



# Digital Training on FEMA

## Legal & Compliance



To promote the systematized development and maintenance of a healthy foreign exchange market in India along with other various objectives, Foreign Exchange Management Act, 1999 (FEMA) was enacted by the parliament. Since its introduction, a lot of relaxations have been introduced by Reserve Bank for smooth facilitation of trade operations. Recently in order to survive these unprecedented times, Government has reviewed the extant FDI policy in order to curb the opportunistic takeovers/acquisitions of Indian companies due to the current pandemic. Achromic Point brings this highly Interactive **Digital Training on FEMA- Legal & Compliance** discussing the Foreign Direct Investments along with External Commercial Borrowings (ECB), Investigations by Enforcement and much more.

Digital Marketing Partner



Online Platform



# AGENDA

18  
January | 11:30 AM  
01:00 PM

### Session 1: Foreign Direct Investments

- Issue / Transfer of Securities
- Pricing
- Indemnity
- Convertible securities
- Right issue / Bonus issue / ESOP
- Downstream investments – retail, pharma, financial services etc.

19  
January | 11:30 AM  
01:00 PM

### Session 2: External Commercial Borrowings (ECB)

- Revised Regime – 2019
- Routes of availing FCY ECB and INR ECB
- Eligible Borrowers and Lenders, Maturity period, End use restrictions
- ECB Liability/ Equity Ratio
- Guarantees/Security, Repayment and Refinancing
- Procedure and Compliance
- Trade Credits and Structured Obligation
- Other Instruments that require Compliance with ECB norms

20  
January | 11:30 AM  
01:00 PM

### Session 3: Investigations by Enforcement Directorate / Compounding by RBI

- Powers of ED / RBI
- Foreign Currency Account by a person resident in India
- Investigation notices and Compliances
- How to handle investigations
- Procedure and Process
- Compounding fee / penalty that can be imposed

21  
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01:00 PM

### Session 4: Export and import of Goods and Services

- Export and Import compliances, settlement, advances and interest payments
- Export on re-import basis and import on reimport basis
- Third Party payments / receipts
- Factoring of import / export bills
- Merchanting trade
- Write off / netting off
- EDF Waiver
- IPDMS & EPDMS – challenges / options
- Case studies

25  
January | 04:00 PM  
05:30 PM

### Session 5: Overseas Direct Investments by a person resident in India

- Automatic vs. Approval route
- Investment / financial commitment limits
- Issue of guarantee to overseas subsidiary / Wos
- Multiple investment companies outside India
- Post investment changes
- Disinvestment conditions and issues
- Overseas Direct Investment by Resident Individuals
- Compliance procedure and Process

Who Should

### ATTEND

- Procurement Personnel
- Finance personnel
- Head/Managers of Trade finance
- Company Secretaries
- General Counsel/Legal Counsel
- Head/Managers of Regulatory Compliance

# Thought LEADERS



## Shashishekhar Chaugule

*Partner, Tax & Regulatory services*  
**Desai Haribhakti & Co**

Shashi has more than 20 years of experience in India tax, regulatory, accounting and financial matters, specializing in corporate and international taxation.

He honed his consulting skills working with large professional services firms such as Grant Thornton, EY, KPMG and PwC.

Apart from tax advisory for corporates and individuals, Shashi has experience in exchange control and company law matters as well.

Shashi is also an Insolvency Professional, certified investment adviser and empaneled on the Independent Directors' Database. He is an Associate Member of CPA Australia.



## Arti Narsana

*Principal Associate*  
**Vaish Associates Advocates**

Arti Narsana has led many high profile M&A transactions, private equity transactions, and advised on various aspects of corporate and commercial laws, etc. She has vast experience in drafting and negotiation of complicated commercial contracts both domestic and international including supply agreement, master software development agreement, distribution agreements, contract manufacturing agreement, joint venture agreements, master license agreement, exclusive distribution agreements, share subscription agreement, shareholders agreement, confidentiality and intellectual property assignment agreements, etc.



## Anup Vijay Kulkarni

*Principal Associate*  
**J Sagar & Associates**

Anup Advises on areas relating to Corporate Secretarial & Compliance under various applicable corporate laws including Foreign Exchange Regulations; Foreign Direct Investment; setting up of subsidiaries of Foreign companies / Special Purpose Vehicles, in India; in-bound and out-bound investments; setting up of liaison offices in India of Foreign companies; and, statutory registrations under various laws, regulatory compliances under RBI and SEBI. He has undertaken Audits such as legal due diligence, CDSL & NSDL Audits, Secretarial Audits and FEMA Audits. Anup has also drafted numerous notes & opinions on the matters relating to Company Law & FEMA.

# CORPORATE Membership of ACHROMIC POINT For The Year 2022

The Corporate Membership of Achromic Point is open for Calendar year 2022 (January 2022 – December 2022).



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Throughout the calendar year 2022

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