



24th July 2020 – Issue 290

THE CONSUMER PROTECTION ACT, 2020

The Consumer Protection Act, 2020 has been in force from July 21, 2020. The said Act enables consumers to file complaints electronically and file complaints in consumer commissions that have jurisdiction over the place of his residence instead of the earlier practice of filing case at the place of purchase or where the seller has its registered office.

➤ **No fee for filing cases up to Rs 5 lakh:**

As per the Consumer Disputes Redressal Commission Rules, there will be no fee for filing cases up to Rs 5 lakh.

➤ **Appear for the hearing via video conferencing:**

The Consumers can attend the hearing of the case through video conferencing, according to the new law

➤ **Seek compensation under product liability:**

This new law includes the product manufacturer, product service provider and product seller, for any claim for compensation.

➤ **Punishment for sale of spurious goods:**

The new law provides for punishment by a competent court for the manufacture or sale of adulterant/spurious goods. The court may, in case of the first conviction, suspend any licence issued to the person for a period of up to two years, and in case of second or subsequent conviction, cancel the licence, he said.

➤ **Law empowers State and District Commissions to review orders:**

As per the new law, State and District Commissions can review orders passed by the consumer commissions.

➤ **Mediation under Consumer Commissions:**

The Complaint will be referred by a Consumer Commission for mediation, wherever scope for early settlement exists and parties agree for it. This mediation will be held in the Mediation Cells, which is to be established under



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the aegis of the Consumer Commissions.

➤ **Mandatory for e-tailers to display refund, exchange, warranty details:**

Under the e-commerce rules, it has been made mandatory for e-commerce platforms to display details about price, expiry date, return, refund, exchange, warranty and guarantee, delivery and shipment, modes of payment, grievance redressal mechanism, payment methods, the security of payment methods, charge-back options, etc. Additionally, sellers must also display 'country of origin' which will enable the consumer to make an informed decision at the pre-purchase stage.

➤ **E-retailers must specify background about sellers:**

E-retailers must prominently display details about the 'sellers' offering goods and services, including the name of their business, whether registered or not, their geographic address, customer care number, any rating or other aggregated feedback about such seller.

The full text of the Consumer Protection Act, 2020 can be accessed at:

[Click Here](#)

The Securities Exchange Board of India vide press release no. 40/2020 dated July 22, 2020 has provided Implementation of Section 51A of UAPA, 1967: Updates to UNSC's 1267/ 1989 ISIL (Da'esh) & Al-Qaida Sanctions List - Addition of one individual

- SEBI vide press release no. 40/2020 dated July 22, 2020 has provided Implementation of Section 51A of UAPA, 1967: Updates to UNSC's 1267/ 1989 ISIL (Da'esh) & Al-Qaida Sanctions List -Addition of one individual.
- Clause 2.8 of the SEBI Master Circular Guidelines on Anti-Money Laundering (AML) Standards and Combating the Financing of Terrorism (CFT) / Obligations of Securities Market Intermediaries under the Prevention of Money Laundering Act, 2002 and Rules framed there under dated Oct 15, 2019 inter-alia states that registered intermediaries should ensure that accounts are



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not opened in the name of anyone whose name appears in updated list of individuals and entities which are subject to various sanction measures such as freezing of assets/accounts, denial of financial services etc., as approved by the Security Council Committee established pursuant to various United Nations' Security Council Resolutions (UNSCRs). Registered intermediaries shall continuously scan all existing accounts to ensure that no account is held by or linked to any of the entities or individuals included in the list.

- As per the instructions from Ministry of Home Affairs (MHA), individuals, groups, undertakings or entities seeking to be removed from the Security Council's ISIL (Da'esh) and Al-Qaida Sanctions List can submit their request for delisting to an independent and impartial Ombudsperson who has been appointed by the United Nations Secretary-General

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The Securities Exchange Board of India vide circular no. SEBI/HO/ISD/ISD/CIR/P/2020/135 dated July 23, 2020 issued guidelines for Reporting to Stock Exchanges regarding violations under Securities and Exchange Board of India (Prohibition of Insider Trading) Regulations, 2015 relating to the Code of Conduct (CoC)

- SEBI vide circular no. SEBI/HO/ISD/ISD/CIR/P/2020/135 dated July 23, 2020 issued guidelines for Reporting to Stock Exchanges regarding violations under Securities and Exchange Board of India (Prohibition of Insider Trading) Regulations, 2015 relating to the Code of Conduct (CoC).
- In terms of clause 13 of Schedule B (in case of listed companies) and clause 11 of Schedule C (in case of intermediaries and fiduciaries) read with Regulation 9 of the PIT Regulations, the listed companies, intermediaries and fiduciaries shall promptly inform the Stock Exchange(s) where the concerned securities are traded, regarding violations relating to CoC under PIT Regulations in such form and manner as may be specified by the Board from time to time.



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- Further, in terms of clause 12 of Schedule B and clause 10 of Schedule C read with Regulation 9 of the PIT Regulations, any amount collected by the listed companies, intermediaries and fiduciaries under these clauses for violation(s) of CoC shall be remitted to the Board for credit to the Investor Protection and Education Fund (IPEF) administered by the Board under the Securities and Exchange Board of India Act, 1992.
- This circular is issued in exercise of the powers conferred under section 11(1) of the Securities and Exchange Board of India Act, 1992 read with regulations 4(3) and 11 of the PIT Regulations and to protect the interests of investors in securities and to promote the development of and to regulate the securities market and shall come into force with immediate effect.

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