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GOVERNMENT OF INDIA

MINISTRY OF CORPORATE AFFAIRS

NOTIFICATION

New Delhi, 7th June, 2019

G.S.R.....(E)._ In exercise of the powers conferred by sub-sections (1) and (2) of section 469 of the Companies Act, 2013 (18 of 2013), the Central Government hereby makes the following rules further to amend the **Companies (Incorporation) Rules, 2014**, namely: -

1. Short title and Commencement.- (1) These rules may be called the **Companies (Incorporation) Sixth Amendment Rules, 2019**.

(2) **They shall come into force with effect from 15th August, 2019.**

2. In the Companies (Incorporation) Rules, 2014 (herein after referred to as the said rules), in rule 19,-

(i) in sub-rule (1), for the words, letters and figures "Form No.INC.12", the words, letters and figures "Form INC-32 (SPICe)" shall be substituted.

(ii) in sub-rule (3),

(a) in clause (a), for the words "the draft memorandum", the words "the memorandum" shall be substituted;

(b) in clause (b), for the words "the draft memorandum", the words "the memorandum" shall be substituted;

3. In the Annexure to the said rules,-

(i) in Form no.INC-11, in the heading, after the words and figures "sub-section (2) of section 7", the words and figures "and sub-section (1) of section 8" shall be inserted.

(ii) For "Form No.INC-12", the following Form shall be substituted,

FORM NO. INC-12



Application for grant of License to an existing company under section 8

[Pursuant to section 8(5) of the Companies Act, 2013 and Rule 20 of the Companies (Incorporation) Rules, 2014]

Form language English Hindi

Refer the instruction kit for filing the form.

1. (a) Corporate identity number (CIN)

(b) Global location number (GLN) of company

2. (a) Name of the company

(b) Address of the company

(c) email ID of the company

3. (a) Company is

(b) Category (c) Sub category

(d) Whether the company is having share capital Yes No

4. I. Authorized capital of the company

II. Maximum number of members

Maximum number of members excluding present and past employees

5. a. Main division of industrial activity of the company

Description of the main division

*b. Brief description of the work, if any already done or proposed to be done in pursuance of section 8

*c. Grounds on which application is made

6. *Enter the number of directors

(Specify information of two directors in case the company is a private company or three directors in case the company is a public company)

Particulars of the directors

I

*Designation	<input type="text"/>	
	<input type="text"/>	Pre-fill
*Director identification number (DIN)	<input type="text"/>	
Name of the person	<input type="text"/>	
	<input type="text"/>	
Name of the company or institution whose nominee the appointee is (Only in case of nominee director)		

II

*Designation	<input type="text"/>	
	<input type="text"/>	Pre-fill
*Director identification number (DIN)	<input type="text"/>	
Name of the person	<input type="text"/>	
	<input type="text"/>	
Name of the company or institution		

whose nominee the appointee is

(Only in case of nominee director)

7.*Enter the number of key managerial personnel

(Specify information of up to four key managerial persons)

Particulars of the key managerial personnel

I

*Designation

Pre-fill

*Director identification number (DIN) or

Income-tax permanent account number (PAN)

Name of the person

Membership number (in case of Company Secretary)

II

*Designation

Pre-fill

*Director identification number (DIN) or

Income-tax permanent account number (PAN)

Name of the person

Membership number (in case of Company Secretary)

8. (a) *Whether the Articles are entrenched Yes No

(If yes, entrenched Articles should be annexed thereto)

(b) Number of Articles to which provisions of entrenchment shall be applicable