

Extension of time limit for filing of Form CSR-2 (Report on Corporate Social Responsibility)

MCA has extended the Due date for filing of Form CSR-2 for FY 2020-21 from 31st May 2022 to 30th June, 2022. Filing of Form CSR-2 is applicable to every company, having CSR applicability under Section 135(1) of the Companies Act.

For the FY 2021-22, Form CSR-2 will also be required to be filed separately after filing Form AOC-4 etc on or before 31st March, 2023.

<https://egazette.nic.in/WriteReadData/2022/236165.pdf>

Appointment of a person as director if such person is a resident of a country which shares land border with India

MCA has amended the Companies (Appointment and Qualification of Directors) Rules relating to appointment of a person as a director, if he or she is a national of a country which shares land border with India. Now such a person would be required to seek necessary security clearance from the Ministry of Home Affairs, Government of India which shall also be attached along with the consent by such person to act as a director.

If such person applies for DIN, application number shall not be generated automatically if necessary security clearance from the Ministry of Home Affairs, Government of India is not attached along with the application for DIN.

Earlier MCA, on 5th May 2022, has amended the Companies (Prospectus and Allotment of Securities) Rules. As per amended Rules, no offer or invitation of any securities shall be made to body corporate or national of a country which shares land border with India unless necessary approval under FEMA is obtained and attached with the offer cum application letter.

This is also in line with the changes made vide Notification dt. 20th May 2022 in Companies (Incorporation) Second Amendment Rules, 2022. If a national of a country which shares a land border with India is proposed to be appointed as director, it is required to be declared under Declaration in Form INC-32 (SPICe+) whether necessary security clearance from Ministry of Home Affairs, Government of India has been obtained or not. If yes, it shall be attached with the consent.

<https://www.mca.gov.in/bin/dms/getdocument?mds=U4Pl6Cz4l3T9YHrD1ZOq2g%253D%253D&type=open>