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KEY SUMMARY OF WEBINAR DATED 23.01.2023 ON MCA V3 COMPANY FORMS

| S.No. | eForm | Purpose of Form | MCA V2 Version | MCA V3 Version |
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| 1 | SPICE+ PART A | Name reservation | 1. NIC code 2004 was used; 2. 2 digit NIC code was used. | 1. NIC code 2008 will be used; 2. 5 digit NIC code will be used . Maximum of 3 codes can be entered; |
| 2 | SPICE+ | Incorporation of Company | 1. MOA and AOA attached in | 1. Introduction of e-MOA and e-AOA for |

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| | PART B | | <p>SPICE+ Part B for Section 8 Company.</p> <ol style="list-style-type: none"> 2. INC-3 need to attach as separate attachment (In case of OPC). 3. No Bifurcation of capital in different classes 4. All attachments will be attached at the end of form. 5. Remarks of resubmission will be sent only on Company E-mail ID. 6. The requirement to provide INC-14 Declaration by Professional 7. The requirement to provide INC-15 Declaration by all subscribers and directors 8. No Geo co-ordinates required (longitude and latitude of Registered office of Company) | <p>section 8 companies also;</p> <ol style="list-style-type: none"> 2. INC-3 merged with SPICE+ PART B and DSC of nominee would be required(In case of OPC); 3. Bifurcation of capital into different classes; 4. Standardized noting in case of rejection or re-submission and remarks can be viewed through application history; 5. Declaration by professional is inserted in Form; 6. Declaration by all subscribers and directors in Form ; 7. Geo co-ordinates to be enquired (longitude and latitude of Registered office of Company); |
| 3 | URC-1 | Application by a Company for registration under section 366 | <ol style="list-style-type: none"> 1. Attachments required in V2 version <ul style="list-style-type: none"> • Consent of at least three-fourth of members agreeing for registration under this part; | <ol style="list-style-type: none"> 1. Attachments required: <ol style="list-style-type: none"> a. 'Resolution of unregistered companies in case of Chapter XXI (Part I) companies 2. Declaration added: |

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| | | | <ul style="list-style-type: none"> • Declaration from all the members regarding compliance as per section 8(1)(b) and section 8(1)(c) of the Act and detailed objects of the company; • Declaration of two or more directors verifying the particulars of all members/partners; • Declaration of two or more directors verifying the particulars of all members/partners; • Undertaking by the proposed directors for compliance with requirements of Indian Stamp Act, 1899; • Certificate from a CA/CS/CWA certifying the compliance with all the provisions of Stamp Act, to the extent applicable; | <ul style="list-style-type: none"> a. Consent of at least three-fourth of members agreeing for registration under this part, b. Declaration from all the members regarding compliance as per section 8(1)(b) and section 8(1)(c) of the Act and detailed objects of the company have been added as declarations in INC 9 form; c. Declaration of two or more directors verifying the particulars of all members/partners. d. Undertaking by the proposed directors for compliance with requirements of Indian Stamp Act, 1899 have been added as declarations in URC-1 form; e. Certificate from a CA/CS/CWA certifying the compliance with all the provisions of Stamp Act, to the extent applicable has been added as declaration under Declaration professional in URC-1; <p>3. Change in the name of attachment(s) from</p> <ul style="list-style-type: none"> • No objection certificate from the concerned Registrar of Firms or Registrar of Companies (LLP)' to 'Intimation from the concerned Registrar of Firms or Registrar of Companies (LLP)' • 'No objection certificate/Consent given by secured creditors' to 'NOC |
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| | | | | <p>from secured creditors along with charge-holder, if applicable';</p> <p>6. Inclusion of additional fields for capturing additional details of publication of advertisement objection details along with an attachment "Copy of objection(s) received from companies along with details of resolution(s) provided, if applicable"</p> |
| 4 | INC-35 | Agile Pro-S | | <p>1. A box to be displayed adjacent to the data entry in the form at FO level, for those fields where it is required to upload attachment such as Identity proof, residential proof etc. to ensure enhancement in BO processing;</p> |
| 5 | INC-9 | Declaration by Subscribers and First Directors | | <p>1. INC-15 added as 'Declaration by all subscribers and directors';</p> |
| 6 | DIR-12 | Appointment of Directors and the Key managerial personnel and the changes among them | <p><u>Type of Processing:</u></p> <p>In all cases, the form was in STP mode.</p> <p>1. In V2 Version there was no field of:</p> <ul style="list-style-type: none"> • Appointment due to disqualifications of all the existing directors • Appointment by liquidator/IRP/RP' <p>2. DIR-2 was attached as separate</p> | <p><u>Type of Processing:</u></p> <p>A. The form will be processed in Non-STP for the following scenarios:</p> <ul style="list-style-type: none"> • "Cessation' is selected in data field 3(a)-"Purpose of filing the form" and value selected in data field "due to" is "Vacation of office u/s 167"; • "Cessation is selected in data field 3(a)-"Purpose of filing the form" and value selected in data field "due to" is 'Removal u/s |

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| | | | <p>attachment.</p> | <p>169;</p> <ul style="list-style-type: none"> Value selected in data field 3(a) is Appointment due to disqualification of all the existing directors or Appointment by liquidator/IRP/RP; <p>B. In all other cases, the form shall be processed in STP mode.</p> <p><u>Changes/Enhancements proposed:</u></p> <p>1. Two new purposes added in case where all the directors of the company become disqualified under the Companies Act, 2013, in the section 'Purpose of filing the form' with the nomenclature as</p> <ul style="list-style-type: none"> 'Appointment due to disqualifications of all the existing directors' and in such case Promoter Shareholder shall have the signing rights 'Appointment by liquidator/IRP/RP' in case of liquidation and in such case liquidator shall have the signing rights; <p>2. Consent to act as a director in form DIR-2 shall be part of form DIR-12 itself. Further, it can be validated with the digital signature of the director appointed;</p> |
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| 7 | MGT-14 | Filing of Resolution and Agreement to the Registrar | <p>1. For objects NIC code 2004 was used.</p> <p>2. We have to attach separate MOA and AOA.</p> <p>3. Purpose Proposed resolution under section 94(1) was available in old form</p> <p>4. No option available in old form as mentioned below:</p> <ul style="list-style-type: none"> • Field "SRN of RUN • Insolvency and Bankruptcy Code, 2016 • Interim Resolution Professional (IRP)/ Resolution Professional (RP) | <p>1. In case of change of objects, introduction of NIC code 2008;</p> <p>2. e-MoA and e-AoA introduced as linked filing for multiple purposes;</p> <p>3. Change in processing type from NSTP to STP in case of 'Alteration in memorandum for change in name;</p> <p>4. Automatic change of status of the company to 'Under Liquidation' upon approval in case one of the purposes of passing the resolution is selected as 'Voluntary liquidation under sec 59;</p> <p>5. Purpose 'Proposed resolution under section 94(1) has been removed;</p> <p>6. Refence of section 94(1) and 192 removed from the header of the form;</p> <p>7. Field "SRN of RUN form added in case purpose selected is Alteration in memorandum for change in name;</p> <p>8. Sections pertaining to Insolvency and Bankruptcy Code, 2016 added in the form;</p> <p>9. Interim Resolution Professional (IRP)/ Resolution Professional (RP) has been added as Signatories;</p> |
| 8 | INC-20A | Declaration of commencement of business | <p>1. There was no need of "Photograph of Registered Office showing external building and</p> | <p>1. Attachment "Photograph of Registered Office showing external building and inside</p> |

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| | | | <p>inside office also showing therein at least one Director/KMP"</p> <p>2. Attachment "Subscribers proof of payment for value of shares" was required.</p> | <p>office also showing therein at least one Director/KMP" added;</p> <p>2. Linkage with Compliance module based on due date of Form INC-20A added in Compliance module;</p> <p>3. Attachment "Subscribers proof of payment for value of shares" has been removed and instead the same details are captured in the in the form;</p> |
| 9 | DIR-3 | Application for allotment of Director Identification Number (DIN) | 1. NO need of police station address | 1. Additional data field added to include jurisdictional police station in the address column. |
| 10 | INC-22 | Notice of change of Registered office | <p>This form was in STP mode in V2 version</p> <p>2. There was restriction on filling of the form due to pendency of other forms of the Company.</p> <p>3. Following attachment was required in V2 Version:</p> <ul style="list-style-type: none"> • Copy of order of competent authority; • List of all the companies (specifying their CIN) having the same registered office address, if any; • Copy of altered Memorandum of | <p><u>Type of Processing:</u></p> <p>This form shall be processed in STP mode when either of the below-mentioned purposes are chosen:</p> <ol style="list-style-type: none"> 1. Verification of Registered office post incorporation of company; 2. Change within the local limits of city, town, or village; 3. Change outside local limits of city, town, or village within the same ROC and state; <p>Form shall be processed in non-STP mode when either of the below mentioned purposes are</p> <ol style="list-style-type: none"> 1. Change in ROC within the same state; |

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| | | | association; | <p>2. Change in state within the jurisdiction of existing ROC;</p> <p>3. Change in state outside the jurisdiction of existing ROC;</p> <p><u>Changes/Enhancements proposed:</u></p> <p>2. Geo-coordinates to be enquired along with address;</p> <p>3. Restriction on filling of the form due to pendency of other forms removed;</p> <p>4. Following attachment removed:</p> <ul style="list-style-type: none"> • Copy of order of competent authority; • List of all the companies (specifying their CIN) having the same registered office address, if any; • Copy of altered Memorandum of association; |
| 11 | PAS-3 | Return of Allotment | <p>1. There was no bifurcation of capital into different classes.</p> <p>2. Earlier there was no declaration of confirmation on return of allotment pending to be filed for securities allotted prior to the date of allotment mentioned</p> | <p>1. Type of securities dropdown options have been changed and additional field enquiring type of allotment has been introduced;</p> <p>2. Bifurcation of capital into different classes to be provided;</p> |

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| | | | <p>3. List if allottees was required as attachment.</p> <p>4. Following attachment was required in V2 Version:</p> <ul style="list-style-type: none"> • Copy of Board or Shareholders' resolution; • Copy of the special resolution authorizing the issue of bonus shares; • Complete record of private placement offers and acceptances in Form PAS-5; | <p>3. Additional details related to valuation to be captured;</p> <p>4. Additional declaration field added in the form of a checkbox for confirmation on return of allotment pending to be filed for securities allotted prior to the date of allotment mentioned in the webform;</p> <p>5. For the attachment List of allottees an option to download the pre-designed template i.e. in excel format provided to the FO user;</p> <p>6. Following declaration point added to the webform:</p> <ul style="list-style-type: none"> • The Return of allotment in form PAS-3 is not pending for any such allotment of securities, prior to the date of allotment mentioned in field 6 of the form; • I hereby certify that I have gone through the agreements/contracts entered into by the Company as applicable for allotment of securities for consideration other than cash, the details of which have been provided in the form, and found them to be true, correct and complete and no material information is suppressed; <p>7. Declaration enquired under field now shifted under the declaration section;</p> <p>8. Following attachments removed:</p> |
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| | | | | <ul style="list-style-type: none"> • Copy of Board or Shareholders' resolution; • Copy of the special resolution authorizing the issue of bonus shares; • Complete record of private placement offers and acceptances in Form PAS-5; |
| 12 | SH-7 | Notice to Registrar of any alteration of share capital | <p>This form was in Non-STP mode in V2 version</p> <p>1. Need to attach separate attachments of MOA and AOA.</p> <p>2. Following attachment was required in V2 Version:</p> <ul style="list-style-type: none"> • Copy of order of Central Government • Copy of the order of the Tribunal • Copy of Board resolution authorizing redemption of redeemable preference shares | <p><u>Type of Processing:</u></p> <p>1. The form shall be processed in STP mode when purpose 'Increase in share capital independently by company is selected, and;</p> <p>2. The form shall be processed in non-STP mode in all other purposes;</p> <p><u>Changes/Enhancements proposed:</u></p> <p>1. e-MOA and e-AOA are now introduced as linked filings with Form</p> <p>2. Following attachments, are now captured in machine readable format through SRN of MGT-14 and INC-28:</p> <ul style="list-style-type: none"> • Copy of order of Central Government • Copy of the order of the Tribunal • Copy of Board resolution authorizing |

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| | | | | <p>redemption of redeemable preference shares</p> <p>3. Field capturing SRN of MGT-14 made mandatory for all cases except where ordinary resolution is passed;</p> <p>4. Details of Shares shall be captured class wise;</p> <p>5. Following declaration has been added to the webform:</p> <p>In case of redemption of preference shares out of profits of the company, amount equal to nominal amount of the shares to be redeemed has been transferred to Capital Redemption Reserve"</p> |
| 13 | INC-28 | Notice to Order the Court or Tribunal or any other competent authority | <p>This form was in Non-STP mode in V2 version</p> <p>1. There was no option for Interim Resolution Professional (IRP)/ Resolution Professional (RP) as Signatories</p> <p>2. There was no such fields:</p> <ul style="list-style-type: none"> • to capture the complete details of IRP, RP and Liquidator • to capture Paid up share capital in case purpose is selected as 'reduction of share capital | <p>1. New dropdowns added and amendments made to existing dropdowns for which the form can be filed;</p> <p>2. Additional fields introduced to capture the complete details of IRP, RP and Liquidator;</p> <p>3. Additional fields introduced to capture Authorised share capital of Transferor company and Transferee company in case of amalgamation or merger;</p> <p>4. Additional fields introduced to capture Paid up share capital in case purpose is</p> |

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| | | | <ul style="list-style-type: none"> to capture Authorised share capital of Transferor company and Transferee company in case of amalgamation or merger | <p>selected as 'reduction of share capital;</p> <p>5. Nomenclature of attachment 'Copy of court order or NCLT or CLB or order by any other competent authority has been changed to "Copy of order of Court/ NCLT/ NCLAT/BIFR/ Central Government/ DRT/ any other Competent Authority;</p> <p>6. Interim Resolution Professional (IRP)/ Resolution Professional (RP) has been added as Signatories;</p> <p>7. Automatic change of status upon approval of form, wherein purpose of filing of application pertains to Insolvency and Bankruptcy Code, 2016;</p> |
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Other Points:-

- Auto Pre-filling of common fields across forms, ensuring data consistency and effort reduction
- Form fields optimization by removal of duplicate/redundant fields.
- Minimization of attachments by introducing of fields/ declaration in the form of digital attachments
- Maximum size of individual attachments increased to 2 MB & overall form size increased to 10 MB
- In case of issue, please raise ticket with MCA portal;
- Several checks/business rules are put in place at FO level to check compliance with The Companies (Incorporation) Rules, 2014.
- All Forms are we based

Disclaimer:

The Comparisons chart of MCA V2 and V3 forms provided by Sumit Grover and Associates is for general purpose only. All information in this Comparisons chart is provided in good faith, however we make no representation or warranty of any kind, express or implied, regarding the accuracy, adequacy, validity, reliability, availability or completeness of information in this Comparisons chart.

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