



### Ministry of Corporate Affairs notifies the Companies (Appointment and Qualification of Directors) Amendment Rules, 2020.

These rules shall come into the force from the date of their publication in the official gazette w.e.f **28<sup>th</sup> February, 2020**.

With the new amendment rule, following changes has been made in Rule 6 of Companies (Appointment and Qualification of Directors) Rules, 2014:

- MCA extended the last date of registration of independent directors in databank till **5 months (i.e 30<sup>th</sup> April 2020)** instead of 3 months from the 1<sup>st</sup> December 2019.
- Individuals need not pass the online proficiency self-assessment test conducted by Institute for keeping their name in the databank of Independent directors if they have served as a director or key managerial personnel, for a total period of **not less than ten years**, as on the date of inclusion of his name in

the databank, in one or more of the following:

- (a) Listed public company.
- (b) Unlisted public company having a paid-up share capital of rupees ten crore or more.
- (c) Body corporate listed on a recognized stock exchange.

Provided further that for the purpose of calculation of the period of ten years any period during which an individual was acting as a director or as a key managerial personnel in two or more **companies or bodies corporate** at the same time shall be counted only once.

[Detailed notification of MCA can be found at the following link.](#)

Sources: MCA notification dated 28.02.2020

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**MCA clarification: No statutory returns of EPFO/ESI by newly incorporated companies until they cross the thresholds limit as prescribed under relevant acts.**

Ministry of Corporate Affairs has provided the clarification on the mandatory registration of EPFO/ESI of new companies who are incorporated through SPICE plus form:

***“New companies incorporated through SPICE+ and thereby have obtained EPFO/ESI numbers will have to file statutory returns only when they cross thresholds prescribed under the relevant Acts”.***

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