

MCA UPDATES

1. The Companies (Accounts) Second Amendment Rules, 2023

On **May 31, 2023**, MCA vide **Notification No.: G.S.R 408(E)** notified the Companies (Accounts) Second Amendment Rules, 2023 (“the Amendment Rules”) which has amended the Companies (Accounts) Rules, 2014 (“the Original Rules”). **The amendment is effective from May 31, 2023.**

In Rule 12 (1B) of the Original Rules, a new proviso has been inserted after the second proviso which reads that for the financial year 2022-23, Form CSR-2 shall be filed separately on or before March 31, 2024, after filing Form AOC-4 or Form AOC-4-NBFC (Ind AS) or Form AOC-4 XBRL as may be applicable.

Comments: Form CSR-2 is to be filed separately and it is not part of Form AoC-4

The link for the aforesaid Notification is as below:

[getdocument \(mca.gov.in\)](#)

2. Limited Liability Partnership (Amendment) Rules, 2023.

On **June 02, 2023**, MCA vide **Notification No.: G.S.R 411(E)** notified the Limited Liability Partnership (Amendment) Rules, 2023 (“the Amendment Rules”) which shall be effective immediately upon its publication.

A new format of e-Form LLP 3 is prescribed (Information with regard to Limited Liability Partnership Agreement and changes, if any, made therein) with additional disclosure requirements as mentioned in the Notification.

The link for the aforesaid Notification is as below:

[getdocument \(mca.gov.in\)](#)

3. Notification under Section 14 of the Insolvency and Bankruptcy Code 2016.

On **June 14, 2023**, MCA vide **Notification No.: G.S.R 2660(E)** notified that the provisions of Section 14(1) of the Insolvency and Bankruptcy Code, 2016, relating to Moratorium, shall not apply to certain transactions, arrangements, or agreements entered by corporate debtors, namely:

- (i) the Production Sharing Contracts, Revenue Sharing Contracts, Exploration Licenses and Mining Leases made under the Oilfields (Regulation and Development) Act, 1948 and rules made thereunder; and
- (ii) any transactions, arrangements or agreements, including Joint Operating Agreement, connected or ancillary to the transactions, arrangements or agreements referred to in clause (i).

The link for the aforesaid Notification is as below:

<https://www.mca.gov.in/bin/dms/getdocument?mds=igjGKv5zktdufUjKGZkigA%253D%253D&ty pe=open>

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Amita Desai & Co. Company Secretaries, Mumbai

4. Relaxation in paying additional fees in case of delay in filing DPT-3 for the Financial Year ended on March 31, 2023, up to July 31, 2023

On **June 21, 2023**, MCA vide **Circular No. 6/2023** informed relaxation in the payment of additional fees up to July 31, 2023, in case of delay in filing e-Form -DPT-3 (Return of Deposit) for the financial year ending on March 31, 2023. The last date of filing e-Form DPT-3 is June 30, 2023 however, taking into consideration the shift of MCA-21 Portal from Version 2 to Version 3, this relaxation has been announced by MCA.

The link for the aforesaid Circular is as below:

<https://www.mca.gov.in/bin/dms/getdocument?mcs=GZbzY8G5s24kITjoGKWLQQ%253D%253D&type=open>

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