भारतीय प्रतिभूमि और बिनिमय बोर्ड

अधिसूचना

मुम्बई, 16 जून, 2020

भारतीय प्रतिभूमि और बिनिमय बोर्ड

(शेयरों का प्यास अर्जन और अधिग्रहण) (संशोधन) विनियम, 2020

सं. सेवी/एलएडी-एन आरओ/जीएन/2020/14/-— बोर्ड, भारतीय प्रतिभूमि और बिनिमय बोर्ड अधिनियम, 1992 (1992 का 15) की धारा 30 के तहत प्रदत्त अंशियों का प्रयोग करते हुए एवं द्वारा भारतीय प्रतिभूमि और बिनिमय बोर्ड (शेयरों का प्यास अर्जन और अधिग्रहण) विनियम, 2011 का और संशोधन करने के लिए निम्नलिखित विनियम बनाता है, अर्थातः—

1. इन विनियमों को भारतीय प्रतिभूमि और बिनिमय बोर्ड (शेयरों का प्यास अर्जन और अधिग्रहण) (संशोधन) विनियम, 2020 कहा जा सकेगा।

2. वे राजपत्र में उनके प्रकाशन की तारीख को प्रकृति (लागू) होंगे।

3. भारतीय प्रतिभूमि और बिनिमय बोर्ड (शेयरों का प्यास अर्जन और अधिग्रहण) विनियम, 2011 में,—

   I. विनियम 3 में, उप-विनियम (2) में, मौजूदा परंतुकों से पहले निम्नलिखित नया परंतुक अंत:स्थापित किया जाएगा, अर्थातः —
"परंतु यह कि वित्तीय वर्ष 2020-21 हेतु लकित कंपनी (टॉपर्ट कंपनी) में पांच प्रतिष्ठान से अधिक कित्तु दस प्रतिष्ठान तक के मताधिकारों के अर्जन (एक्सरिज़न) की अनुमति के बाद लकित कंपनी द्वारा लाए जाने वाले दक्षिणी शेयरों के अधिमानी निर्मी (एक्सटेंशन इस्तक) के अनुसरण में संप्रतिक (प्रोमोटर) द्वारा किए जाने वाले अर्जन के संबंध में ही होगी।"

II. विनियम 6 में, उप-विनियम (1) में, पहले परंतुक के पद्धातु निरस्तिविरित अंत:स्थापित किया जाएगा, अर्थातः,

"पहले परंतुक से 31 मार्च, 2021 तक छुट प्रदान की जाती है।"
SEcurities and exchange Board of India

NOTIFICATION

Mumbai, the 16th June, 2020

Securities and Exchange Board of India (Substantial Acquisition of Shares and Takeovers) (Amendment) Regulations, 2020

No. SEBI/LAD-NRO/GN/2020/14.— exercise of the powers conferred under section 30 of the Securities and Exchange Board of India Act, 1992 (15 of 1992), the Board hereby makes the following Regulations to further
amend the Securities and Exchange Board of India (Substantial Acquisition of Shares and Takeovers) Regulations, 2011, namely:-

1. These regulations may be called the Securities and Exchange Board of India (Substantial Acquisition of Shares and Takeovers) (Amendment) Regulations, 2020.

2. They shall come into force on the date of their publication in the Official Gazette.

3. In the Securities and Exchange Board of India (Substantial Acquisition of Shares and Takeovers) Regulations, 2011,-

   I. In regulation 3, in sub-regulation (2), the following new proviso shall be inserted before the existing provisos, namely –

      “Provided that the acquisition beyond five per cent but upto ten per cent of the voting rights in the target company shall be permitted for the financial year 2020-21 only in respect of acquisition by a promoter pursuant to preferential issue of equity shares by the target company.”

   II. In regulation 6, in sub-regulation (1), the following shall be inserted after the first proviso, namely,-

      “The relaxation from the first proviso is granted till March 31, 2021.”

AJAY TYAGI, Chairman

[ADVT.III/4/Exty./55/2020-21]

Footnotes:

1. The SEBI (Substantial Acquisition of Shares and Takeovers) Regulations, 2011 were published in the Gazette of India on 23rd September, 2011 vide No. LAD-NRO/GN/2011 12/24/30181.

2. The Principal Regulations were subsequently amended on:

   a) March 26, 2013 by the SEBI (Substantial Acquisition of Shares and Takeovers) (Amendment) Regulations, 2013 vide No. LAD-NRO/GN/2012 13/36/7368.


   e) May 5, 2015 by the SEBI (Substantial Acquisition of Shares and Takeovers) (Second Amendment) Regulations, 2015 vide No. SEBI/LAD-NRO/OIAE/GN/2015-16/004.

   f) August 14, 2015 by the SEBI (Substantial Acquisition of Shares and Takeovers) (Third Amendment) Regulations, 2015 vide No. SEBI/LAD NRO/GN/2015-16/009.

   g) December 22, 2015 by the SEBI (Substantial Acquisition of Shares and Takeovers) (Fourth Amendment) Regulations, 2015 vide No. SEBI/LAD-NRO/GN/2015-16/026.

   h) February 17, 2016 by the SEBI (Substantial Acquisition of Shares and Takeovers) (Amendment) Regulations, 2016 vide No. SEBI/LAD-NRO/GN/2015-16/035.

   i) May 25, 2016 by the SEBI (Substantial Acquisition of Shares and Takeovers) (Second Amendment) Regulations, 2016 vide No. SEBI/ LAD-NRO/GN/2016-17/002.


   k) August 14, 2017 by SEBI (Substantial Acquisition of Shares and Takeovers) (Amendment) Regulations, 2017 No. SEBI/LAD-NRO/GN/2017-18/015.

m) September 11, 2018 by SEBI (Substantial Acquisition of Shares and Takeovers) (Second Amendment) Regulations, 2018 No. SEBI/LAD-NRO/GN/2018/33.

n) December 31, 2018 by SEBI (Substantial Acquisition of Shares and Takeovers) (Third Amendment) Regulations, 2018 No. SEBI/LAD-NRO/GN/2018/55.

o) March 29, 2019 by SEBI (Substantial Acquisition of Shares and Takeovers) (Amendment) Regulations, 2019 No. SEBI/LAD-NRO/GN/2019/06.

p) July 29, 2019 by SEBI (Substantial Acquisition of Shares and Takeovers) (Second Amendment) Regulations, 2019 No. SEBI/LAD-NRO/GN/2019/27.