



APAC & ASSOCIATES LLP
Company Secretaries

ONE CONCEPT ONE SLIDE

Web Series – Oct. 2019_9

Topic: Corporate Social Responsibility (CSR)

We have shifted
to new office

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- Net Worth \geq Rs.500 cr, or
- Turnover \geq Rs.1000 cr, or
- Net Profit Before tax \geq Rs. 5 cr

Applicability



- Composition \geq 2 directors + at least 1 Independent Director, if applicable
- Role:
 - Formulate CSR policy
 - Recommend expenditure in CSR activities
 - Monitoring

Committee



- Contents:
 - Activities
 - Monitoring process
 - Approved by Board
 - Uploaded on website
 - Board's Report disclosure [Rule 8(1)]

Policy

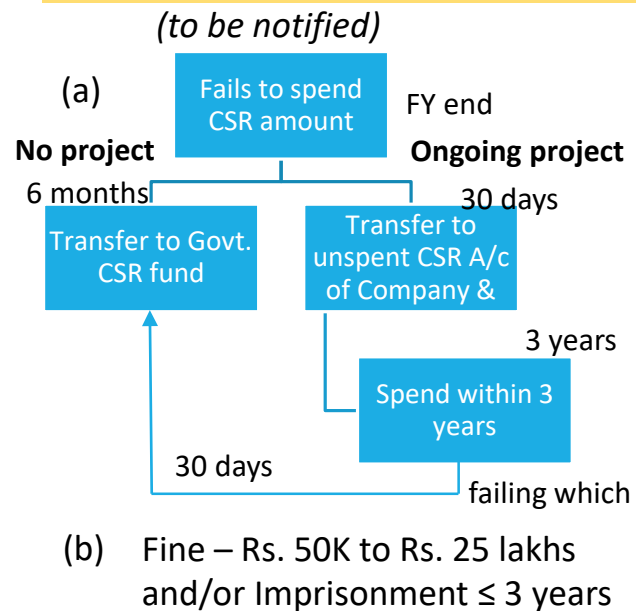


- At least 2% of average Profit Before Tax of 3 preceding FYs
- \leq 5% Admin Expenses of above

Expenditure



Proposed Amendments:



Inclusions (Recent):

Areas/Subjects as per Schedule VII*:

- Disaster Management
- Swach Bharat Kosh
- Clean Ganga Fund etc.
- Slum Area Development
- **Activities related to COVID-19 (including contribution to PM-CARES)#**
- **#effective- March 23, 2020**

* hunger, poverty, malnutrition, education, gender equality, sustainability, Heritage, rural development

Exclusions

- Activities outside India
- Projects only for the benefit of employees and their families.
- Contribution made to political parties.

Recommendations

Third party assessment - 5% random Companies

Eligibility to CSR expenditure for tax deductions

Statutory Financial Audit

Not to treat CSR as resource gap funding for government authorities

CSR committee exemption – Companies with CSR Expenditure < 50 Lakh

Need & Impact assessment studies – Companies with CSR expenditure \geq Rs. 5 cr for 3 last FYs

LLPs & Banks to come under CSR guidelines

Geo-tagging of CSR projects - MCA



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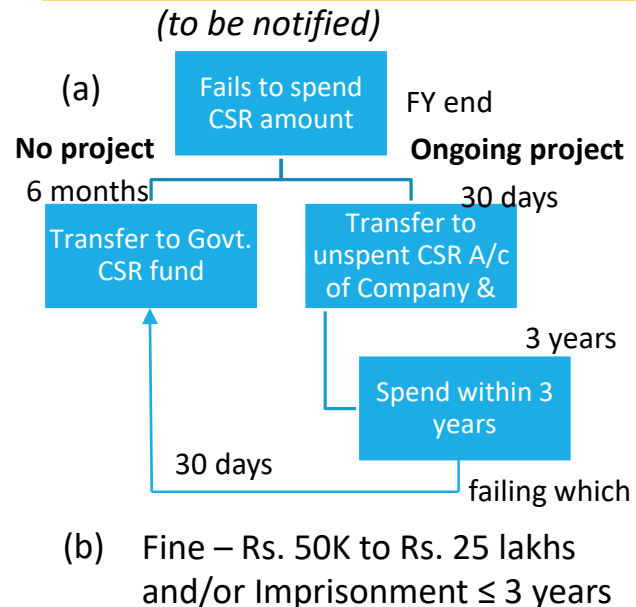


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PUBLICATIONS - APAC

Weekly Updates:

WEEKLYTE
SECRETARIAL UPDATES

Week 26 (2019-2020)

LAW UPDATES

Significant Beneficial Owner-Extension for E-form BEN-2 till 31.12.2019

Consequent to the representations and certain new aspects which require further examination and clarification, the time limit for filing of e-form BEN-2 (reporting of Significant Beneficial Owner) is extended upto 31.12.2019 without payment of an additional fees.

Source: http://mca.gov.in/Ministry/pdf/GeneralCircular_24092019.pdf

Unique Alpha-numeric Identification Number (Code)

CSI has made mandatory to quote a unique code for:

The members in practice (ICSI UDIN) in every document except an e-form, signed by...

Monthly Updates:

MONTHLYTE
Secretarial Updates August 2019

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A. Re-Shaping of Law

1.0 CSR Recommendations of High-Level Committee (HLC)

Pg. 4-5

B. Regulatory Changes

1.2 Companies (Amendment) Act, 2019- Enforcement

1.5 IEPF Compliance- Amendment

Private Circulation On

Regular Online Updates

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