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# COMPLIANCE UPDATE

November 2024 | Part 2 of 2

## Reserve Bank of India (RBI)

- **Fully Accessible Route' for Investment by Non-residents in Government Securities – Inclusion of Sovereign Green Bonds**

The Reserve Bank of India on November 07, 2024, designated Sovereign Green Bonds of 10-year tenor issued by the Government in the second half of the fiscal year 2024-25 as 'specified securities' under the Fully Accessible Route. (To view the Notification, please click [here](#))

## Securities and Exchange Board of India (SEBI)

- **Investments in Overseas Mutual Funds/Unit Trusts by Indian Mutual Funds**

The Securities and Exchange Board of India on November 04, 2024, has permitted mutual funds (MFs) to invest in overseas mutual funds or unit trusts that invest a portion of their assets in Indian securities. (To view the Circular, please click [here](#))

- **Disclosure of expenses, half yearly returns, yield and risk-o-meter of schemes of Mutual Funds**

The Securities and Exchange Board of India on November 05, 2024, has directed all Mutual fund houses to disclose expenses of direct and regular plans of a scheme separately. The Circular has detailed a standardized format for mutual fund houses to declare expenses and risks associated with their schemes. (To view the Circular, please click [here](#))

# Industry-wise updates

## Commerce and Industries

- **Electrical appliances for domestic clothes washing (Quality Control) Order, 2024**  
The Ministry of Commerce and Industry on November 05, 2024 notified Electrical appliances for domestic clothes washing (Quality Control) Order 2024. As per the Order, Electrical Appliances for domestic clothes washing shall conform to IS: 302 (Part 2/Sec 7): 2010.  
(To view the Notification, please click [here](#))

## Forest and Environment

- **Draft Notification to amend item 8 of EIA Notification, 2006**  
The Ministry of Environment, Forest and Climate Change on November 07, 2024, has proposed to include Building or Construction projects or Area Development Projects and Townships under the ambit of EIA Notification, 2006.  
(To view the Notification, please click [here](#))
- **E-Waste (Management) Second Amendment Rules, 2024**  
The Ministry of Environment, Forest and Climate Change on November 07, 2024, amended Rule 23 of E-Waste (Management) Rules, 2022. As per the amendment, *“Any person who fails to comply or contravenes the provisions of these rules shall be liable to a penalty in accordance with the provisions of section 15 of the Act”*.  
(To view the Notification, please click [here](#))
- **Hazardous and Other Wastes (Management and Transboundary Movement) Second Amendment Rules, 2024**  
The Ministry of Environment, Forest and Climate Change on November 07, 2024, amended Rule 40 of Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016. As per the amendment, *“Any person who fails to comply or contravenes the provisions of these rules shall be liable to a penalty in accordance with the provisions of section 15 of the Act”*.  
(To view the Notification, please click [here](#))
- **Guidelines for Determination of Processing Capacity of E-Waste Recycling facility**  
The Central Pollution Control Board on November 04, 2024, notified the Guidelines for Determination of Processing Capacity of E-Waste Recycling facilities by State Pollution Control Boards.  
(To view the Notification, please click [here](#))

# State-wise updates

## Dadra & Nagar Haveli and Daman & Diu

- **Declaration of Special Allowance under the Minimum Wages Act, 1948**  
The UT Administration of Dadra & Nagar Haveli and Daman & Diu on October 28, 2024, issued a notification regarding the declaration of Special Allowance under the Minimum Wages Act, 1948. In addition to the Basic Pay, the daily rate of Special Allowance payable based on cost-of-living index number is hereby increased at the rate of INR 35.00 per day in respect of all the employments in the Union Territory of Dadra & Nagar Haveli and Daman & Diu under the Minimum Wages Act, 1948.  
Thus, the minimum rates of wages payable per day are specified in respect of all the employments in the schedule to the Minimum Wages Act, 1948 in the Union Territory of Dadra & Nagar Haveli and Daman and Diu.  
  
It shall be effective retrospectively from **April 01, 2024**.  
(To view the Notification, please click [here](#))

## Goa

- **Fees applicable for authorization under Hazardous and Other Waste (Management and Transboundary Movement) Rules, 2016**  
The Government of Goa on November 07, 2024, issued a notification regarding the fees applicable for authorization under Hazardous and Other Waste (Management and Transboundary Movement) Rules, 2016.  
This notification is issued with the approval of the State Government vide U. O. No. 93 dated July 02, 2024.  
(To view the revised Fee Structure, please click [here](#))

## Govt of NCT of Delhi

- **Implementation of Actions under Stage - IV (Severe Air Quality) of Revised Graded Response Action Plan in Delhi-NCR**  
The Commission for Air Quality Management, Government of Delhi vide order dated November 17, 2024, released the Revised Graded Response Action Plan in Delhi-NCR after reviewing the air quality scenario in the region and the forecasts for meteorological conditions and air quality index of Delhi made available by IMD/IITM.  
The Sub-Committee observed that the average AQI for Delhi is expected to remain in the adverse range owing to heavy fog, variable winds, highly unfavorable meteorological and climatic conditions. Thus, in an effort to prevent deterioration of the air quality, all actions as envisaged under Stage IV of the GRAP – 'Severe+' Air Quality (Delhi AQI>450) should be implemented in addition to the Stage- I, II and III actions already in force from 8:00 A.M onwards of November 18, 2024 in the National Capital Region (NCR).  
(To view the Order, please click [here](#))
- **Liquidation of large fleet of End-of-Life vehicles**  
The Commission for Air Quality Management in National Capital Region and Adjoining Areas (CAQM) on November 11, 2024, notified regarding the Liquidation of large fleet of End-of-Life vehicles from National Capital Region (NCR).  
The following actions are recommended:
  - Launch or intensify initiatives targeting End-of-Life (EoL) vehicles.
  - Consider implementing innovative technological solutions, such as the installation of Automated Number Plate Recognition (ANPR) cameras at fueling stations or key locations within their jurisdiction.
  - These systems should be integrated with the VAHAN database to automatically capture and display vehicle registration details, enabling authorities to take action against EoL vehicles.  
(To view the Advisory, please click [here](#))

## Haryana

- **Paid holiday for all adult factory workers on the day of the bye-elections to enable them to cast their votes**  
The Labour Department, Government of Haryana on November 07, 2024, notified regarding the paid holiday for all adult factory workers on the day of the bye-elections to enable them to cast their votes.

The Government has exempted all adult workers employed in factories in the state, who are voters in the November 13, 2024 bye-elections for Rajasthan and Uttar Pradesh Assembly constituencies, from working during the week of November 11 to 16, 2024, with no worker being required to work on November 13, 2024.

(To view the Notification, please click [here](#))

▪ **Submission of Annual Report under POSH Act in Gurugram**

The Government of Haryana on November 04, 2024, issued the notification regarding the submission of Annual Report under Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 for every year for Gurugram.

- Every Government and Non-Government organization must submit their annual report as per calendar about cases of harassment in the workplace.
- The report has to be sent by February 28 of every year.
- A penalty of INR 50,000 on every employer will be levied, who fails to submit the annual report timely.

(To view the Notification, please click [here](#))

## Himachal Pradesh

▪ **Draft amendment to the Himachal Pradesh Legal Metrology (Enforcement) Rules, 2011**

The Government of Himachal Pradesh on October 28, 2024, issued a draft amendment to the Himachal Pradesh Legal Metrology (Enforcement) Rules, 2011.

For Schedule-IX the Schedule-IX [See Rules 8 and 10] Fee Payable for Verification and Stamping of Weights and Measures and Weighing and Measuring Instruments shall be substituted

(To view the Draft Rules, please click [here](#))

▪ **Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2024**

The Himachal Pradesh Electricity Regulatory Commission (HPERC) on October 29, 2024, issued the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2024. These Regulations shall extend to the whole of the State of Himachal Pradesh and shall come into force on October 29, 2024.

The following provisions have been stated:

- Commission offices, office hours and sittings.
- Language of the Commission
- Seal, emblem and flag of the Commission
- Appointment of Secretary, officers and employees of the Commission
- Functions and duties of the Secretary
- Delegation of Powers
- Proceedings before the Commission
- Distribution of business amongst Benches and transfer of cases from one Bench to another
- Decision to be by majority
- Quorum and sittings

(To view the Regulations, please click [here](#))

▪ **Establishment of Green and Orange Category unit**

The Government of Himachal Pradesh on October 21, 2024, notified regarding the establishment of Green and Orange Category unit.

It has stated that no industries classified as Red category units by Himachal Pradesh State Pollution Control Board discharging liquid effluents shall be allowed to be set up in the Industrial Area, Pandoga, District-Una.

It is ordered that only Green and Orange Category units will be allowed to be set up in the Industrial Area, Pandoga, District-Una.

(To view the Notification, please click [here](#))

## Jharkhand

▪ **Jharkhand Mineral Bearing Land Cess Rules, 2024**

The Government of Jharkhand vide notification announced the Jharkhand Mineral Bearing Land Cess Rules, 2024. The Rules apply to all mineral-bearing lands as defined under the Jharkhand Mineral Land Cess Act, 2024.

- The Rules provide that where the holder have already been granted mineral rights over mineral-bearing land, they should be deemed to be registered under the Act.

- The Rules further give clarity that for all or any provisions or rules which are not prescribed in these Rules, the prescribed Rules under such other Mineral Rules applicable to Jharkhand shall be applicable in these Rules as well.
- Lastly, the holder is required to make payment of Cess in the Mineral Bearing Land at such rates as have been prescribed in the Schedule appended to the Act and at the same frequency as the Holder paid royalty to the Government. The holder will be liable to pay interest at 5% per cent per month or part thereof, in case of failure to make such payment by the required due date.

(To view the Rules, please click [here](#))

## Karnataka

### ▪ [Draft Karnataka Electricity Regulatory Commission \(Fee\) Regulations, 2024](#)

The Karnataka Electricity Regulatory Commission ("KERC"), vide notification dated November 07, 2024, proposed the Draft Karnataka Electricity Regulatory Commission (Fee) Regulations, 2024, to levy new rates of fees for the discharge of its functions under the Electricity Act, 2003, thereby, suggesting the repealing of the earlier regulations, i.e., Karnataka Electricity Regulatory Commission (Fee) Regulations, 2016.

- The Draft Regulations provide for the following:
  - o Every application for grant of license or exemption of license should be accompanied by such fee as may be prescribed under Section 15 read with Section 180(2)(a) of the Act. It further clarifies that till the fee is prescribed, the application for grant or exemption of license should be accompanied by a processing fee of INR 50,000/-.
  - o Every Licensee should pay the Annual License fee as may be specified from time to time and within the time duration specified to avoid attracting penal interest on account of late payment of Fee.
  - o The Payment of Fee should be either by means of a Bank draft or Banker's cheque, drawn in favor of the Secretary, KEREC payable at Bengaluru. However, in case of amount not exceeding INR 5,000/-, the Commission may accept cash payments as well.
  - o The details of remittance should be submitted as per Form-I appended to the Regulations, where Fee is paid through RTGS or NEFT for amounts exceeding INR 25,000/-.
- The Draft Regulations further provides a period of fifteen (15) days from November 07, 2024, onwards to send objections/suggestions/views on the proposed new draft Regulations to the Secretary, KEREC.

(To view the Draft Regulations, please click [here](#))

## Kerala

### ▪ [Kerala Industrial Single Window Clearance Boards and Industrial Township Area Development \(Amendment\) Act, 2024](#)

The Government of Kerala vide notification dated November 01, 2024, notified the Kerala Industrial Single Window Clearance Boards and Industrial Township Area Development (Amendment) Act, 2024 to further amend the Kerala Industrial Single Window Clearance Boards and Industrial Township Area Development Act, 1999.

- The key amendments include:
  - o Substitution of the expression "industrial undertakings" for the word "enterprise" wherever used in the Act.
  - o Substitution of the word "enterprises" for the word "enterprise" in Section 2(a) of the Act.
  - o Omission of clause (m) in Section 2 of the Act.
  - o Substitution of the words "to establish" in Section 9 for the words "for setting up or running or expansion or diversification or modernisation".
  - o Insertion of the words "such order of refusal or order" after the words "date of receipt" in Section 11.

**The Amendment Act to come into force at once.**

(To view the Amendment Act, please click [here](#))

### ▪ [Kerala Forest \(Amendment\) Bill, 2024](#)

The Government of Kerala vide notification dated November 01, 2024, issued the Kerala Forest (Amendment) Bill, 2024 to further amend the Kerala Forest Act 1961.

- The amendment proposes sweeping changes aimed at tightening enforcement, enhancing penalties for forest offences, and redefining the roles and responsibilities of forest officers to prevent littering, dumping of plastic waste or any other waste material on the ground or into the water bodies and rivers within or flowing in the forest areas.
- The key amendments in the Bill include:

- Increase in penalties - In Section 27 of the Bill, in case of minor offences, the words "INR 1,000/-" should be substituted for the words "INR 5,000/-" and in case of serious offences, the fine should be increased by substituting the words "INR 5,000/-" with the words "INR 25,000/-".
- In section 29(2) of Principal Act, for the words "two-hundred rupees", the words "two thousand rupees" shall be substituted.
- Higher fines for poaching and wildlife crimes - In Section 62, the fine for offences such as poaching, illegal hunting, or damaging wildlife habitats has been raised to INR 25,000.
- The Bill further provides for enhancement of enforcement mechanisms for Forest officers, i.e., under Section 52 of Principal Act, the Bill gives Forest Officer not below the rank of a Beat Forest officer or a Police Officer, authority to Inspect forest produce and related documents; Search the premises, vehicles and vessels suspected of carrying illegally obtained forest produce; and Seize materials and tools used in forest crimes.
- The Bill further clarifies by substituting the proviso under Section 47B that forest produce like Sandalwood cannot be used for sale or other purposes unless explicitly authorized by the government.

**The Bill to come into force at once.**

(To view the Amendment Bill, please click [here](#))

▪ **Kerala Repealing and Saving Act, 2024**

The Government of Kerala issued a notification on November 02, 2024 notifying the Kerala Repealing and Saving Act, 2024. The Act provides a Schedule appended to the Act which contains a list of all Amendment Acts which are repealed and provides that the provisions of section 4 of the Kerala Interpretation and General Clauses Act should be applicable in respect of repeal of an enactment by this Act.

- The Act of 2024 further clarifies that the repeal of any Amendment Act specified in the Schedule appended to this Act should not affect:
  - Any other enactment in which the repealed enactment has been applied.
  - The validity, invalidity, effect or consequences of anything already done or suffered, or any right, title, obligation or liability already acquired, accrued or incurred or any remedy or proceeding in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand, or any indemnity already granted, or the proof of any past act or thing.
  - Any principle or rule of law, or established jurisdiction, form or course of pleading, practice or procedure, or existing usage, custom, privilege, restriction, exemption, office or appointment, notwithstanding that the same respectively may have been in any manner affirmed, recognized or derived by, in or from any enactment hereby repealed.

**The Act to come into force at once.**

(To view the Act, please click [here](#))

## Lakshadweep

▪ **Draft UT of Lakshadweep Islands Logistics Policy, 2024**

The Union Territory of Lakshadweep vide notification dated November 08,2024, issued Draft UT of Lakshadweep Islands Logistics Policy, 2024. The Logistics Policy has been drafted to address the lack of quality logistics infrastructure and high costs putting the UT into a competitive disadvantage and hindering its economic growth.

- The Aim of the Draft Logistics Policy is as follow:
  - Developing and improving integrated logistics facilities, attract private investment and enhance skills and technology adoption in the sector by creating new infrastructure and effective regulatory and support system through streamlined processes.
  - Promotion and enhancement of efficiency by enabling multi-modal transportation and through adequate supply of skilled manpower, i.e., continuous learning/ upskilling to meet long term needs of the sector.
  - Identification of key issues and bottlenecks impacting logistics efficiency in the Union territory.
- The Draft Policy invites stakeholders, which includes Logistics Companies, local communities, and environmental experts to provide feedback on the Draft issued by December 15, 2024.

(To view the Draft Policy, please click [here](#))

## Maharashtra

### ▪ [Holiday or concession of two hours for voting on polling day to voters in all assembly constituencies for Assembly General Election-2024](#)

The Government of Maharashtra on November 07, 2024, issued a notification regarding giving a holiday or concession of two hours for voting on polling day to voters in all assembly constituencies for Assembly General Election 2024.

The Election Commission of India has mandated that workers, officers, and employees in Maharashtra must be given sufficient leave or concession in working hours to vote in the Vidhan Sabha General Election on November 20, 2024. This applies to all establishments, including factories, shops, and IT companies. If a full day off is not possible, at least 2-3 hours of leave must be granted for voting.

(To view the Notification, please click [here](#))

## Punjab

### ▪ [Punjab State Electricity Regulatory Commission \(Electricity Supply Code, Standards of Performance and Related Matters\) Regulations, 2024](#)

The Punjab State Electricity Regulatory Commission (PSERC) notified Punjab State Electricity Regulatory Commission (Electricity Supply Code, Standards of Performance and Related Matters) Regulations, 2024, in short Supply Code, 2024.

- Regulation 2 lays down various definitions of the terms like Temporary Connection and Transmission lines.
- Regulation 3 specifies that these regulations shall be interpreted and implemented in a manner not inconsistent with the provisions of the Act and the Rules and Regulations framed thereunder.
- Regulation 4 specifies the Supply Code Review Panel and Amendment in the Supply Code.
- These regulations shall apply to all the licensees under the Act (including entities exempted under Section 13 of the Act) in their respective licensed/supply areas and all consumers/persons in the State of Punjab.

These regulations shall come into force with effect from **November 14, 2024**.

(To view the Regulations, please click [here](#))

## Rajasthan

### ▪ [Revision of the rate of Stamp Duty on the Developer Agreement](#)

The Government of Rajasthan issued notification regarding the revision of rate of Stamp Duty on Developer Agreement.

The State Government being of the opinion that it is expedient in the public interest so to do, hereby orders that stamp duty chargeable on agreement or memorandum of an agreement under clause (e) of Article 5 and power of attorney under clause (f) of Article 44 of the Schedule appended to the Act shall be reduced and charged at the rate of 1.25 percent of the market value of the land.

Explanation: When proper stamp duty is paid either under clause (e) of Article 5 on agreement or memorandum of an agreement or under clause (f) of Article 44 on power of attorney, as the case may be, executed between the same parties and in respect of the same property then the duty chargeable on subsequent document either under clause (e) of Article 5 or clause (f) of Article 44 shall be rupees one hundred.

(To view the Notification, please click [here](#))

## Uttar Pradesh

### ▪ [Meerut Cantonment Board Solid Waste Management Bye-laws, 2024](#)

The Ministry of Defence (MoD) on November 12, 2024, issued the Meerut Cantonment Board Solid Waste Management Bye-laws, 2024.

Key points include:

- Applicability: These Bye-laws are applicable within the territorial limits of the Meerut Cantonment.
- Solid Waste Collection: In accordance with the Solid Waste Management Rules, 2016, a door-to-door collection of segregated solid waste will be implemented across all wards of the Board.

This shall come into force from **November 12, 2024**.

(To view the Notification, please click [here](#))



▪ **Mechanism for refund of additional Integrated Tax (IGST)**

The Government of Uttar Pradesh on November 08, 2024, issued a notification regarding the Mechanism for refund of additional Integrated Tax (IGST) paid on account of upward revision in price of the goods subsequent to exports. The following procedures have been established for claiming and processing refunds of additional integrated tax (IGST) paid due to price increases of goods after export:

- Exporters may submit an application for a refund of the additional IGST paid using FORM GST RFD-01 electronically on the common portal. This application will be processed by the jurisdictional GST officer responsible for the exporter.
- The GST Network (GSTN) is developing a separate category within FORM GST RFD-01 specifically for refund applications related to this additional IGST payment.
- Refund applications will be processed based on the documentary evidence provided by the applicant.

(To view the Circular, please click [here](#))

▪ **Agra Cantonment Board Solid Waste Management Bye-laws, 2024**

The Ministry of Defence (MoD) on November 11, 2024, issued the Agra Cantonment Board Solid Waste Management Byelaws, 2024.

The key points are:

- Chapter II of the Bye-laws addresses the segregation and primary storage of solid waste.
- The Bye-laws also cover the collection and secondary storage of solid waste.
- Additionally, provisions for transportation, processing, and disposal of solid waste are included.
- A user fee will be established by the Board to cover services related to garbage collection, transportation, and disposal from waste generators.

(To view the Notification, please click [here](#))

▪ **Allahabad Cantonment Board Solid Waste Management Bye-laws, 2024**

The Ministry of Defence (MoD) on November 11, 2024, notified Allahabad Cantonment Board Solid Waste Management Bye-laws, 2024.

The key points are:

- Rule 3 defines terms such as "sanitary worker" and "palletization."
- Rule 4 outlines the segregation and storage of solid waste at its source.
- Rule 5 details the collection of solid waste.

This shall come into force on **November 12, 2024**.

(To view the Notification, please click [here](#))

▪ **Clarification on taxability of providing corporate guarantee**

The Government of Uttar Pradesh on November 08, 2024, issued clarification regarding various issues listed in the notification related to the taxability and valuation of services concerning corporate guarantees provided between related persons.

(To view the Notification, please click [here](#))



## ABOUT US

UnComplycate is an end-to-end compliance and contract management solutions provider that integrates domain experience with IT-enabled implementation, monitoring and management protocols.

With more than thirty years' experience in helping clients discharge their compliance obligations, we have developed a repository of significant knowledge and practical experience in advising and assisting businesses on their regulatory compliance, litigation management, notice and contract management and other attendant requirements. We create bespoke products for clients that include, among other things, an audit of the functions of the company, offering technology-enabled platforms that provide solutions for effective control over the compliance and contract management functions. These services are not limited by geography and can be seamlessly extended to all operating sites of the client.

## CONNECT WITH US

 [connect@uncomplycate.com](mailto:connect@uncomplycate.com)

 [www.uncomplycate.com](http://www.uncomplycate.com)

 [Uncomplycate](https://www.linkedin.com/company/uncomplycate)



### New Delhi

[newdelhi@uncomplycate.com](mailto:newdelhi@uncomplycate.com)

### Mumbai

[mumbai@uncomplycate.com](mailto:mumbai@uncomplycate.com)

### Bengaluru

[bengaluru@uncomplycate.com](mailto:bengaluru@uncomplycate.com)

### Kolkata

[kolkata@uncomplycate.com](mailto:kolkata@uncomplycate.com)