



NEWSLETTER ^{Weekly}

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MINISTRY OF FINANCE

1. Income-tax (26th Amendment) Rules, 2021

The Central Board of Direct Taxes, in exercise of the powers conferred by sub-clause (b) of clause (i) of sub-section (7) of section 144B read with section 295 of the Income-tax Act, 1961 (43 of 1961), vide notification dated 06.09.2021 has made Income-tax (26th Amendment) Rules, 2021, to further amend Income-tax Rules, 1962.

Notification can be accessed here:

<https://egazette.nic.in/WriteReadData/2021/229448.pdf>

2. Income-tax (28th Amendment) Rules, 2021

The Central Board of Direct Taxes, in exercise of the powers conferred by clause (XI) of the proviso to clause (x) of sub-section (2) of section 56 read with section 295 of the Income-tax Act, 1961 (43 of 1961), vide notification dated 10.09.2021 has made Income-tax (28th Amendment) Rules, 2021 further to amend the Income-tax Rules, 1962. These rules shall come into force from the 01.04.2022 and shall be applicable for the assessment year 2022-23 and subsequent assessment years.

Notification can be accessed here:

<https://egazette.nic.in/WriteReadData/2021/229539.pdf>

SECURITY EXCHANGE BOARD OF INDIA

1. Position Limits for Currency Derivatives Contracts.

Security Exchange Board of India vide circular dated 07/09/2021 based on feedback received from Stock Exchanges/ Clearing Corporations and upon a review of the same, has decided to revise the client level position limits, per stock exchange. The revised position limits shall also apply to Non Resident Indians (NRIs) and Category II FPIs that are individuals, family offices, and corporates. The provisions of this circular shall come into force with immediate effect.

Circular can be accessed here:

<https://www.sebi.gov.in/legal/circulars/sep-2021/position-limits-for-currency-derivatives-contracts-52450.html>

2. Securities and Exchange Board of India (Certification of Associated Persons in the Securities Markets) Regulations, 2007

SEBI vide notification dated 07/09/2021 has notified certification requirements of an associated person functioning as principal officer of a Portfolio Manager under Securities and Exchange Board of India (Certification of Associated Persons in the Securities Markets) Regulations, 2007.

Notification can be accessed from here:

<https://www.sebi.gov.in/legal/gazette-notification/sep-2021/notification-under-securities-and-exchange-board-of-india-certification-of-associated-persons-in-the-securities-markets-regulations-2007-nism-series-xxi-b-portfolio-managers-certification-examin-52517.html>

3. Securities and Exchange Board Of India (Listing Obligations and Disclosure Requirements) (Fifth Amendment) Regulations, 2021

Securities and Exchange Board of India, in exercise of the powers conferred by section 11, sub-section (2) of section 11A and section 30 of the Securities and Exchange Board of India Act, 1992 (15 of 1992) read with section 31 of the Securities Contracts (Regulation) Act, 1956, has amended the Securities and Exchange Board of India (Listing Obligations and Disclosure Requirements) Regulations, 2015 and has made Securities and Exchange Board Of India (Listing Obligations and Disclosure Requirements) (Fifth Amendment) Regulations, 2021. The said regulations shall come into force on the date of their publication in the Official Gazette.

Notification can be accessed here:

<https://egazette.nic.in/WriteReadData/2021/229485.pdf>

RESERVE BANK OF INDIA

1. Large Exposures Framework – Credit Risk Mitigation (CRM) for offsetting – non-centrally cleared derivative transactions of foreign bank branches in India with their Head Office.

Reserve Bank of India has, vide notification RBI/2021-22/97 DOR.CRE.REC.47/21.01.003/2021-22 dated 09/09/2021, advised that the Indian branches of foreign banks shall be permitted to reckon cash/unencumbered approved securities, the source of which is interest-free funds from Head Office or remittable surplus retained in Indian books (reserves), held with RBI under 11(2)(b)(i) of the Banking Regulation Act, 1949 ('BR Act') as CRM, for offsetting the gross exposure of the foreign bank branches in India to the Head Office (including overseas branches) for the calculation of LEF limit.

Notification can be accessed here:

<https://rbidocs.rbi.org.in/rdocs/notification/PDFs/NT976BE9580F4E044588822EF3B6CF493D15.PDF>

2. Tokenisation-Card Transactions: Permitting Card-on-File Tokenisation (CoFT) Services.

RBI vide notification RBI/2021-22/96 CO.DPSS.POLC.No.S-516/02-14-003/2021-22 dated 07/09/2021 has issued enhanced guidelines on Tokenization of Card Transactions which is based on tokenization framework advised vide circulars of January 2019 and August 2021 and now extended to Card-on-File Tokenization (CoFT) services as well.

Notification can be accessed here:

<https://rbidocs.rbi.org.in/rdocs/notification/PDFs/DPSSCOFTBA69C3B5B8CC4025AD089456DD857C5F.PDF>

3. Foreign Exchange Management (Export of Goods and Services) (Amendment) Regulations, 2021

The Reserve Bank of India, in exercise of the powers conferred by sub-section (1) and sub-section (2) of section 47 of the Foreign Exchange Management Act, 1999 has amended Foreign Exchange Management (Export of Goods and Services) Regulations, 2015 and has made Foreign Exchange Management (Export of Goods and Services) (Amendment) Regulations, 2021.

Notification can be accessed here:

<https://egazette.nic.in/WriteReadData/2021/229553.pdf>

You may send your suggestions at radha@asalegal.in

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