

DPT-3 & MSME Compliances



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Shared at

**West Delhi Study Circle of NIRC of ICAI
30th January 2019**

DPT-3

- ✖ **To be filed annually by 30th June and furnish information as on 31st March of that year duly audited by auditor of the company.**
- ✖ **Was to be filed only by companies accepting deposits**
- ✖ **Later companies accepting deposits from shareholders also covered**
- ✖ **Insertions made to Rule 16 and 16A of the Deposit Rules vide notification dated 22nd January 2019**
- ✖ **Form DPT-3 also amended.**

DPT-3

- ✖ **Explanation to Rule 16 added – to clarify that now DPT-3 is to be filed annually for :**
 - + deposit or**
 - + particulars of transaction not considered as deposit or**
 - + both**
- by every company other than Government company.**

DPT-3

- ✕ **Sub-rule (3) added to Rule 16A :**
 - + **Every company other than Government company shall file a onetime return of**
 - + **outstanding receipt of money or loan by a company but not considered as deposits, in terms of rule 2(1)(c)**
 - + **from 1st April, 2014 to the date of publication of this notification (22.1.19),**
 - + **within 90 days from the date of said publication of this notification (22.1.19)**
 - + **along with fee.**

DPT-3 - SUMMARY

- ✖ **Every company receiving monies deposits, loans, ICD, advances, etc. to file DPT-3 annually**
- ✖ **1 time return for all companies who have outstanding monies which are not deposits as per rule 2(1)(c)**
- ✖ **Point no. 14 of amended DPT-3 - Total amounts of outstanding money or loan received by a company but not considered as deposits in terms of rule 2(1)(c) of the Companies (Acceptance of Deposits) Rules, 2014 as specified in rule 16(A)(3)**

MSME FORM 1

- ✖ **Notification dated 2nd November 2018**
- ✖ **All companies who get supplies of goods or services from micro and small enterprises **and** whose payments to them exceed 45 days from the date of acceptance or the date of deemed acceptance of the goods or services as per the provisions of the Act, shall submit a half yearly return to the MCA stating the following:**
 - + **(a) The amount of payments due; and**
 - + **(b) The reasons of the delay.**

MSME FORM 1

- ✖ **MCA notified Specified Companies (Furnishing of information about payment to micro and small enterprises suppliers) Order 2019 on 22nd January 2019**
- ✖ **1st Return with 30 days of notification**
- ✖ **MSME Form 1 to be filed half-yearly by Specified Companies by 31st October / 30th April**
- ✖ **Reason for Delay to be given**
- ✖ **Director / CEO / CS (employed) to certify**

MSME FORM 1

- ✖ **Applicable if goods / services received from micro and small enterprises who have filed memorandum with MSME Authorities.**
- ✖ **Default if payment delayed:**
 - + **If date agreed upon in writing - within that date (can't agree beyond 45 days)**
 - + **If not agreed in writing within 15 days of date of acceptance**
- ✖ **Interest compound interest with monthly rest from the appointed day or from the date immediately following the date agreed upon, @ 3 times the Bank Rate**

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





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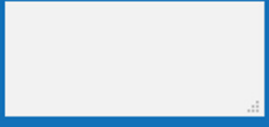
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