



**11<sup>th</sup> September 2020 – Issue  
297**

***The Ministry of Corporate Affairs vide general circular no. 29/2020 dated September 10, 2020 has provided relaxation of additional fees and extension of last date of filing of CRA-4 (form for filing of cost audit report) for FY 2019-20 under the Companies Act, 2013 – reg***

- MCA vide general circular no. 29/2020 dated September 10, 2020 has provided relaxation of additional fees and extension of last date of filing of CRA-4 (form for filing of cost audit report) for FY 2019-20 under the Companies Act, 2013 – reg.
- In view of the extra-ordinary disruption caused due to pandemic, it has been decided that if cost audit report for the financial year 2019-20 by the cost auditor to the Board of Directors of the Companies is submitted by 30<sup>th</sup> November, 2020 then the same would not be viewed as violation of rule 6(5) of Companies (Cost Records and Audit) Rules, 2014. Consequently, the cost audit report for the financial year ended on 31<sup>st</sup> March, 2020 shall be filed in e-form CRA-4 within 30 days from the date of receipt of the copy of the cost audit report by the Company. However, in case a Company has availed extension of time for holding Annual General Meeting then e-form CRA-4 may be filed within the timeline provided under the proviso to rule 6(6) of the Companies (Cost Records and Audit) Rules, 2014.

[Click Here](#)

***The Reserve Bank of India vide notification no. RBI/2020-21/34 DOR.No.BP.BC/13/21.04.048/2020-21 dated September 07, 2020 has issued Resolution Framework for COVID-19-related Stress – Financial Parameters***

- RBI vide notification no. RBI/2020-21/34 DOR.No.BP.BC/13/21.04.048/2020-21 dated September 07, 2020 has issued Resolution Framework for COVID-19-related Stress – Financial Parameters.
- Lending institutions are free to consider other financial parameters as well



*Lex Favios*  
*Advocates & Solicitors*

while finalizing the resolution assumptions in respect of eligible borrowers apart from the above mandatory key ratios and the sector-specific thresholds that have been prescribed. The above requirements are applicable even in cases when there is only one lending institution with exposure to an eligible borrower.

- Given the differential impact of the pandemic on various sectors/entities, the lending institutions may, at their discretion, adopt a graded approach depending on the severity of the impact on the borrowers, while preparing or implementing the resolution plan. Such graded approach may also entail classification of the impact on the borrowers into mild, moderate and severe, as recommended by the Committee.
- It is further clarified that signing of ICA is a mandatory requirement for all lending institutions in all cases involving multiple lending institutions, where the resolution process is invoked, and the requirement of additional provisions if the ICA is not signed within 30 days of invocation does not substitute for the mandatory nature of ICA. Compliance with this regulatory requirement shall be assessed for all lending institutions as part of the supervisory review.

[Click Here](#)

***The Securities Exchange Board of India vide circular SEBI/HO/ISD/ISD/CIR/P/202 dated September 09, 2020 has provided automation of Continual Disclosures under Regulation 7(2) of SEBI (Prohibition of Insider Trading) Regulations, 2015 - System driven disclosures***

- SEBI vide circular SEBI/HO/ISD/ISD/CIR/P/202 dated September 09, 2020 has provided automation of Continual Disclosures under Regulation 7(2) of SEBI (Prohibition of Insider Trading) Regulations, 2015 - System driven disclosures.
- SEBI, vide circular no. CIR/CFD/DCR/17/2015 dated December 01, 2015, CFD/DCR/CIR/2016/139 dated December 21, 2016 and SEBI/HO/CFD/DCR1/CIR/ P/2018/85 dated May 28, 2018, implemented the system driven disclosures in phases, under SEBI (Substantial Acquisition of



*Lex Favios*  
*Advocates & Solicitors*

Shares and Takeovers) Regulations, 2011 and PIT Regulations.

- Pursuant to the aforesaid amendment of PIT Regulations and discussions held with the Stock Exchanges and Depositories, it has now been decided to implement the system driven disclosures for member(s) of promoter group and designated person(s) in addition to the promoter(s) and director(s) of company (hereinafter collectively referred to as entities) under Regulation 7(2) of PIT Regulations. It may be noted that for the entities from jurisdictions where lockdown has already been lifted, the relaxation provided under the aforesaid circular dated March 30, 2020 shall not be applicable.
- 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.

[Click Here](#)

***The Securities Exchange Board of India vide circular SEBI/HO/MIRSD/RTAMB/CIR/P/2020/166 dated September 07, 2020 has provided Re-lodgement of Transfer Requests Shares***

- SEBI vide circular SEBI/HO/MIRSD/RTAMB/CIR/P/2020/166 dated September 07, 2020 has provided Re-lodgement of Transfer Requests Shares.
- In terms of Regulation 40 (1) of SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015, transfer of securities held in physical mode has been discontinued w.e.f. April 01, 2019. Subsequently, vide Press Release No. 12/2019 dated March 27, 2019, it was clarified that transfer deeds lodged prior to deadline of April 01, 2019 and rejected / returned due to deficiency in the documents may be re-lodged with requisite documents.
- It has been decided to fix March 31, 2021 as the cut-off date for re-lodgement of



*Lex Favios*  
*Advocates & Solicitors*

transfer deeds. Further, the shares that are re-lodged for transfer (including those request that are pending with the listed company / RTA, as on date) shall henceforth be issued only in demat mode.

- This circular is being issued in exercise of powers conferred under Section 11 (1) of the Securities and Exchange Board of India Act, 1992, to protect the interests of investors in securities and to promote the development of, and to regulate the securities market.

[Click Here](#)

\*\*\*\*

In case you have suggestions or do not wish to receive our newsletter,  
please email us at [info@lexfavios.com](mailto:info@lexfavios.com)

#### **Contact details**

**Sumes Dewan**

*Managing Partner*

*Lex Favios*

Email: [sumes.dewan@lexfavios.com](mailto:sumes.dewan@lexfavios.com)

Tel: 91-11-32084941 (D) 91-11-41435188/45264524