

**SUMMARY OF CIRCULARS AND NOTIFICATIONS
ISSUED BY MCA IN 2012 & 2013 (TILL DATE)**



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INDEX OF NOTIFICATIONS AND CIRCULARS - 2013

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2	General Circular No. 03/2013	08.02.2013	Relaxation of additional fees and extension of last date in filing of various forms with the Ministry of Corporate Affairs-reg.
3	General Circular No. 02/2013	31.01.2013	Filing of Cost Audit Report and Compliance Report in the eXtensible Business Reporting Language (XBRL) mode.
4	General Circular No. 01/2013	15.01.2013	Filing of Balance Sheet and Profit and Loss Account in eXtensible Business Reporting Language(XBRL) mode for the financial year commencing on or after 01.04.2011.

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2	G.S.R.(E)	24.12.2012	The Companies Directors Identification Number(Third Amendment) Rules 2012-DIN1
3	G.S.R.(E)	24.12.2012	The Companies Directors Identification Number(Third Amendment) Rules 2012-DIN4
4	G.S.R.(E)	24.12.2012	The Companies (Central Government's) General Rules and Forms (Seventh Amendment) Rules 2012
5	S.O(E)	21.12.2012	Recognition of MCX Stock Exchange Ltd
6	S.O(E)	21.12.2012	Delegation of Powers U/s 388 B, 388C, 388E to RBI (Banking Regulation Act)

S.NO.	REF. NO.	DATE	DESCRIPTION
7	S.O 2978(E)	21.12.2012	MCX Stock Exchange Ltd added to list of notified stock exchanges
8	S.O 2977(E)	21.12.2012	Delegation of powers u/s 388B, 388C & 388E of the Companies Act,1956 to RBI
9	General Circular No. 42/2012	21.12.2012	Filing of Form 68 for rectification of mistakes in Form 1,Form 1A and Form 44
10	G.S.R. 906(E)	19.12.2012	Amend the Companies(Central Government's) General Rules and Forms,1956
11	General Circular No. 41/2012	18.12.2012	Filing of Balance Sheet and Profit and Loss Account in eXtensible Business Reporting Language (XBRL) mode for the financial year commencing on or after 01.04.2011-Corrigendum to General Circular No:39/2012.
12	General Circular No. 40/2012	17.12.2012	NOC from the concerned regulator / Institute for LLP Name approval / incorporation
13	General Circular No. 39/2012	12.12.2012	Filing of Balance Sheet and Profit and Loss Account in extensible Business Reporting Language (XBRL) mode for the financial year commencing on or after 01.04.2011
14	General Circular No. 38/2012	23.11.2012	Filing of Balance Sheet and profit and Loss Account by companies in Non - XBRL for the accounting year commencing on or after 01.04.2011.
15	General Circular No. 37/2012	06.11.2012	Examination of Balance Sheets by ROC's.
16	General Circular No. 36/2012	06.11.2012	Appointment of Cost Auditor by Companies.
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18	General Circular No. 34/2012	25.10.2012	Filing of Balance Sheet and Profit and Loss Account in Extensible Business Reporting Language (XBRL) Mode for the financial year commencing on or after 1.4.2011.
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22	G.S.R 763(E)	15.10.2012	Amendment in Company Regulations and RD- North Eastern Region created
23	G.S.R.(E)	12.10.2012	Companies (Filing of Documents and Forms in Extensible Business Reporting Language) Amendment Rules, 2012
24	G.S.R 750(E)	05.10.2012	Corrigendum to Companies(CG) 6th Amendment Rules,2012
25	S.O.(E)	01.10.2012	AMENDMENT TO SRO 355 DATED 17.1.1957 W.R.T. GOVT. COMPANIES U/S 166(2)
26	S.O. 2345(E)	01.10.2012	SRO 355(E) dated 17.1.1957 amended
27	G.S.R.736(E)	01.10.2012	Rule 10(i) of Companies (Issue of Indian Depository Receipt) Rules,2004 amended
28	General Circular No. 31/2012	28.09.2012	Filing of form 23B by statutory auditor for the accounting year 2012-13.
29	General Circular No. 30/2012	28.09.2012	Filling Of Balance Sheet and profit and loss Account by Companies in Non-XBRL for the accounting year commencing on or after 01.04.2011
30	Circular No. 29/2012	10.09.2012	Condition to be imposed for conversion of ordinary Society into Producer Company, Part-IX A of the Companies act,1956.
31	Circular No. 28/2012	03.09.2012	Filling of Balance Sheet and Profit and Loss Account by companies in Non-XBRL for accounting year commencing on or after 01.04.2011.
32	F.No.1/1/2013-CI .V(Pt.file)	30.08.2012	Delegation of Powers to Regional Directors u/s 17,18,19,141 and 188 of the Companies Act,1956
33	Circular No. 27/2012	29.08.2012	Constitution of a Committee for Reforming the Regulatory Environment for doing Business in India.
34	General Circular No. 26/2012	23.08.2012	Constitution of a Committee for Reforming the Regulatory Environment for doing Business in India.

S.NO.	REF. NO.	DATE	DESCRIPTION
35	G.S.R. 534(E)	16.08.2012	Gazette notification GSR 534(E) dated 14/07/2011-clarification regarding
36	General Circular No. 25/2012	09.08.2012	Clarification on Para 46A of notification number G.S.R. 914(E) dated 29.12.2011 on Accounting Standard 11 relating to "The effects of Changes in Foreign Exchange Rates.
37	General Circular No. 24/2012	09.08.2012	Applicability of Service Tax on commission payable to Non-Whole Time Directors of a company under section 309(4) of the companies act, 1956.
38	GSR 617(E)	07.08.2012	Amendment to the Companies (Fees on Applications) Rules, 1999
39	SO 1747(E)	07.08.2012	Product Group Classification
40	General Circular No. 23/2012	06.08.2012	Company Law Settlement Scheme, (Jammu & Kashmir) 2012.
41	General Circular No. 22/2012	03.08.2012	Imposing fees on certain e-forms filled with ROC,RD or MCA(HQ) under MCA-21 where at present no fee is prescribed.
42	General Circular No. 21/2012	02.08.2012	Filing of Balance Sheet and Profit and Loss Account by companies in Non-XBRL for accounting year commencing on or after 01.04.2011.
43	General Circular No. 20/2012	01.08.2012	Investor Education and protection Fund(uploading of information regarding unpaid and unclaimed amount lying with companies) Rules 2012
44	General Circular No. 19/2012	27.07.2012	Imposing fees on certain e-forms filed with ROC, RD or MCA(HQ) under MCA-21 where at present no fee is prescribed
45	General Circular No. 18/2012	26.07.2012	Filing of Cost Audit Report and Compliance Report in the eXtensible Business Reporting Language (XBRL) mode.
46	G.S.R. (E)	26.07.2012	Companies (Central Government's) General Rules and Forms (Fifth Amendment) Rules, 2012 - (Form 21 & 23)
47	General Circular No. 17/2012	23.07.2012	The Investor Education and Protection Fund(uploading of information regarding unpaid and unclaimed amounts lying with companies) Rules 2012.
48	G.S.R. (E)	10.07.2012	Companies (Central Government's) General Rules and Forms), 2012 - New Form 24AAA

S.NO.	REF. NO.	DATE	DESCRIPTION
49	G.S.R. (E)	10.07.2012	Limited Liability Partnership (Winding up and Dissolution) Rules, 2012
50	G.S.R. (E)	10.07.2012	Company Law Board (Fees on Application and Petitions) (Amendment) Rules, 2012
51	S.O. (E)	10.07.2012	Notifying certain sections of Companies (Second Amendment) Act, 2012
52	S.O. (E)	10.07.2012	Delegation of Powers of Central Government to Regional Director
53	S.O. (E)	10.07.2012	Delegation of powers of Central Government to Registrar of Companies
54	General Circular	29.06.2012	Constitution of a Committee to formulate a Policy Document on Corporate Governance
55	General Circular No. 15/2012	29.06.2012	Extension of time in Filing of annual return by Limited Liability Partnerships(LLPs)
56	General Circular	29.06.2012	Filing of Cost Audit Report (Form I) and Compliance Report (Form A) in the eXtensible Business Reporting Language (XBRL) mode.
57	General Circular No. 14/2012	21.06.2012	Imposing fees on certain e-forms filed with ROC, RD or MCA(HQ) under MCA-21 where at present no fee is prescribed.
58	G.S.R. (E)	21.06.2012	Corrigendum to notification GSR 430(E) dated 05.6.2012
59	G.S.R. (E)	05.06.2012	Form DIN 1 amended
60	General Circular No. 13/2012	06.06.2012	Extension of time in Filing Annual Return by Limited Liability Partnerships
61	General Circular No. 12/2012	04.06.2012	Cost Accounting Records and Cost Audit – general clarifications
62	G.S.R. 411(E)	31.05.2012	Companies (Central Government's) General Rules and Forms (Amendment) Rules, 2012

S.NO.	REF. NO.	DATE	DESCRIPTION
63	GS.R. 395(E)	28.05.2012	Companies (Director Identification Number) Amendment Rules, 2012
64	General Circular No. 11/2012	25.05.2012	Cost Accounting Records and Cost Audit - clarifications about coverage of certain sectors thereunder
65	General Circular No. 10/2012	21.05.2012	Guidelines for declaring a financial Institution as Public Financial Institution under section 4A of the Companies Act, 1956
66	General Circular No. 9/2012	15.05.2012	Compliance of the provisions of Companies Act, 1956 and the Rules made there under.
67	General Circular No. 8/2012	10.05.2012	Filing of Cost Audit Report (Form-I) and Compliance Report (Form-A) in the eXensible Business Reporting Language (XBRL) mode.
68	General Circular No. 7/2012	25.04.2012	Name Availability Guidelines, 2011
69	G.S.R. 298(E)	17.04.2012	Schedule XIV amended for intangible assets created under Build, Operate, and Transfer, Build , Own, Operate and Transfer or other form of Public Private Partnership Route
70	S.O. 804(E)	11.04.2012	National Advisory Committee on Accounting Standards reconstituted
71	S.O. 733(E)	04.04.2012	Companies (Central Governments') General Rules & Forms,1956, Assistant Commissioner of Income Tax, Guwahati appointed as prescribed authority for the purposes of Section 108(1A) (a) of the Companies Act,1956.
72	General Circular No. 6/2012	21.03.2012	Constitution of a Committee to formulate a Policy Document on Corporate Governance
73	General Circular No. 5/2012	19.03.2012	Constitution of a Committee to formulate a Policy Document on Corporate Governance
74	General Circular No. 4/2012	09.03.2012	Allotment of Director's Identification Number (DIN) under Companies Act, 1956
75	General Circular No. 3/2012	07.03.2012	Constitution of a Committee to formulate a Policy Document on Corporate Governance
76	General Circular No. 2/2012	01.03.2012	Registration of Companies or LLPs which have one of their objects is to carry on the profession of Chartered Accountant, Cost Accountant, Architect, Company Secretary etc.
77	General Circular No. 1/2012	10.02.2012	Filing of conflicting returns by contesting parties - clarification regarding

AGLIMPSE AT THE UPDATES - 2013

General Circular No. 05/2013 - Filing of Balance Sheet and Profit and Loss Account in eXtensible Business Reporting Language(XBRL) mode for the financial year commencing on or after 01.04.2011

Extension in time for filing financial statements in XBRL mode

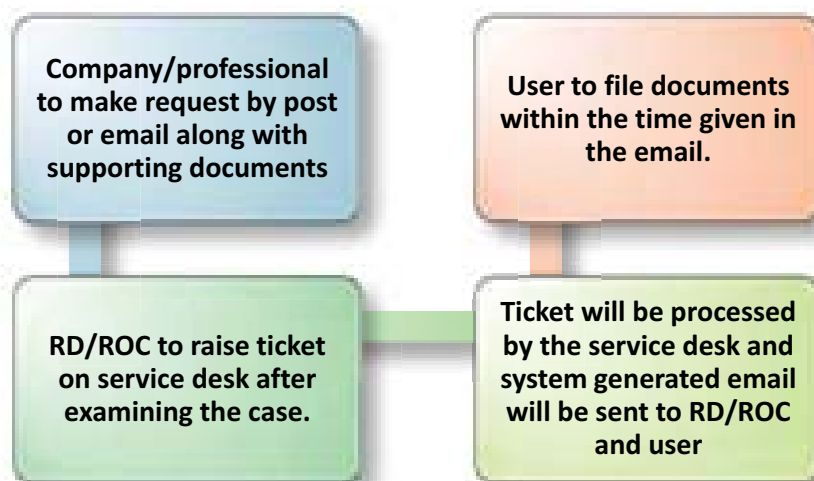
Date extended till 28.02.2013 or 30 days from due date of AGM whichever is later.

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_05_2013.pdf

General Circular No. 03/2013 - Relaxation of additional fees and extension of last date in filing of various forms with the Ministry of Corporate Affairs-reg

- MCA relaxes last date for filing /waives additional fees on e-forms which could not be filed due to technical issues in MCA-21 system post 17.01.2013.
- For the below given cases, time limit is extended till 28.02.2013.
 - No additional fees will be charged on e-forms with due date on or after 17.01.2013.
 - Forms pending for resubmission/user clarification which have expired post 17.01.2013 will be restored.
 - Name availability expired due to non-submission of incorporation documents will be restored.
- Relaxation will be considered on case to case basis by ROC/RD.
- No refund/relaxation/waiver will be granted to those stake holders who are able to file forms on or after 17.01.2013 till the date of this circular (08.02.2013).
- Process for claiming waiver/exemption –



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_03_2013.pdf

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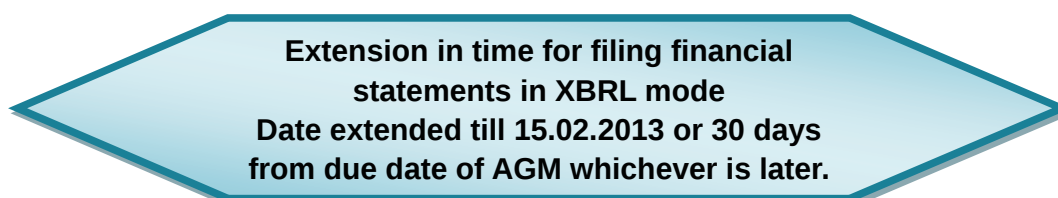
General Circular No. 02/2013 - Filing of Cost Audit Report and Compliance Report in the eXtensible Business Reporting Language (XBRL) mode



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_02_2013.pdf

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General Circular No. 02/2013 - Filing of Balance Sheet and Profit and Loss Account in eXtensible Business Reporting Language(XBRL) mode for the financial year commencing on or after 01.04.2011



A GLIMPSE AT THE UPDATES - 2012

General Circular No. 43/2012 - Filing of Cost Audit Report and Compliance Report in the eXtensible Business Reporting Language (XBRL) mode

Due Date for filing Cost Audit Report and Cost Compliance Report in XBRL mode extended till 31st January 2013 or within 180 days of close of financial year, whichever is later.

Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_43_2012.pdf

G.S.R.(E) - The Companies Directors Identification Number(Third Amendment) Rules 2012-DIN1

DIN

Form DIN 1 replaced w.e.f. 25.12.2012

Current Occupation and Educational Qualification of applicant introduced as mandatory fields.

Professional to certify that applicant is either known to him or has met him in person with all original documents

Format of "verification by applicant" changed to affidavit format and same needs to be furnished on Rs. 10/- non judicial stamp paper

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)_DIN1_24dec2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)_DIN1_24dec2012.pdf)

**G.S.R.(E) - The Companies Directors Identification Number(Third Amendment)
Rules 2012-DIN4**



Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)_DIN4_24dec2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)_DIN4_24dec2012.pdf)

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**G.S.R.(E) - The Companies (Central Government's) General Rules and
Forms (Seventh Amendment) Rules 2012**

- Form 18 replaced with new form w.e.f 25.12.2012.
- New requirements introduced in form 18
- Company to indicate whether the new registered office is



Owned by Company	Owned by Director (not taken on lease by company)
Taken on lease by company	Owned by any other entity/person (not taken on lease by company)

- Proof of Registered Office to be furnished while filing form 18
- NOC from Director to be furnished while filing form 18 if registered office is owned by director, not taken on lease by company.
- Proof that company is permitted to use the registered office as such is required in case registered office is owned by any other entity/person, not taken on lease by company)
- Professional to certify that he/she has personally visited the new address and having verified it is of the opinion that the premises is indeed at the disposal of the company.

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)_Form18_24dec2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)_Form18_24dec2012.pdf)

S.O 2977(E)- Delegation of powers u/s 388B, 388C & 388E of the Companies Act,1956 to RBI

Central Government delegates its powers under sections 388B, 388C and 388E to RBI, in relation to banking companies.

Sections 388B, 388C and 388E deal with powers of Central Government to remove managerial personnel from office on recommendation of Court.

Complete text of the notification is available on
[www.mca.gov.in/Ministry/pdf/S.O2977\(E\)21_dec2012.pdf](http://www.mca.gov.in/Ministry/pdf/S.O2977(E)21_dec2012.pdf)

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S.O(E)- Recognition of MCX Stock Exchange Ltd

MCX Stock Exchange (Multi Commodity Stock Exchange) added to the list of recognized stock exchanges for the purpose of Section 2(39) of the Companies Act, 1956

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/S.O\(E\)21_dec2012.pdf](http://www.mca.gov.in/Ministry/pdf/S.O(E)21_dec2012.pdf)

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G.S.R. 906(E) - Amend the Companies (Central Government's) General Rules and Forms,1956

Form 23C substituted with new form w.e.f 23.12.2012

Form 23C pertains to Application to the Central Government for appointment of Cost Auditor

Additional Column introduced in form, namely 8(d) - Whether the change of cost auditor is due to death and if yes, date of death and SRN of form 23C filed for appointment of deceased auditor.

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R906\(E\)_19dec_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R906(E)_19dec_2012.pdf)

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General Circular No. 42/2012 - Filing of Form 68 for rectification of mistakes in Form 1, Form 1A and Form 44

In 2010, MCA introduced new e-form 68 for rectification of mistakes in forms 1, 1A and 44

Form 1A is filed for name availability, Form 1 for incorporation of a company and Form 44 for Incorporation of a foreign company.

E-Form 68 needs to be filed within 365 of approval of respective forms 1, 1A or 44

Representations received by MCA to extend facility to earlier filed/approved forms also

MCA extends facility to file e-form 68 in respect of earlier filed/approved forms within 180 days of notification of this circular i.e. within 180 days of 23.12.2012.

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_42_2012.pdf

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General Circular No. 41/2012 - Filing of Balance Sheet and Profit and Loss Account in eXtensible Business Reporting Language (XBRL) mode for the financial year commencing on or after 01.04.2011-Corrigendum to General Circular No:39/2012

Vide General Circular No. 39/2012, time limit to file financial statements in XBRL mode was extended till 15th January 2013 or within 30 days of AGM whichever is later.

Present Circular clarifies that the words "date of AGM" should be read as "due date of AGM"

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_41_2012.pdf

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**General Circular No. 40/2012 - NOC from the concerned regulator / Institute for
LLP Name approval / incorporation**

General Circular No. 2/2012

- NOC required from concerned regulator for registration of companies/llps with object to carry on profession of CA/CS/CWA/Architech etc.

Current Circular

- NOC to be provided both at the time of incorporation and at the time of name change
- In case of new registration - NOC to be provided at the time of applying for incorporation and in case of name change - at the time of applying for name availability

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_40_2012.pdf

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**General Circular No. 39/2012 - NOC from the concerned regulator / Institute for
LLP Name approval / incorporation**

Time limit for filing financial statements in XBRL mode extended till 15th
January 2013 or within 30 days of AGM whichever is later.

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_39_2012.pdf

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**General Circular No. 39/2012 - NOC from the concerned regulator / Institute for
LLP Name approval / incorporation**

Time limit for filing financial statements in Non-XBRL mode
extended till 24th November 2012 or within 30 days of AGM
whichever is later for Companies holding AGM or whose due date
for holding AGM is on or after 21.09.2012.

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_38_2012.pdf

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General Circular No. 37/2012 - Examination of Balance Sheets by ROC's

- MCA has issued this clarification circular, on scrutiny of balance sheets by ROC, for general information.
- Balance Sheets of following companies are routinely scrutinized by respective ROCs
 - ⇒ Companies against whom there are complaints
 - ⇒ Companies which have raised money from public
 - ⇒ Companies where auditors have qualified their reports
 - ⇒ Companies who have defaulted in payment of matured deposits and debentures
 - ⇒ Companies in respect of which reference has been received from other regulators



Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_37_2012.pdf

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General Circular No. 36/2012 - Appointment of Cost Auditor by Companies

This circular has been issued to clarify certain points regarding appointment of Cost Auditor and shall be effective from financial year commencing on or after 01.01.2013.

Appointment letter to be issued by company to Cost Auditor within 30 days of approval of form 23C (application for appointment of cost auditor)

Cost Auditor to file form 23D with Central Government within 30 days of issue of formal appointment letter by company.

Any change in cost auditor due to death to be notified within 90 days of death (without any penalty), for change due to other reasons, additional fees will be applicable and form to be supported with relevant documents

MCA will not entertain any rectifications in forms 23C and 23D after such forms are approved and companies/auditors will be required to file fresh forms in case of any rectifications.

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_36_2012.pdf

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General Circular No. 35/2012 - Default by Cost Auditors in filing Form 23D against the corresponding Form 23C



Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_35_2012.pdf

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General Circular No. 34/2012 - Filing of Balance Sheet and Profit and Loss Account in Extensible Business Reporting Language (XBRL) Mode for the financial year commencing on or after 1.4.2011

Time limit for filing financial statements in XBRL mode extended till 15th December 2012 or within 30 days of AGM whichever is later.

Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_35_2012.pdf

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S.O (E) - Amendment in NACAS Constitution

Change in membership of National Advisory Committee on Accounting Standards (NACAS) notified.

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/S.O\(E\)_15_oct_2012.pdf](http://www.mca.gov.in/Ministry/pdf/S.O(E)_15_oct_2012.pdf)

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General Circular No. 33/2012 - Quality Of XBRL filings certified by Professional members

- MCA has issued this general circular to notify professional institutes regarding lapses identified by MCA in XBRL filings which are certified by professionals.
- MCA has come across a number of deficiencies in XBRL filing like incomplete or inaccurate tagging/mapping of data, inappropriate use of block text tagging etc.
- Vide this Circular; MCA has requested professionals instituted to conduct more training programmes for professionals so that such errors do not recur in the coming years.
- Some sample observations of the inaccurate tagging have been given as annexure to the circular.
- Professionals who have certified such inaccurate documents are liable to be penalized.

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_33_2012.pdf

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General Circular No. 32/2012 - Constitution of a committee for reforming the regulatory environment for doing business in India



Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_32_2012.pdf

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G.S.R 763(E) - Amendment in Company Regulations and RD- North Eastern Region created



Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/gsr763\(E\)_15_oct_2012.pdf](http://www.mca.gov.in/Ministry/pdf/gsr763(E)_15_oct_2012.pdf)

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G.S.R (E) - Companies (Filing of Documents and Forms in Extensible Business Reporting Language) Amendment Rules, 2012

This notification notifies the new taxonomy for XBRL filing applicable for the financial year 2011-2012 based on revised schedule VI. The new taxonomy is notified w.e.f 14.10.2012.

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)_12_oct_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)_12_oct_2012.pdf)

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G.S.R 750 (E) - Corrigendum to Companies (CG) 6th Amendment Rules, 2012

Revised forms 23AC and ACA were notified by notification No. G.S.R. 705(E) dated 21st September 2012. Present notification notifies minor changes in the said form as below:

Page no. 7, Table C and Page No. 8, Table E – Words “To Directors” appearing after words “loans and advances” to be substituted by words “bv directors”.

Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/gsr750e_05_oct_2012.pdf

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S.O.(E) - AMENDMENT TO SRO 355 DATED 17.1.1957 W.R.T. GOVT. COMPANIES
U/S 166(2)

This notification is with respect to place of holding annual general meeting by government companies and seeks to replace the words ***“such other place as the Central Government may approve in this behalf”*** by the words ***“some other place within the city, town or village in which the registered office of the company is situate or such other place as the Central Government may approve in this behalf”***

Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/gsr_01_oct.pdf

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G.S.R.736(E) - Rule 10(i) of Companies (Issue of Indian Depository Receipt)
Rules,2004 amended

- ⊙ Companies (Issue of Indian Depository Receipts) Amendment Rules, 2012 notified.
- ⊙ Sub rule (i) of Rule 10 of Companies (Issue of Indian Depository Receipts) Amendment Rules, 2004, replaced by following paragraph:

“A holder of IDRs may transfer the IDRs, may ask the domestic depository to redeem them or, any person may seek reissuance of IDRs by conversion of underlying equity shares, subject to the provisions of the Foreign Exchange Management Act, 1999, Securities and Exchange Board of India Act, 1992, or the rules, regulations or guidelines issued under these Acts, or other law for the time being in force.”

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R736\(E\)_1oct_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R736(E)_1oct_2012.pdf)

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General Circular No. 31/2012 - Filing of form 23B by statutory auditor for the
accounting year 2012-13

Time limit for filing e-form 23B - Information by Auditor to Registrar, extended till 23.12.2012 or due date of filing whichever is later.

Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_31_2012.pdf

General Circular No. 30/2012 - Filling Of Balance Sheet and profit and loss Account by Companies in Non-XBRL for the accounting year commencing on or after 01.04.2011

Extension in time for filing forms 23AC and ACA - NON XBRL

Date/Due date of AGM on or before 20-09-2012 - Time Limit for Filing will be 03.11.2012 or due date whichever is later

Date/Due date of AGM on or after 21-09-2012 - Time Limit for Filing will be 22.11.2012 or due date whichever is later

Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_30_2012.pdf

General Circular No. 29/2012 - Condition to be imposed for conversion of ordinary Society into Producer Company, Part-IX A of the Companies Act, 1956

- ❖ For conversion of a Co-operative Society (Society not registered as Multi State Society) into a Producer Company, under Part IX of the Companies Act – Written Consent and NOC from local Cooperative Department of the concerned State will be required stating that the said society has no dues payable to the State.
- ❖ ROCs must satisfy themselves that the society has indeed extended its activities outside the State where it is registered.
- ❖ Reference may be made to the Ministry in case of any doubts.

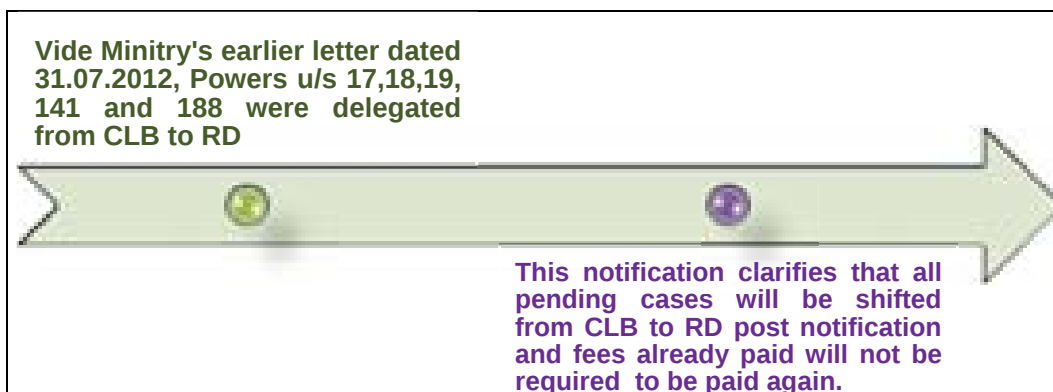
Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_29_2012.pdf

General Circular No. 28/2012 - Filling of Balance Sheet and Profit and Loss Account by companies in Non-XBRL for accounting year commencing on or after 01.04.2011

Extension in time for filing forms 23AC and ACA - NON XBRL

Time Limit extended till 15.10.2012 or within 30 days of AGM, whichever is later.

**F.No.1/1/2013-Cl.V(Pt.file) - Delegation of Powers to Regional Directors u/s
17,18,19,141 and 188 of the Companies Act,1956**



Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/Delegation_30aug.pdf

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**General Circular No. 27/2012 - Constitution of a Committee for Reforming the
Regulatory Environment for doing Business in India**

- The present circular is a corrigendum to earlier circular dated 23.08.2012 where by a committee was constituted to Reform the Regulatory Environment for doing Business in India.
- The Current circular contains that Special/Additional Secretary of MCA shall be the representative of MCA on the said committee and Director General & CEO, Indian Institute of Corporate Affairs will be the convener of the Committee.

Complete text of the notification is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_27_2012.pdf

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**General Circular No. 26/2012 - Constitution of a Committee for Reforming the
Regulatory Environment for doing Business in India**

- A report of the World Bank on doing business in a transparent manner has placed India on 132nd position among a total of 183 Countries considered for the study.
- This has rung a caution bell among the regulators and it was felt that a committee has to be formed to conduct an in-depth study into the entire gamut of regulatory framework and come out with a detailed roadmap for improving the climate of business in India in a time bound manner.
- Accordingly, to achieve this, it has been decided to constitute a Committee to conduct this study and prepare a detailed report within a period of six months.

Complete text of the notification is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_26_2012.pdf

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**G.S.R. 534(E) - Gazette notification GSR 534(E) dated 14/07/2011-clarification
regarding**

Vide notification No. GSR 543(E) dated 15.07.2011, Companies were exempted from obtaining approval of Central Government for payment of managerial remuneration in excess of the limits to managerial personnel not having any interest in the capital of the company.

Further to this circular, MCA has received representations from stake holders seeking clarification on matter of shares issued as qualification shares or under ESOP.

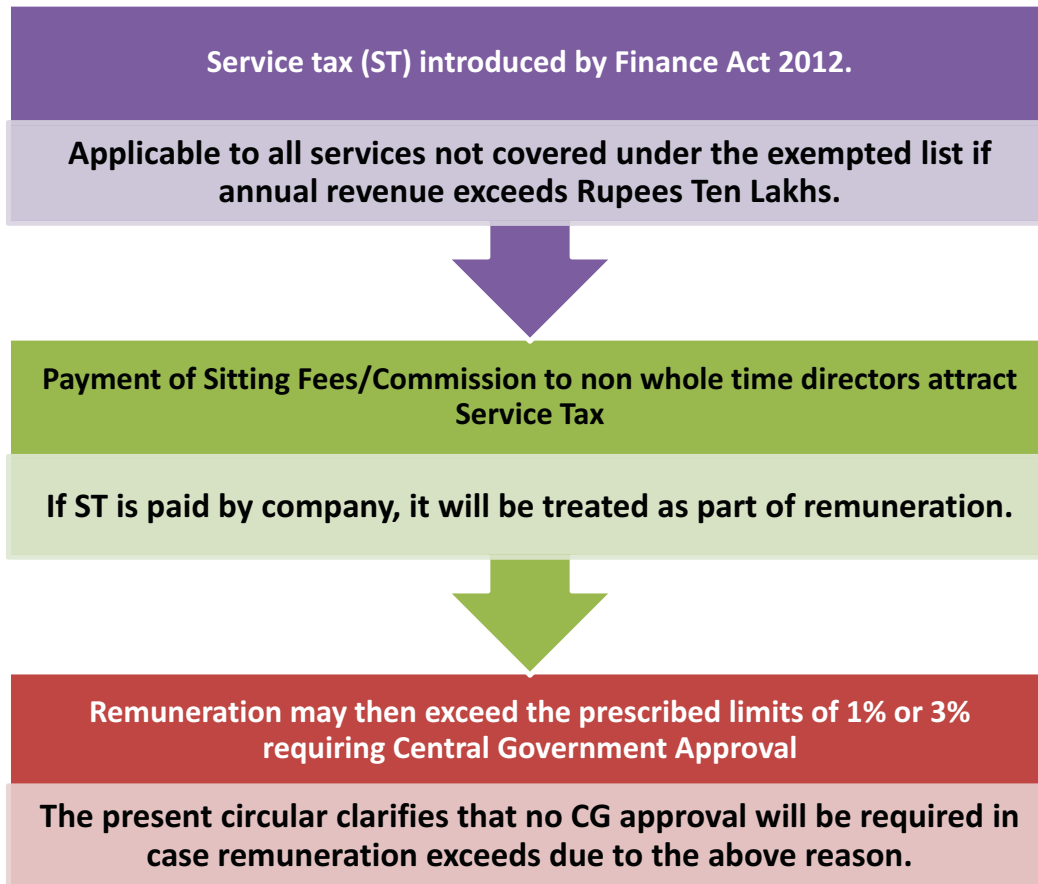
The present notification clarifies that any employee holding up to 0.5% shares of a company issued under any scheme for allotment of shares to employees including ESOP or holding qualification shares will also be included in the exemption category.

Complete text of the notification is available on

[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)534_16_08_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)534_16_08_2012.pdf)

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General Circular No. 24/2012 - Applicability of Service Tax on commission payable to Non-Whole Time Directors of a company under section 309(4) of the Companies act, 1956



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_24_2012.pdf

GSR 617(E) - Amendment to the Companies (Fees on Applications) Rules, 1999

**Late fee slab notified for delay in filing
appointment of Cost Auditor with Central
Government (Section 233B of Companies
Act, 1956)**

Fees will be calculated **“As per Schedule X to the Act”** i.e. based on authorised capital of the company and late fees will be charged as per slab below:

PERIOD OF DELAY	FIXED RATE OF ADDITIONAL FEE
Upto 30 days	Two times of normal fee
More than 30 days and upto 60 days	Four times of normal fee
More than 60 days and upto 90 days	Six times of normal filing fee
More than 90 days	Nine times of normal filing fees

Complete text of the notification is available on

[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)617_07_08_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)617_07_08_2012.pdf)

SO 1747(E) - Product Group Classification

- Product/Activity Group Classification notified to be used in Cost Audit Reports and Compliance Reports by all Companies.



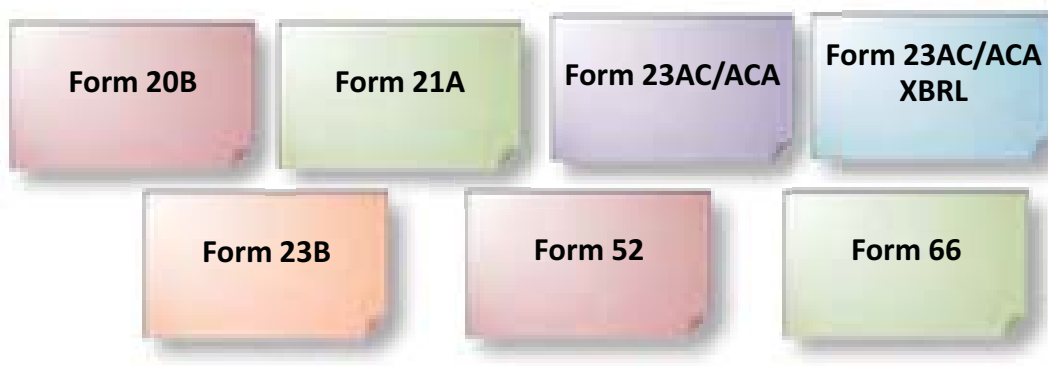
- This classification should also be used in respect of any other document to be filed with ROC/CG if the CG so desires.

Complete text of the notification is available on

[http://www.mca.gov.in/Ministry/pdf/S.O.\(E\)1747_07_08_2012.pdf](http://www.mca.gov.in/Ministry/pdf/S.O.(E)1747_07_08_2012.pdf)

General Circular No. 23/2012 - Company Law Settlement Scheme, (Jammu & Kashmir) 2012

- ✓ MCA notifies Special Scheme namely, “**Company Law Settlement Scheme (Jammu & Kashmir), 2012**”.
- ✓ Additional fee of 25 percent of actual additional fee to be charged under the Scheme.
- ✓ Scheme valid from **15.08.2012 to 14.12.2012**.
- ✓ Any “defaulting company” is permitted to file belated documents, which were due for filing till **30.06.2012**.
- ✓ **Scheme is applicable only to following forms:**



Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_23_2012.pdf

General Circular No. 22/2012 - Imposing fees on certain e-forms filled with ROC, RD or MCA(HQ) under MCA-21 where at present no fee is prescribed.

**Applicability of fees on form 23B
(Appointment of Auditors) deferred till 11th
August 2012**

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_22_2012.pdf

**General Circular No. 21/2012 - Filling of Balance Sheet and Profit and Loss
Account by companies in Non-XBRL for accounting year commencing on or after
01.04.2011**

Last date for filing annual filing forms for non XBRL companies under revised schedule VI, without payment of additional fees, extended up to 15th September 2012 or 30 days from AGM whichever is later.



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_21_2012.pdf

**General Circular No. 20/2012 - Investor Education and protection Fund
(uploading of information regarding unpaid and unclaimed amount lying with
companies) Rules 2012**

- ⊙ This Circular to be read in connection with General Circular No. 17/2012 issued on 23.07.2012.
- ⊙ Companies which have filed multiple form 5INV for FY 10-11 to file a fresh (single and consolidated) form and upload the excel sheet before 31.08.2012.
- ⊙ Companies which have not yet filed Form 5INV are also allowed to file upto 31.08.2012

Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_20_2012.pdf

General Circular No. 19/2012 - Imposing fees on certain e-forms filed with ROC, RD or MCA(HQ) under MCA-21 where at present no fee is prescribed

Ministry vide General Circular 14/2012 dated 21st June 2012 had imposed fees on certain e-forms which are filed free of cost at present. One such form is form 23B – filing of information by Auditor to Registrar. As per circular number 14, fees will be levied w.e.f 22nd July 2012. Vide the current Circular no. 19 dated 27.07.2012, the last date for filing form 23B without fees has been extended till **4th August 2012**.



Form 23B needs to be filed within 30 days of appointment under digital signature of the auditor, supported by appointment letter issued by the company.

Fees will be calculated **“As per Schedule X to the Act”** i.e. based on authorised capital of the company and late fees will be charged as per slab below:

PERIOD OF DELAY	FIXED RATE OF ADDITIONAL FEE
Upto 30 days	Two times of normal fee
More than 30 days and upto 60 days	Four times of normal fee
More than 60 days and upto 90 days	Six times of normal filing fee
More than 90 days	Nine times of normal filing fees

General Circular No. 18/2012 - Filing of Cost Audit Report and Compliance Report in the eXtensible Business Reporting Language (XBRL) mode



MCA vide Circular No. 8/2012 dated 10th May, 2012 [as Amended on 29th June, 2012] had mandated that all cost auditors and the concerned companies shall file their Cost Audit Reports and Compliance Reports for the year 2011-12 onwards [including the overdue reports relating to any previous year(s)] only in the XBRL mode.

*The last date for filing has now been extended till **31st DECEMBER 2012**, without any penalty.*

The applicable taxonomy, business rules, validation tools, etc. and also the “Product Group” classification required for preparing the cost audit reports and compliance reports as per the notified Cost Accounting Records Rules, 2011 and Cost Audit Report Rules, 2011 are under preparation and would soon be made available by the Ministry. The actual date for enabling XBRL filing will be intimated separately.

Notification No. G.S.R. (E) - Filing of Cost Audit Report and Compliance Report in the eXtensible Business Reporting Language (XBRL) mode

MCA vide notification dated 10.07.2012 has announced that w.e.f. 12.08.2012, filing of petitions under section 17, 141 and 188 will have to be made online in e-form 24AAA. Vide the current notification, amendment in forms 21 and 23 have been notified to make provision for inclusion of SRN of form 24AAA in forms 21 and 23. The new forms 21 and 23 will be effective from **12th August 2012**.

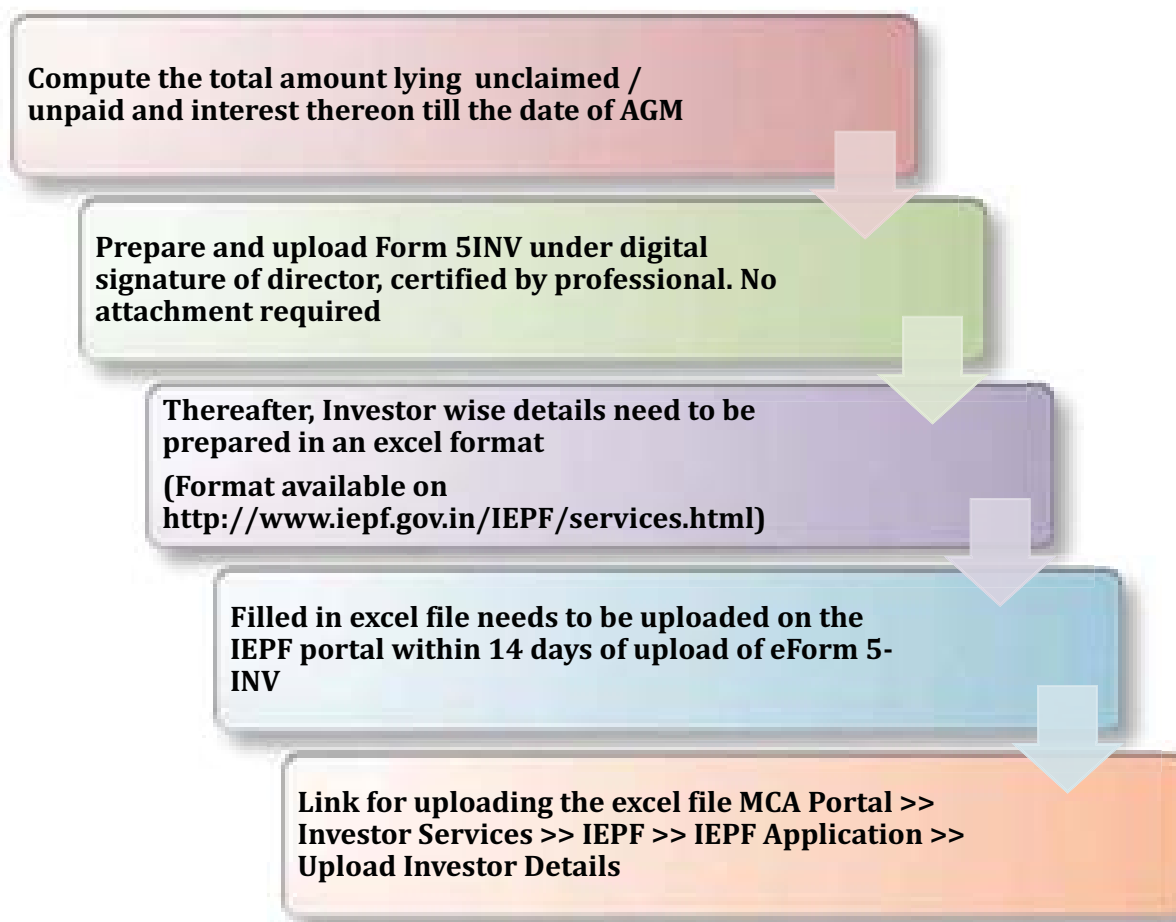
General Circular No. 17/2012 - The Investor Education and Protection Fund(uploading of information regarding unpaid and unclaimed amounts lying with companies) Rules 2012.

Ministry vide notification G.S.R. 352(E) dated 10th May 2012 had notified the Investor Education and Protection Fund (Uploading of information regarding unpaid and unclaimed amounts lying with companies) Rules, 2012.

As per the said rules, every company shall file each year the details of unclaimed and unpaid amounts in respect of dividends, debentures, deposits, etc. to the ROC in **FORM 5INV**. This needs to be done till the seventh year after which the amount has to be transferred to IEPF Account and Form 1INV has to be filed.

Form 5INV needs to be filed within 90 days of the AGM and details to be given up to the date of AGM. **For the FY 2010-2011, the last date will be 31st July 2012 or 90 days from AGM whichever is later.**

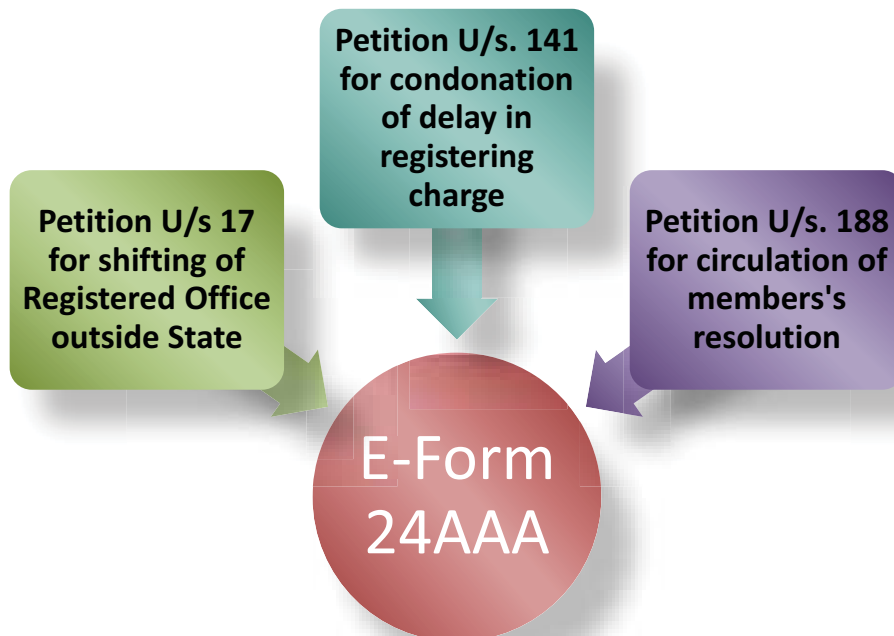
PROCEDURE OF FILING



For more details, please refer FAQs on IEPF website
(www.iepf.gov.in/IEPF/faq.html)

Notification No. G.S.R. (E) - Companies (Central Government's) General Rules and Forms), 2012 - New Form 24AAA

Ministry vide the current circular has announced a new e-form 24AAA for filing of the following petitions:



The E-form 24AAA – Form for Filing petitions to Central Government (Regional Director) will be applicable **w.e.f. 12th AUGUST 2012**. The said form is to be filed pursuant to Section 17, 18, 19, 141 and 188.

At present, petitions under these sections are filed in physical copy to the Company Law Board within whose jurisdiction the Registered Office of the Company is situated with a copy to ROC (in e-form 61).

Format of petition, Memorandum of Appearance and list of documents to be attached with the petition is given in the said notification. Complete text of the notification is available on

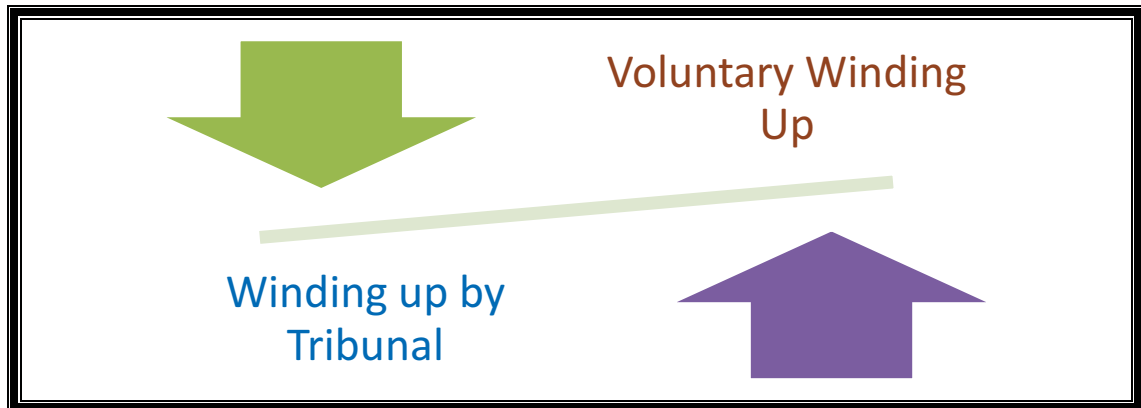
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)_011_10_07_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)_011_10_07_2012.pdf)



Notification No. G.S.R. (E) - Limited Liability Partnership (Winding up and Dissolution) Rules, 2012

Ministry has notified the new Limited Liability Partnership (Winding up and Dissolution) Rules, 2012 which will be effective from **10th July 2012.**

The Following modes of winding up have been notified:



CIRCUMSTANCES FOR WINDING UP

VOLUNTARY WINDING UP

- ⇒ Resolution with approval of 3/4th majority of partners
- ⇒ Approval of secured / unsecured creditors

WINDING UP BY TRIBUNAL

Inability to pay debts, i.e. to a creditor exceeding one lakh rupees / Execution in favour of Creditor returned unsatisfied / Tribunal is satisfied that LLP is unable to pay debts.

Complete text of the notification is available on_

[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)_001_10_07_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)_001_10_07_2012.pdf)

Notification No. G.S.R. (E) - Company Law Board (Fees on Application and Petitions) (Amendment) Rules, 2012

Ministry has notified the new Company Law Board (Fees on Application and Petitions) (Amendment) Rules, 2012 which will be effective from **12th August 2012.**

In Company Law Board (Fees on Application and Petitions) Rules, 1991, in the Schedule, following entries shall be omitted:

Fee Rs. 1000/- Section 17(2)	• For confirming alteration in memorandum of association as to change of place of the registered office from one State to another or with respect to objects of a company
Fee Rs. 100/- Section 18(4)	• For extension of time for filing documents for registration of alteration.
Fee Rs. 100/- Section 19	• Application for revival of order made under section 17
Fee Rs. 200/- Section 141(1) & (3)	• For extension of time or condonation of delay in filing the particulars of a charge
Fee Rs. 50/- Section 188(5)	• For order as to whether the Rights conferred are being abused to secure needless publicity for defamatory matter

The above omission has been done in connection with announcement of new e-form 24AAA for filing of petitions u/s 17, 18, 19, 141 and 188.

**Notification No. S.O (E) - Notifying certain sections of Companies
(Second Amendment) Act, 2012**

Ministry has notified 12th August 2012 as the date on which the provisions of sections 7, 8 (in relation to section 18 & 19 of the Companies Act, 1956), 20 and 25 (in relation to section 188 of the Companies Act, 1956) of the Companies Second Amendment Act, 2002 Act shall come into force

**Notification No. S.O (E) - Delegation of Powers of Central Government to
Regional Director**

Vide the current notification; powers of Central Government under the following sections have been delegated to the Regional Directors at Mumbai, Kolkata, Chennai, Noida, Ahmedabad and Hyderabad:

- (a) section 17, 18, 19
- (b) section 22,
- (c) sub-section (3),(4),(7) and clause (a) of sub-section (8) of section 224,
- (d) section 141,
- (e) section 188,
- (f) section 297(1) proviso,
- (g) section 394-A,
- (h) section 400,
- (i) second proviso to sub-section (5) of section 439 and sub section (6) of the said section.
- (j) clause (a) of sub section (1) of section 496,
- (k) clause (a) of sub section (1) of section 508,
- (l) sub-section (1) of section 551,
- (m) clause (b) of sub- section (7) of section 555 and the proviso to clause (a) of sub section (9) of the said section,
- (n) proviso to subsection (1) of section 610, and
- (o) section 627

This notification shall come into force with effect from **12th August, 2012.**

Notification No. S.O (E) - Delegation of powers of Central Government to Registrar of Companies

Vide the current notification; powers of Central Government under the following sections have been delegated to the Registrar of Companies:

- Section 21
- Section 25
- Proviso to sub-section (1) of section 31
- Sub-section (1D) of Section 108
- Section 572

The powers and functions under sub-section (1D) of section 108 shall be exercised and performed either by the Registrar of Companies of the State in which the registered office of the Company is situated, or by the Registrar of Companies of the State in which the applicant ordinarily resides.

This notification shall come into force with effect from 12th August, 2012.

General Circular dated 29.06.2012 - Constitution of a Committee to formulate a Policy Document on Corporate Governance

*Chairman SEBI, or his nominee shall also be a member on
the Committee formed for Corporate Governance Policy
with effect from 29.06.2012.*

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_17_29_06_2012.pdf

**General Circular No. 15/2012 - Extension of time in Filing of annual return
by Limited Liability Partnerships (LLPs)**

**Time limit for filing annual return by LLPs (Form 11) for the FY ended
31.03.2012 has been extended upto 31.07.2012.**

**For clarity sake it has been stated that pursuant to the above circular,
the last date for filing form 11 should be read as 122 days from close
of financial year instead of 60 days (original last date without
extension).**

Circular effective from 30.06.2012

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_15_2012_LL.pdf

**General Circular dated 29.06.2012 - Filing of Cost Audit Report (Form I)
and Compliance Report (Form A) in the eXtensible Business Reporting
Language (XBRL) mode.**

MCA vide general circular no. 8/2012 had notified that all cost audit reports and compliance reports need to be filed only in XBRL mode and that the same will be available after 30.06.2012. Vide the current circular; extended date of 31.07.2012 has been notified.

Complete text of the circular is available on

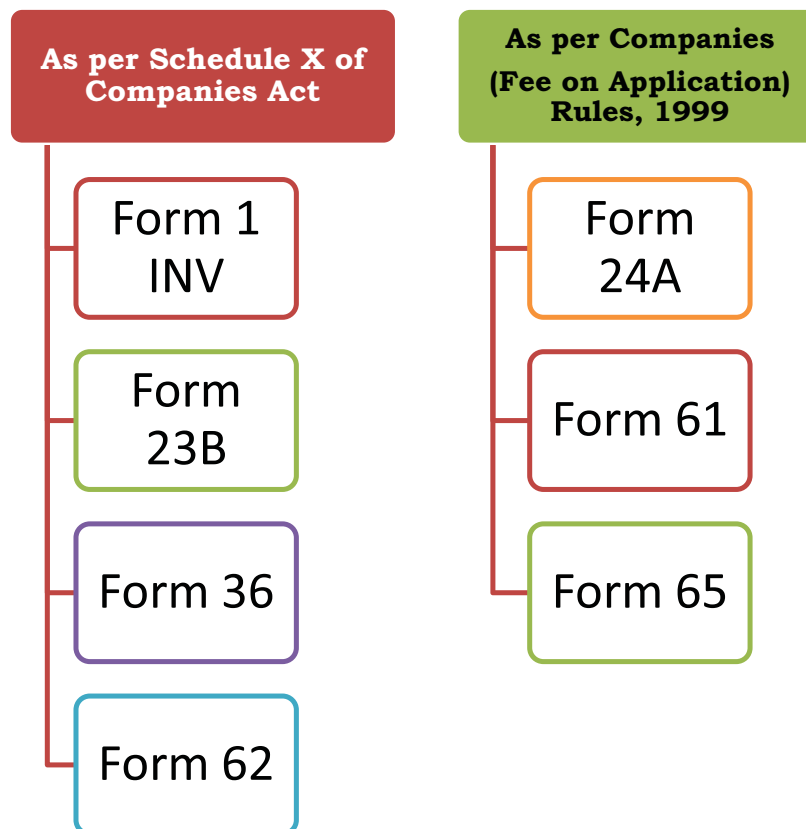
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_2_8_12_2012.pdf

General Circular No. 14/2012 - Imposing fees on certain e-forms filed with ROC, RD or MCA(HQ) under MCA-21 where at present no fee is prescribed

MCA has levied fees on certain forms for which earlier no fee was chargeable.

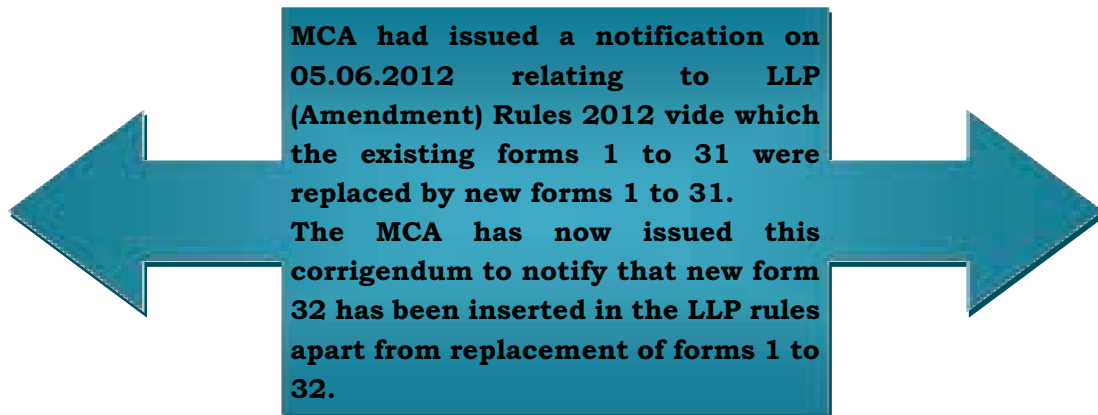


Details of fee charged is as under:



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_14_1_2012.pdf

Notification No. S.O (E) - Corrigendum to notification GSR 430(E) dated 05.6.2012



Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)_01_21_06_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)_01_21_06_2012.pdf)

Notification No. S.O (E) - Form DIN 1 amended



Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/notification/pdf/G.S.R298\(E\)_05_06_2012.pdf](http://www.mca.gov.in/Ministry/notification/pdf/G.S.R298(E)_05_06_2012.pdf)

**General Circular No. 13/2012 - Extension of time in Filing Annual Return
by Limited Liability Partnerships**

Time limit for filing
form 11 by LLPs
extended to 90
days for FY ended
31.03.2012 i.e.
upto 30.06.2012



Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_No_13_2012.pdf

**General Circular No. 12/2012 - Cost Accounting Records and Cost Audit –
general clarifications**

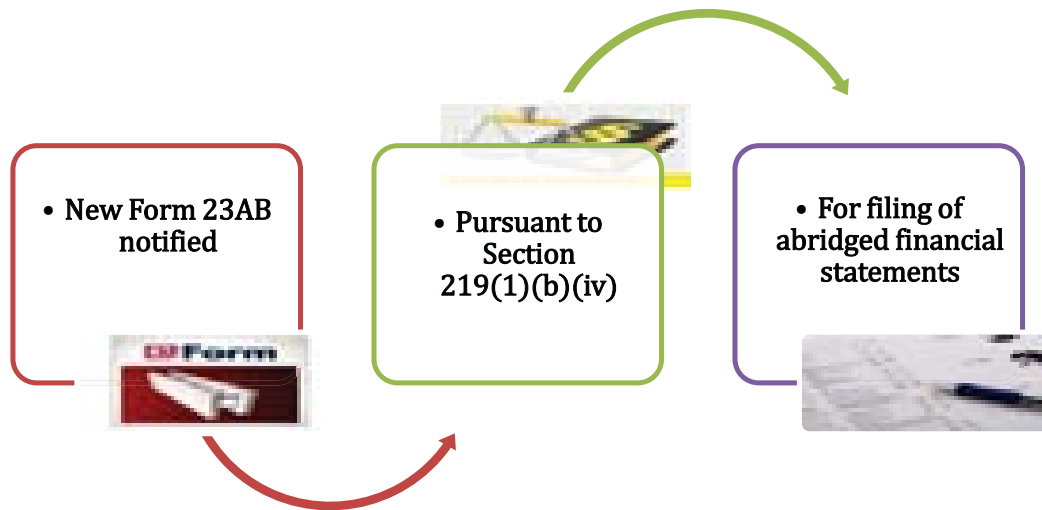
MCA clarifies that ALL circulars issued by it in 2011 and 2012 relating to Cost Audit and Accounting are applicable in respect of all the Cost Accounting Records Rules notified in 2011 and the industry specific Cost Audit Orders issued so far.

MCA has also clarified regarding the companies to whom Cost Audit Order No. 52/26/CAB-2010 dated 2nd May, 2011 is APPLICABLE.

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_No_12_2012.pdf

**Notification No. G.S.R. 411(E) - Companies (Central Government's)
General Rules and Forms (Amendment) Rules, 2012**



Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)411_31_05_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)411_31_05_2012.pdf)

**Notification No. GS.R. 395(E) - Companies (Director Identification
Number) Amendment Rules, 2012**

Following Amendments Made In Forms Din 1 and Din 4

- ⇒ Replacement of Point No. (i) in Annexure 1 to be attached to form DIN 1, and
- ⇒ Insertion of some additional fields in forms DIN 4, for changes in which forms DIN 4 can be filed. Like Residential status, photo etc.
- ⇒ Provision made for changing residential status in form DIN 4
- ⇒ Modifications made in Annexure 2 to be attached to form DIN 4.

Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/pdf/G.S.R\(E\)395_28_05_2012.pdf](http://www.mca.gov.in/Ministry/pdf/G.S.R(E)395_28_05_2012.pdf)

General Circular No. 11/2012 - Cost Accounting Records and Cost Audit - clarifications about coverage of certain sectors there under

All units located in Special Economic Zones (SEZs), Export Processing Zones (EPZs) and Free Trade Zones (FTZs) and also 100 % Export Oriented Units (EOUs) exempted from mandatory cost audit subject to following conditions -

- ⊙ Exemption is available only to specific units located in the above said zones and not to all units of a company.
- ⊙ No exemption for maintenance of Cost Accounting Records and filing of Compliance Report
- ⊙ If any regulatory body seeks cost audit data for any industry then cost audit will become applicable to all units of that industry
- ⊙ DTA sales not to exceed permissible limits
- ⊙ If any exempted unit migrates out of the zone then cost audit will become applicable.

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_No_11_2012.pdf

General Circular No. 10/2012 - Guidelines for declaring a financial Institution as Public Financial Institution under section 4A of the Companies Act, 1956

MCA has notified new conditions for declaring a financial institution as Public Financial Institution

Company should have been incorporated under a special Act or Companies Act

Main Business should be industrial/infrastructure financing

Co. to be in existence for atleast 3 years

Minimum networth of Rs. 1000 Crores

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_No_10_2012.pdf

General Circular No. 9/2012 - Compliance of the provisions of Companies Act, 1956 and the Rules made there under

With effect from 20.05.2012, following event based forms have been permitted from defaulting companies (companies who have not filed any of their balance sheet or annual return pertaining to any of the financial year 2007, 2008, 2009 and 2010)

a)	Form No.8 and Form No.10	Particulars of modification of charge(s) under Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.
b)	Form 17	Particulars of Satisfaction of Charge(s) from defaulting companies also.

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_No_09_2012.pdf

General Circular No. 8/2012 - Filing of Cost Audit Report (Form-I) and Compliance Report (Form-A) in the eXensible Business Reporting Language (XBRL) mode.



MCA mandates filing of all Cost Audit Reports and Compliance Reports by Cost Auditors under XBRL mode for the year 2011-12 onwards. Relevant Taxonomy is under development and is likely to be available after 30th June 2012 only.

Complete text of the circular is available on

http://www.mca.gov.in/Ministry/pdf/General_Circular_No_08_2012.pdf

General Circular No. 7/2012 - Name Availability Guidelines, 2011

Modifications announced in name availability guidelines with effect from 20.05.2012

❖ **In case of certification of form by a professional form will be processed under STP mode, but**

- ⇒ System will check online for similarity with trade-marks. If similarity is found, form will be processed under NON-STP Mode.
- ⇒ If any two words of the proposed name match exactly with any existing name then form will be processed under NON-STP Mode.

❖ **Incorporation forms can be filed only after**

- ⇒ 07.00 p.m. of the same day if form approved under STP before 11.00 A.M. on any working day.
- ⇒ 07.00 p.m. of the next working day if form approved under STP after 11.00 A.M. on any working day or on non-working day.

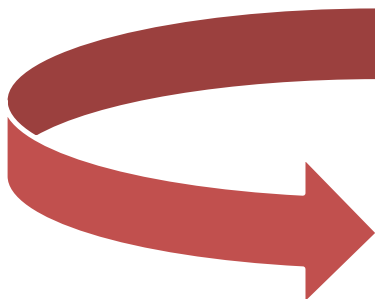
❖ **Applications containing single word (other than private limited/limited) will not be processed under STP Mode. For Eg. Anonymous Private Limited.**



Complete text of the circular is available on

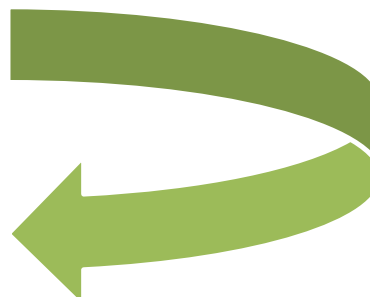
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_07_2012.pdf

Notification No. G.S.R. 298(E) - S.O. 804(E) - Schedule XIV amended for intangible assets created under Build, Operate, and Transfer, Build, Own, Operate and Transfer or any other form of Public Private Partnership Route



The current circular has made insertion in Schedule XIV of Companies Act, 1956 which provides the rates of depreciation for the purpose of sections 205 and 350 of the Act.

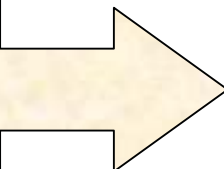
After the entry at serial No. IV relating to ships, entry has been made regarding “Intangible Assets (Toll Road) created under Build, Operate and Transfer, Build, Own, Operate and Transfer or any other form of Public Private Partnership Route”.



For more details, please refer to the complete notification available on
[http://www.mca.gov.in/Ministry/notification/pdf/G.S.R298\(E\)_17_04_2012.pdf](http://www.mca.gov.in/Ministry/notification/pdf/G.S.R298(E)_17_04_2012.pdf)

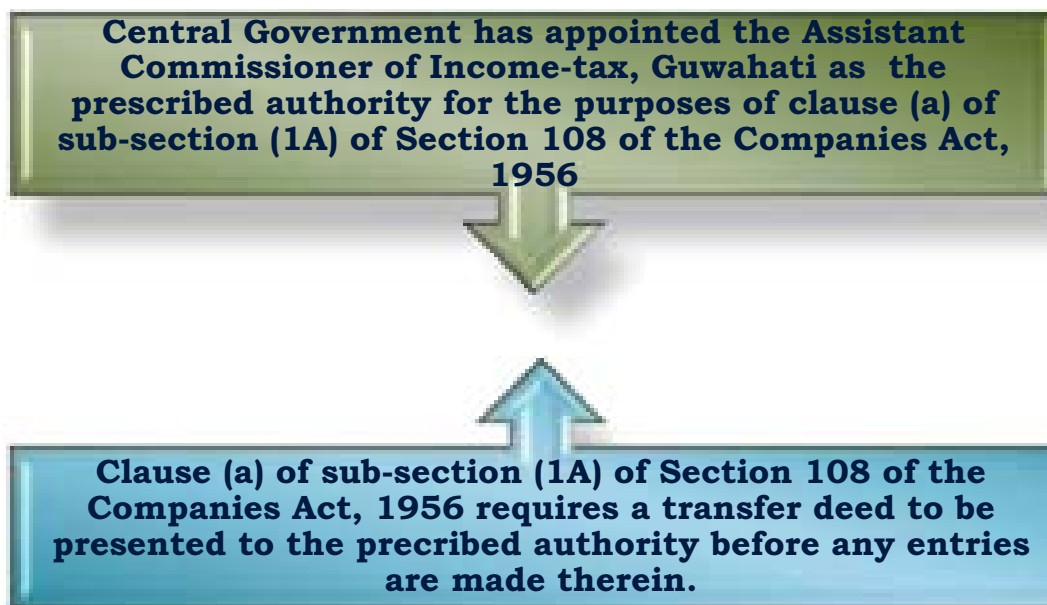
Notification No. S.O. 804(E). - National Advisory Committee on Accounting Standards reconstituted

National Advisory Committee on Accounting Standards constituted under the Chairmanship of Shri M.M. Chitale, Chartered Accountant, for a period up to the 28th February, 2013



Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/notification/pdf/S.O804\(E\)_11_04_2012.pdf](http://www.mca.gov.in/Ministry/notification/pdf/S.O804(E)_11_04_2012.pdf)

**Notification No. S.O. 733(E). - Companies (Central Governments')
General Rules & Forms,1956, Assistant Commissioner of Income Tax,
Guwahati appointed as prescribed authority for the purposes of Section
108(1A) (a) of the Companies Act,1956.**



Complete text of the notification is available on
[http://www.mca.gov.in/Ministry/notification/pdf/SO_733\(E\)_04apr2012.pdf](http://www.mca.gov.in/Ministry/notification/pdf/SO_733(E)_04apr2012.pdf)

**General Circular No. 6/2012 - Constitution of a Committee to formulate a
Policy Document on Corporate Governance**

Shri Sudhir Mittal, Additional Secretary, has been nominated as the representative of MCA on the Committee formed for Corporate Governance Policy



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_06_2012.pdf

**General Circular No. 5/2012 - Constitution of a Committee to formulate a
Policy Document on Corporate Governance**



*The Current circular has made
some minor corrections in the
names and designation of
Committee Members constituted
for Corporate Governance
Policy*

Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_05_2012.pdf

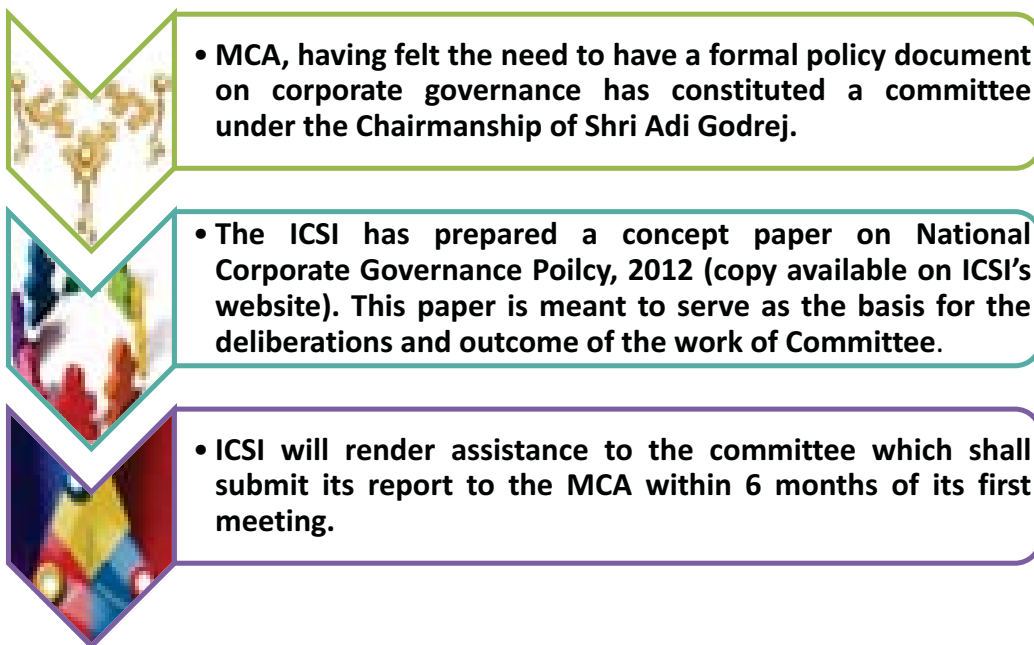
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**General Circular No. 4/2012 - Allotment of Director's
Identification Number (DIN) under Companies Act, 1956**

**Last date for filing form DIN-4 by DIN holders for
furnishing PAN and to update PAN details extended
upto 30.04.2012.**

Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_04_2012.pdf

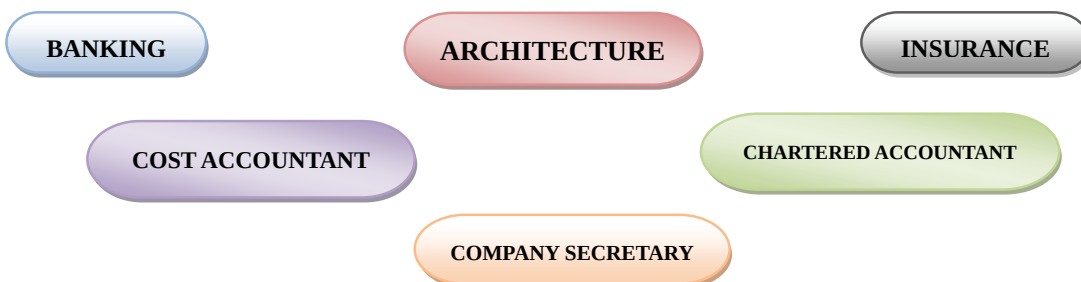
General Circular No. 3/2012 - Constitution of a Committee to formulate a Policy Document on Corporate Governance



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_03_2012.pdf

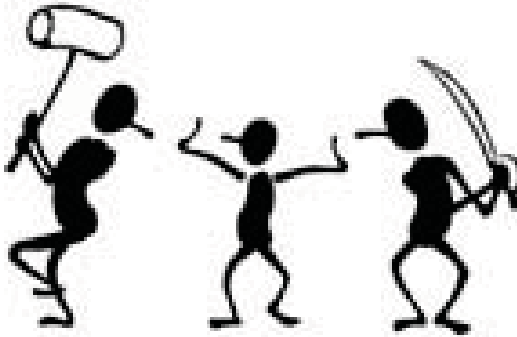
General Circular No. 2/2012 - Registration of Companies or LLPs which have one of their objects is to carry on the profession of Chartered Accountant, Cost Accountant, Architect, Company Secretary etc.

As per this circular, in-principle approval / NOC from the concerned regulator/professional Institutes is required in case of incorporation of companies/llps where one of the objects is to carry on the business of



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_02_2012.pdf

General Circular No. 1/2012 - Filing of conflicting returns by contesting parties - clarification regarding



The current circular has been issued in super-session of Ministry's circular No. 19 and 20 of 2011 issued on 02.05.2011 laying down certain procedure to regulate cases wherein filing of conflicting returns with regard to appointment of Directors or change of Director/Directors was laid down.

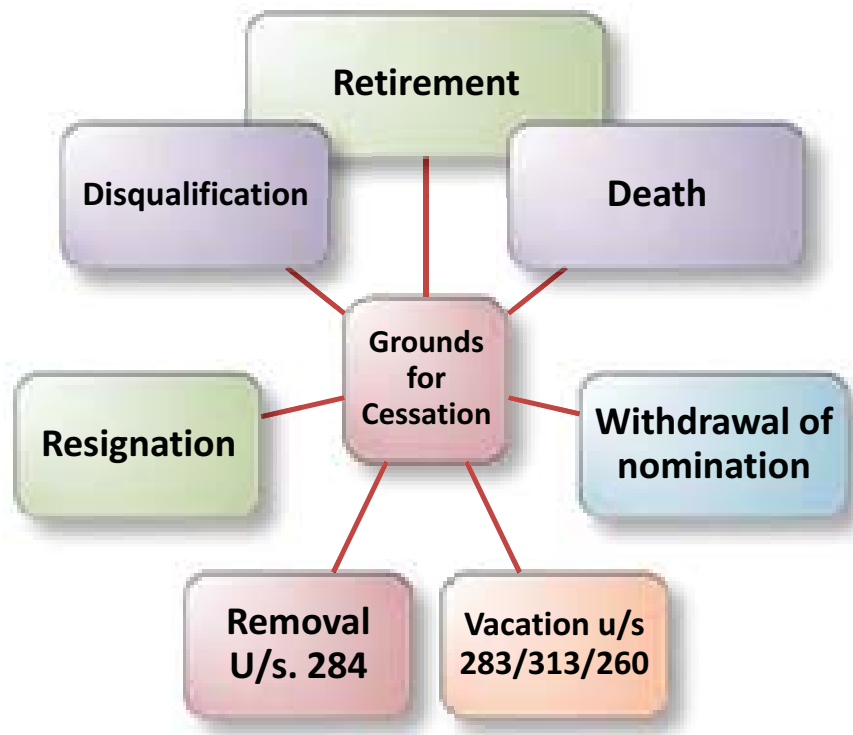
The Current circular mandates attaching the proof of cessation of director while filing form 32 in case of companies having management dispute.



Aggrieved Director
can file compliant
to ROC

ROC will mark the
co. as having mgt
dispute

Till dispute is
settled, forms will
not be available
for public vieweing



Complete text of the circular is available on
http://www.mca.gov.in/Ministry/pdf/General_Circular_No_01_2012.pdf