used during the due diligence process. Acquiring the stock of an entity is typically riskier than just purchasing assets from a bankruptcy estate. In the former, there may be numerous unknown liabilities and corporate issues that the buyer must seek to uncover. Successor liability issues are also of substantial concern because they could represent a "black hole" of issues that are not readily apparent at first blush.

On the other hand, when assets are acquired free and clear of encumbrances of any kind, the nature of the due diligence work to be performed is not as daunting a task. The assets themselves are far easier to identify, as are the potential questions, concerns, and pitfalls that surround the transaction.

Need for Speed

Distress often provides opportunities, but not without risks. Insolvency can cause value to erode by the minute. At the same time, bankruptcy's legal requirements, such as notification of the sale to all parties in interest, and those parties' subsequent right to a possible hearing, can certainly diminish your power over the pace of the transaction. Similarly, in a competitive landscape, the need to complete the exercise within a short time is of utmost importance

Creating the Due Diligence Checklist

The Due Diligence Checklist that accompanies this chapter lists just about every item that could be requested by a buyer, although obviously not all items apply to every target Company. Based on the buyer's specific requirements, the condition of the Company in terms of any level of distress, how close it may be to a "meltdown," and related time constraints, the buyer should thoughtfully choose which items it includes (and which it excludes) in the Due Diligence Checklist.

Executing Due Diligence

The following facets of the transaction must be examined through appointed of separate due diligence teams, often professionals with a domain expertise in the function in general and the industry in particular.

Legal	Corporate and organizational documents, Financing documents, security interests, liens, and encumbrances, Directors and officers, employees, benefit plans, and labor matters, Properties, leases, and insurance, Intellectual property, Contracts and arrangements, Litigation, Filings and reports, Licenses, Environmental, Regulatory compliance etc.
Business	Risks and opportunities associates with the Company's products and product lines, Competition, Sales, and Markets, Customers, Suppliers etc
Operational	Management team, operating staff, information technology and systems, maintenance capital expenditures required, manufacturing and other processes with a focus on opportunities for group synergy,
Financial/accounting	Annual and monthly financial statements for the past 3 years with a focus on accounts receivable, inventory, liabilities especially contingent, revenue and operating profit margins etc

In addition to completing the collection of items on your checklist, due diligence also requires conducting interviews with Company management and others who may possess knowledge about the proposed transaction, acquiring information from sources external to the Company, and drawing conclusions from the synthesis and analysis of compiled data

CONCLUSION

The due diligence process is as much about corroboration as about performing analysis that focuses on whether expected cash flows can be achieved. The due diligence team's key contribution to the acquisition process is translating its findings into value. Throughout the due diligence process, each discrete analysis or inquiry should conclude with an answer to this question: Do the findings support the purchase price? Am I sure that I am not overpaying and would burn my fingers if the proposed transaction were to happen? ■

An Appeal to the members to contribute generously

CHARTERED ACCOUNTANT BENEVOLENT FUND (CABF)

A FUND OF CAs BY CAs & FOR CAs

Our earnest endeavour of being a professional and partner in nation building is to ensure taking our brethren alongwith the profession to greater high. All are not fortunate enough to savior the riches and comfort of live. We as professionals must ensure their upliftment so as to make sure all round improvement. Our Institute has taken major steps under the able leadership of our flag bearers to revamp the CABF in a way reaching out to all our brethren who are not fortunate enough.

Therefore this column may be an opportunity to appeal to all the members of this Eastern Region to contribute generously to the CABF which would go a long way in extending the much needed aid to our professionals and their families.

The CABF generates its corpus from contributions received from the members of the Institute in the form of Yearly Subscription, Life Membership Fee and Voluntary Contribution. The quantum of subscription is very less and needs to be raised substantially in order to growing demand of members and their family.

Contribution made towards CABF is exempted under section 80-G of the Income Tax Act, 1961. for which receipt will be issued to all donor.

ICAI will suitably acknowledge the members for sizable contribution to the fund and will recognise their contribution in the coming **EIRC Newsletters for Rs 5000/-** and above. Interested members may please send their Cheques/DD to Kolkata Office, drawn on 'The Institute of Chartered Accountants of India, EIRC', payable at Kolkata,seperately or along with their membership fees

MEMBERS AT HELM

CA Niranjan Kr Agarwal has been appointed as part time non official Director in the Board of Directors of Indian Overseas Bank from 1st November,2011.

ICAI for branch-level audit of private sector banks

Banking and accounting regulators don't see eye to eye, as RBI wants the practice relaxed even for public sector banks. Private sector banks may have their branches statutorily audited by an RBI-approved panel, on the pattern of public sector bank audits, if the central bank accepts a suggestion by the Institute of Chartered Accountants of India (ICAI).

The ICAI fears a high incidence of corporate debt restructuring may affect banks' financial health, the level of which cannot always be detected at the aggregated level. The accounting regulator has asked the RBI (Reserve Bank of India) to introduce a mandatory audit of private sector bank branches by people chosen from a central bank-approved panel. Though mandatory for all public sector banks, such independent audits at the branch level are not required for private banks. Currently, the statutory auditor of private banks conducts branch audits, only if a need is felt to do so.

Ironically, the suggestion comes at a time when the RBI is talking of relaxing audit norms for public sector banks. At the ICAI's recent western region conference, RBI Governor D Subbarao had said, "With concepts like core banking and centralised record keeping, the relevance of the audit of branches of public sector banks has significantly declined." He had said these banks had represented to the RBI that branch audits should be reduced.

"There is merit in this suggestion, since currently the cost of audit of public sector banks is significantly higher than the cost of audit of comparable private sector banks. However, the institute has been resisting this because it would mean a reduction in work for its members," Subbarao had said.

However, ICAI President G Ramaswamy said, "An independent audit of bank branches, both in the public sector as well as private, is essential due to the large amount of corporate restructuring taking place these days. A system generated, auto- alert mechanism may not be fool-proof as physical inspection is essential for identification of non-performing assets (NPAs)." According to RBI data, gross NPAs of private banks stood at Rs 17,972 crore at the end of March 2011, accounting for 2.45 per cent of their gross loans.

The ICAI has made a recommendation to bring the private bank audit system on a par with that of public sector banks to an RBI working group specifically looking intothe matter. According to Ramswamy, the collapse of Global Trust Bankover a decade ago happened because the statutory auditors were unable to assess the health of the bank through a central audit. "They did not realise what was going on at the branch level," he said.The Ramesh Gelli-promoted GTB collapsed in 2004, following which it was merged with the Delhi-based Oriental Bank of Commerce.

Facing adverse financial conditions, companies in civil aviation, retail, power and textiles, etc have either got their debts recast by banks or are in the process of doing so. In real estate, corporate debt restructuring has not been allowed after several instances of recast took place during the 2008-09 crisis period. But, loan restructuring is happening in the sector. In a corporate debt recast, loans are taken as standard assets and not as bad ones.

The ICAI has, meanwhile, favoured a relaxation for companies in terms of not showing their losses due to currency exchange fluctuations in profit and loss accounts for the time being. It wanted the relaxation expired last year to be extended. Until 2005, the RBI used to directly appoint statutory auditors in public sector banks.

Since then, it has been allowing bank boards to select their preferred auditor from an RBI-approved panel of audit firms. The ICAI had criticised the practice, saying it left auditors at the mercy of bank boards and compromised their independence. The RBI is yet to change its position with respect to this autonomy to public sector banks.

(Business Standard)

Govt. Okays Bill for E-delivery of Services

The government has approved the Electronic Delivery of Services Bill (EDS), 2011, which will help it provide driving licence and other such permits electronically, bringing in transparency in public dealings and checking corruption.

The bill has been signed by the President, after it was recently approved by the prime minister and the Cabinet, officials close to the development said that the Bill was to be tabled in the ongoing winter session but has been delayed due to various reasons, they added- that once the bill is cleared by Parliament, states will be given six months for the notification. Within five years of the Act, the Centre as well as the states will have to deliver all public services electronically,

The officials said the bill aims at reducing interface between the public and government officials to save time and costs as well as to enhance transparency to check corruption, they added that the draft Bill, prepared by the Communications and IT ministry, proposed penalties for officials in case they fail to adhere to the norms.

It also required each ministry or department to identify the basket of citizen-centric services to be delivered through the electronic means along with the delivery channels, with stipulated timelines and service levels for each service.

MCA joins with Trademark Department

This is new initiative from MCA.....*

"In order to provide enhanced services to its stakeholders, MCA in a joined up service with the Trademark department has provided a facility for searching the trademark database before applying for Name availability.

*You can now use the link** **'Public Search of Trade Marks'** **available on the MCA21 portal before applying for a company name to verify that the name is not subjected to any trademark or pending for trademark registration."*

You may visit with the following link as available on MCA21 portal

Chartered Accountants (Amendment) Bill, 2010
(as passed by Lok Sabha on 19.12.2011)

The Lok Sabha passed on 19.12.2011 the much awaited Chartered Accountants (Amendment) Bill, 2010, which provides for the following:

Firstly, to enable the Members of the Institute of Chartered Accountants of India to form Multi Disciplinary firms i.e Partnership with other recognised professions and offer Multi Professional services in a competitive and commercial manner. It permits to enter into partnership with prescribed profession.

Secondly, to extend the benefits of the Limited Liability Partnership Act, 2008 to the Firms of Chartered Accountants under the Chartered Accountants Act, 1949.

Though the amendments are brought in the Chartered Accountants Regulations, the existing Companies Act 1956 requires an amendment as follows, till the New Companies Bill is enacted.

Section 226 of Companies Act, 1956	**Clause 141 of the New Companies Bill**
226(1) A person shall not be qualified for appointment as auditor of a company unless he is a chartered accountant within the meaning of the Chartered Accountants Act, 1949 (38 of 1949): Provided that **a firm whereof all the partners practising in India are qualified** for appointment as aforesaid may be appointed by its firm name to be auditor of a company, in which case any partner so practising may act in the name of the firm.	141(1) A person shall be eligible for appointment as an auditor of a company only if he is a chartered accountant: Provided that **a firm whereof majority of partners practising in India** are qualified for appointment as aforesaid may be appointed by its firm name to be auditor of a Company

The Chartered Accountants Act (as passed in the Parliament) permits Partnership with SPECIFIED PROFESSIONS. Specified Professions are already notified by the Council which includes (a) Company Secretary; (b) Cost Accountant; (c) Advocate; (d) Engineer; (e) Architect; (f) Actuary; and (g) Members of Professional Bodies outside India relating to accountancy and recognized council.

If the partnership as per above is entered, the firm cannot be appointed as Auditor for a Company as the existing act requires all the partners in the Firm to be a practicing CAs. Whereas in the New Companies Bill, the corresponding provision is carefully worded as a firm whereof majority of partners practicing in India.

Since, the Companies Bill did not find its way in the present winter session (as per the press announcements), the existing Companies Act will see the amendments soon.

To be Introduced in Rajya Sabha

THE CHARTERED ACCOUNTANTS (AMENDMENT) BILL, 2010

A

BILL

further to amend the Chartered Accountants Act, 1949.

BE it enacted by Parliament in the Sixty-first Year of the Republic of India as follows:—

38 of 1949. **1.** (*1*) This Act may be called the Chartered Accountants (Amendment) Act, 2010. Short title and commencement.

(*2*) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. In the Chartered Accountants Act, 1949 (hereinafter referred to as the principal Act), in section 2,— Amendment of section 2.

(*i*) in sub-section (*1*),—

(*a*) after clause (*c*), the following clause shall be inserted, namely:—

9 of 1932. '(*ca*) "firm" shall have the meaning assigned to it in section 4 of the Indian Partnership Act, 1932, and includes,—

6 of 2009. (*i*) the limited liability partnership as defined in clause (*n*) of sub-section (*1*) of section 2 of the Limited Liability Partnership Act,2008;

(*ii*) the sole proprietorship,

registered with the Institute;';

(*b*) after clause (*ea*), the following clauses shall be inserted, namely:—

'(*eb*)"partner" shall have the meaning assigned to it in section 4 of the Indian Partnership Act, 1932 or in clause (*q*) of sub-section (*1*) of section 2 of the Limited Liability Partnership Act, 2008, as the case may be; 9 of 1932. 6 of 2009.

(*ec*) "partnership" means—

(*A*) a partnership as defined in section 4 of the Indian Partnership Act, 1932; or 9 of 1932.

(*B*) a limited liability partnership which has no company as its partner;';

(*c*) after clause (*ha*), the following clause shall be inserted, namely:—

'(*haa*) "sole proprietorship" means an individual who engages himself in the practice of accountancy or offers to perform services referred to in clauses (*ii*) to (*iv*) of sub-section (*2*);';

(*ii*) in sub-section (*2*),—

(*a*) after the words "chartered accountants in practice", the words "or in partnership with members of such other recognised professions as may be prescribed" shall be inserted;

(*b*) in the *Explanation,* for the words "a firm of such chartered accountants", the words "a firm of such chartered accountants or firm consisting of one or more chartered accountant and members of any other professional body having prescribed qualifications" shall be sub stituted.

Amendment of section 25.

3. In section 25 of the principal Act, in sub-section (*1*), the following *Explanation* shall be inserted, namely:—

'*Explanation.*—For the removal of doubts, it is hereby declared that the "company" shall include any limited liability partnership which has company as its partner for the purposes of this section.'.

STATEMENT OF OBJECTS AND REASONS

The Chartered Accountants Act, 1949 has been enacted to make provision for the regulation of the profession of the chartered accountants. The said Act was amended in 2006 by the Chartered Accountants (Amendment) Act, 2006, *inter alia,* to enable the members of the Institute of Chartered Accountants of India to form multi-disciplinary firms and offer multi-professional services in a competitive and commercial manner.

2. Subsequently, the Limited Liability Partnership Act, 2008 has been enacted to make provisions for the formation and regulation of limited liability partnerships and for matters connected therewith or incidental thereto. The limited liability partnership will be a separate legal entity, liable to the full extent of its assets, with the liability of the partners being limited to their agreed contribution in the limited liability partnership which may be of tangible or intangible nature or both tangible and intangible in nature.

3. It is proposed to extend the benefits of the Limited Liability Partnership Act, 2008 to the firms of chartered accountants under the Chartered Accountants Act, 1949 and to amend the provisions of that Act.

4. The Chartered Accountants (Amendment) Bill, 2010, *inter alia*, proposes to amend the Chartered Accountants Act, 1949 to,—

(*i*) apply certain provisions of the Limited Liability Partnership Act, 2008 to the Chartered Accountants Act, 1949 in order to allow the members of the professional institute governed by the Chartered Accountants Act, 1949 to form the limited liability partnership and insert new definitions of "firm", "partner", "partnership" and "sole proprietorship" for the said purpose;

(*ii*) amend the Chartered Accountants Act, 1949 on lines similar with the provisions of the Company Secretaries Act, 1980 so as to allow the professionals of the Institute of Chartered Accounts of India to form partnership with members of such other recognised professions.

5. The Bill seeks to achieve the above objectives.

NEW DELHI; SALMAN KHURSHID.
The 15*th April,* 2010.

FINANCIAL MEMORANDUM

Clause 2 and clause 3 of the Bill seeks to extend the benefits of the Limited Liability Partnership Act, 2008 to the firms of chartered accountants under the Chartered Accountants Act, 1949. The provisions of the Bill will not involve any expenditure of recurring or nonrecurring nature from the Consolidated Fund of India.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 2 of the Bill seeks to amend sub-section (2) of section 2 of the Chartered Accountant Act, 1949 to empower the Council of the Institute of Chartered Accountants of India to make regulations for recognition of other professions with whom members of the Institute can enter into partnership.

2. The matters in respect of which the said regulations may be made are matters of procedure and administrative detail, and it is not practicable to provide for them in the proposed Bill itself.

3. The delegation of legislative power is, therefore, of a normal character.

ANNEXURE

EXTRACTS FROM THE CHARTERED ACCOUNTS ACT, 1949

(38 OF 1949)

* * * * *

2. (*1*) In this Act, unless there is anything repugnant in the subject or context,—

* * * * *

(*2*) A member of the Institute shall be deemed "to be in practice", when individually or in partnership with chartered accountants in practice, he, in consideration of remuneration received or to he received—

(i) engages himself in the practice of accontancy; or

(ii) offers to perform or performs services involving the auditing or verificatiion of financial transactions, books, accounts or records, or the preparation, verification or certification of financial accounting and related statements or holds himself out to the public as an accountant; or

(iii) renders professional services or assistance in or about matters of principle or detail relating to accounting procedure or the recording, presentation or certification of financial facts or data; or

(iv) renders such other services as, in the opinion of the council, are of may be rendered by a chartered accountant in practice; and the words “to be in practice” with their grammatical variations and cognate expressions shall be construed accordingly.

Explanation.— An associate or a fellow of the Institute who is a salaried employee of a chartered accountant in practice or a firm, of such chartered accountants shall, notwithstanding such employment, be deemed to be in practice for the limited purpose of the training of articled assistants.

* * * * *

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

(A statutory boyd established under an Act of Parliament)

INTERNATIONAL CONFERENCE

Accountancy Profession : Leveraging Emerging Challenges for Inclusive Growth

6 - 8 January, 2012 at Chennai trade Centre, Chennai

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Non Members – Rs 3000, Foreign Delegates US$ 125,On the spot Registration Members – Rs 3000

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- Encouraging Good Governance through Market Mechanisms
- Emerging Paradigm of Accounting Profession

Conference Chairman

CA. G. Ramaswamy, President, ICAI

Conference Co-Chairman

CA. Jaydeep N. Shah, Vice-President, ICAI

For registration andother details please contact

Shri D. Vijayaragavan, Deputy Secretary (044-30210325), email: vijayaragavan@icai.in

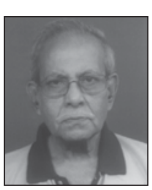
How to make payment : Pay online at www.icai.org or by Demand Draft in favour of ‘Secretary ICAI, Chennai International Conference 2012 A/c’,Payable at Chennai.

Draft may be sent to : International Conference 2012

ICAI Bhawan, 122, Mahatma Gandhi Road,Post Box No. 3314, Nungambakkam,CHENNAI-600 034

OBITUARY

(Members left for heavenly abode. We pray to the Almighty ‘may their souls rest in peace’.)



CA. Nirmalendu Roy

(M. No. - 004057)

Left us on 4th October, 2011

CA. Tarun Kumar Kar

(M. No. - 001542)

Left us on 16th October, 2011

CA. Radhe Shyam Choumal

(M. No. - 005707)

Left us on 11th November, 2011

STUDY CIRCLE / CHAPTER / STUDY GROUP PROGRAMMES IN RETROSPECT - EIRC

ACAE CHARTERED ACCOUNTANTS STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on Section 14A Implications, Service Tax Overview and Revised Schedule VI on 10th November 2011 at Puri

The Study Circle organised a Seminar on Implications of Tax Accounting Standards on 22nd November 2011 at Emami Conference Hall, Kolkata

The Study Circle organised a Seminar on CENVAT Credit of Service Tax - Recent Amendments and Works Contract under Service Tax Laws on 3rd December 2011 at Emami Conference Hall, Kolkata

The Study Circle organised a Seminar on Revised Schedule VI on 7th December 2011 at Emami Conference Hall, Kolkata

ASOCAS CHARTERED ACCOUNTANTS STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on Intellectual Property Right and Service Tax on 19th November 2011 from 10am to 4pm at YMCA Chowringhee. The speakers were CA. Rajat Purkayastha, CA. Krishanu Bhattacharyya and CA. Pulak Kumar Saha

The Study Circle organised a Seminar on Recent Development in Companies Act and Investment Opportunities on 22nd October 2011 from 5pm to 9pm at Jibanananda Sabhagriha. The speakers were CA. Indra nath Nag, CA. Animesh Mukhopadhyay and CA. Satyajit Dhar

DTPA CHARTERED ACCOUNTANTS STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on Disallowance of Expenses u/s 40(a)(ia) of the Income Tax Act and Disallowance of Expenses u/s 14A of the Income Tax Act on 18th November 2011 at 3, Govt.Place (west), Income Tax Building

The Study Circle organised a Seminar on Addition on the basis of Fictional Accounting Statements submitted to Banks on 24th November 2011 at 3, Govt. Place (west), Income Tax Building

CA ISA STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on 19th November 2011at Hotel Senator,Kolkata

HOWRAH CHARTERED ACCOUNTANTS STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on 19th November 2011 at Howrah Medical Club

The Study Circle organised a Seminar on 3rd December 2011 at Howrah Sarat Sadan

MADHYA KOLKATA CHARTERED ACCOUNTANTS STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on Preparation and Analysis of Project Report on 31st October 2011 at Calcutta Club

NAGAON CHARTERED ACCOUNTANTS CPE STUDY GROUP - EIRC

The Study Group participated in a Teleconference on Sailent features of Revised Schedule VI on 16th September 2011

The Study Group participated in a Teleconference on Transfer Pricing Provisions on 24th November 2011

The Study Group participated in a Teleconference on Overview of SA700 and SA705 - Auditors' Report

The Study Group participated in a Teleconference on Recent Trend in Capital Market on 2nd December 2011

TINSUKIA CHARTERED ACCOUNTANTS CPE CHAPTER - EIRC

The Chapter organised a Workshop on 19th November 2011 at Hotel East International, Tinsukia

SALT LAKE CHARTERED ACCOUNTANTS STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on Concurrent Audit of Banks, VAT Audit, Assessment & Reassessment and XBRL on 20th November 2011 from 10am to 5pm at EZCC Auditorium

SHILLONG CHARTERED ACCOUNTANTS STUDY GROUP - EIRC

The Study Group participated in a Teleconference on Transfer Pricing Provisions on 24th November 2011

The Study Group participated in a Teleconference on Overview of SA700 and SA705 - Audotor's Report on 28th November 2011

The Study Group participated in a Teleconference on Recent Trends in Capital Market and Professional Opportunities for CAs in Capital and Financial Markets on 2nd December 2011

VIP ROAD CHARTERED ACCOUNTANTS STUDY CIRCLE - EIRC

The Study Circle organised a Seminar on Analysis of Revised Schedule - VI on 12th November 2011 at Emami Conference Hall, Kolkata

The Study Circle organised a Seminar on Discussion on NBFC (Non Banking Financial Company) on 27th November 2011

The Study Circle organised a Seminar on Service Tax - Key Points on 4th December 2011

BRANCH PROGRAMMES IN RETROSPECT-EIRC

Cuttack Branch

Semianr on Revised Schedule VI and Online Filing of Income Tax – TDS Return 02.12.2011 At ICAI Bhawan, Cuttack Branch

From Left to Right : Sri Bibekananda Mohanty, Registrar of Companies, Odisha , CA. N V Bhaskar Rao, Chairman of Cuttack Branch, CA Ranjeet Agarwal, Secretary, EIRC, CA Rajesh Ku.Agarwal, Secretary of Cuttack Branch,

From Left to Right : Sri Manoranjan Panigrahy, Commissioner of Income Tax (TDS) CA. N V Bhaskar Rao, Chairman of Cuttack Branch, CA Lalit Agarwal, Member, Kolkata, CA Rajesh Kumar Agarwal, Secretary of Cuttack Branch,

CPE Seminar at Balasore

CA Subodh Agrawal addressing the Seminar at Balasore CPE Chapter of EIRC of ICAI

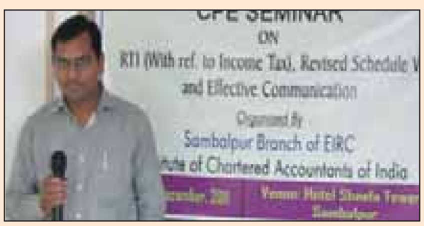
Guwahati Branch

Seminar on Bank Credit Rating in association with CRISIL Ratings was organised on 05th November 2011. Speaker for the Seminar was CA. Vivek Bihani & Mr. Pankaj Bansal CA. Anil Agarwal Chairman of the Guwahati Branch chaired the session in this seminar.

Workshop on Capacity Building Measures of Practitioners & CA Firms was organised on 19th November 2011. Central Council Members CA Subodh Kr Agarwal and CA Ravindra Holani grace the Workshop. CA Richa Rasiwasia, CA Prasenjit Roy, CA Mahabir Pd Agarwal and CA Dindayal Dhandaria chaired the Technical Sessions of the Workshop.

Sambalpur Branch

CPE Seminar held on 18th Dec at Sambalpur



CA Madhusudan Agrawal speaking on RTI with emphasis on Income Tax

CA Sanjay Kumar speaking on Options, Future and Swaps seated with CA Himanshu Barpanda (moderator of the sessions)

Siliguri Branch

Training for Members for the DISA Course on 17.11.2011

Easy Step for Online Registration of Seminar

Follow the simple procedures as below :-

1. Log into EIRC Website: www.eircicai.org
2. Click in the Drop Down Menu of "Members" – Website Registration
3. Fill in required details in the page
4. Your Registration process is over and will be receiving an E-Mail from EIRC Admin confirming your Registration in the EIRC Website
5. Go to home page of EIRC Website and log in the "Registered Members" column with Registration No.(Membership No.) and password.
6. After Loging in, click "Seminar Registration"
7. Link will be provided for payment getway
8. Register for the Regional Conference online

NOTE : An acknowledge of your successful payment/Registration will be recieved in your email ID

Regional Conference 25th 26th November, 2011

25th December,2011

Lighting of the Inaugural Lamp by Shri Partha Chatterjee, Industry Minister, Govt of W.B and Shri Sovan Chatterjee, Mayor of Kolkata along with CA G. Ramaswamy, President, ICAI ,CA Jaydeep N Shah,Vice President, ICAI, CA Sushil Kr. Goyal, Chairman, EIRC, CA Prasun Kr. Bhattacharyya, *Treasurer, EIRC* CA Ranjeet Kr. Agarwal, Secretary, EIRC, CA Subhash Ch. Saraf, Treasurer, EIRC, CA Krishanu Bhattacharyya, Past Chairman, EIRC, CA Pramod Dayal Rungta, Member, EIRC

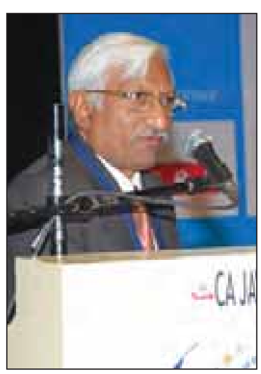
Releasing of the Regional Conference Souvenir. L to R:-. CA Jaydeep N Shah,Vice President, ICAI, Shri Sovan Chatterjee, Mayor of Kolkata, CA G. Ramaswamy, President, ICAI, Shri Partha Chatterjee, Industry Minister, Govt of W.B, CA Sushil Kr. Goyal, Chairman, EIRC, CA Prasun Kr. Bhattacharyya,Vice Chairman,EIRC,

Shri Sovan Chatterjee, Mayor of Kolkata Addressing the Audience

Shri Partha Chatterjee, Industry Minister, Govt of W.B., Addressing the Audience

CA Sushil Kr. Goyal, Chairman, EIRC,delivering his welcome address to the gathering.

CA G. Ramaswamy, President, ICAI



CA Jaydeep N Shah,Vice President, ICAI

Ist Technical Session - CA Ranjeet Kr. Agarwal, Secretary, EIRC, CA Amarjit Chopra, Former President,ICAI, CA Abhijit Bandyopadhyay, Council Member, ICAI, CA P. Ramesh and CA N V Bhaskar Rao, Chairman, Cuttack Branch.

Regional Conference 25th & 26th November, 2011

2nd Technical Session. L to R – CA Subhas Ch. Saraf, Treasurer, EIRC, CA Prashant Mali,CA Subodh Agarwal and CA Nilesh Vikamsey, both Council Members, ICAI, CA Arif Ahmed and CA Aditya Kr. Maheshwari, Chairman, Siliguri Branch.


CA Amarjit Chopra


CA P. Ramesh


CA Nilesh Vikamsey, Council Member, ICAI


Shri Parha Chatterjee, Industry Minister, Govt of WB with CA G. Ramaswamy sharing a light moment.

CA Arif Ahmed

CA Prashant Mali

26th December,2011

3rd Technical Session. L to R – CA Krishanu Bhattacharyya, Past Chairman, EIRC, CA N.K.Poddar, CA Madhukar Hiregange and CA Sumantra Guha , both Council Members, ICAI,CA A.K.Sabat and CA Anil Kr. Agarwal, Chairman, Guwahati Branch.

4th Technical Session. L to R – CA Pramod Dayal Rungta, Member, EIRC, CA Dipankar Chatterjee, CA Vinod Kothari and CA Pradip Kr. Lath, Chairman, Sambalpur Branch.

CA A.K.Sabat

CA N.K.Poddar

CA Madhukar Hiregange, Council Member,ICAI

CA Dipankar Chatterjee

CA Vinod Kothari

CA Charanjot Singh Nanda, Council Member, ICAI

Seminar on SME Exchange and Capital market - 1st December, 2011

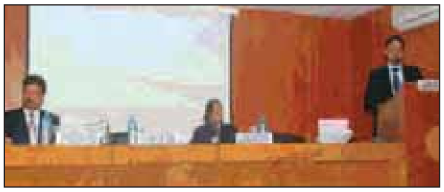
L to R: CA Bijay Murmuria and
CA Subhas Ch. Saraf, Treasurer, EIRC,

Seminar on Qualiy Review, Peer Review and Ethical Standards - 3rd December, 2011

L to R: Ranjeet Kr. Agarwal, Secretary,EIRC , CA Pradeep Jain,
CA Sushil Kr. Goyal, Chairman, EIRC, CA Kamal Bajoria

CA Sushil Kr. Goyal, Chairman, EIRC and
CA Subhas Ch. Saraf , *Treasurer,EIRC.*

Seminar on IAS 37 – Provisions, Contingent Assets and Contingent Liabilities & IAS 16 – Property, Plant & Equipment - 5th December, 2011



L to R: CA Pramod Dayal Rungta , Member, EIRC,
CA Krishanu Bhattacharyya, Past Chairman, EIRC and
CA Sushil Kr. Goyal, Chairman, EIRC

Seminar on Recent Judicial Pronouncements & Taxation of Charitable Organisation 7th December, 2011

CA Prasun Kr. Bhattacharyya, Vice Chairman,EIRC,
CA Sanjay Bhattacharyya, CA Barun Ghosh and
CA Sushil Kr. Goyal, Chairman, EIRC

Seminar on Revised Schedule VI - 8th December, 2011

CA Krishanu Bhattacharyya, Past Chairman, EIRC,
CA Debashis Mitra & CA Sushil Kr. Goyal, Chairman, EIRC

Seminar on Service Tax - Compliance/Procedure - 9th December, 2011

L to R: CA Dibyendu Das ,
CA Subhas Ch Saraf, Treasurer,EIRC, CA Pulak Saha

Seminar on IAS-Overview & IAS 101- Adoption of Indian Accounting Standards & IAS 102- Business Combination - 12th December, 2011

L to R: CA Pramod Dayal Rungta, Member, EIRC,
CA Amit Lodha, CA Sanjay Agarwal and
CA Sushil Kr. Goyal, Chairman, EIRC

Seminar on Audit and Input under VAT - 13th December, 2011

CA Prasun Kr Bhattacharyya, Treasurer,EIRC,
Mr. Khalid Aizaz Anwar, Joint Commissioner of Sales Taxes,
Beliaghata Charge, CA Rip Das and
CA Sushil Kr. Goyal, Chairman, EIRC

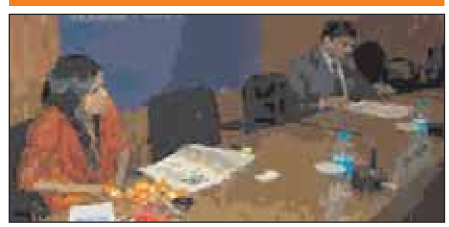
Seminar on Investment in shares-Capital Gains vis-à-vis Business Income & Disallowance u/s 14A read with Rule 8D - 14th December, 2011

CA Subhas Ch. Saraf, Treasurer, EIRC,
CA Sunil Surana, CA Akkal Dudhewala and
CA Sushil Kr. Goyal, Chairman, EIRC

Seminar on Internal Audit and Risk Management - 15th December, 2011

CA Ranjeet Kr. Agarwal, Secretary, EIRC,
CA Nirupam Haldar, Former Chairman, EIRC

Seminar on Changes in CENVAT Credit,2011 - 16th December, 2011



CA Shivani Shah and CA Narayan Agarwal

BOOK POST

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