

Paper – 13: Corporate Laws & Compliance

Postal Test Paper_P13_Final_Syllabus 2016_Set 1

Paper – 13 - Corporate Laws & Compliance

Full Marks: 100

Time allowed: 3 hours

Answer Question No. 1 which is compulsory carries 20 marks and answer any 5 Question from Q. No 2 to Q. No. 8

1. Answer any four from the below:

[5×4=20]

- (a) Can an internal auditor act as a Statutory Auditor?
- (b) What are the qualifications of a director? When is a person disqualified for appointment as a director of the company?
- (c) Define winding up? What are the various modes of winding up?
- (d) Explain the procedure for making an Appeal against the orders of the Securities Appellate Tribunal.
- (e) What do you mean by Corporate Social Responsibility of a company. Explain its provisions under Companies Act, 2013.

2. (a) Explain the "Doctrine of lifting the corporate veil". How far does this doctrine ensure protection to third parties?

(b) Write briefly about penalties and procedures under Securities Contracts (Regulation) Act, 1956.

(c) Explain the MoU mechanism in the State Owned Business Enterprises. [6+5+5=16]

3. (a) Explain the provisions as to prohibition on Acceptance of Deposits from the Public under Section 73 of the Companies Act, 2013.

(b) Explain the Provisions as to Power and Functions of the Securities Exchange Board of India.

(c) What do you understand by the term 'Corporate Governance' and explain the OECD principles of Corporate Governance. [6+5+5=16]

4. (a) Under Section 2(35) of the Companies Act, 2013, 'dividend' includes any interim dividend. Explain.

(b) Discuss the provisions as to Prohibition of Manipulative and Deceptive Devices, Insider Trading and Substantial Acquisition of Securities or Control under SEBI Act, 1992.

(c) Write about the role of Independent Director's in Corporate Governance. [6+5+5=16]

5. (a) Explain the Provision as to 'Registration of Prospectus' under Section 389 of Companies Act, 2013?

(b) Discuss the powers and functions of Competition Commission of India.

(c) Explain the Role of Audit Committee in Corporate Governance. [6+5+5=16]

6. (a) What is meant by the expression 'Repatriate to India'? State the cases where foreign exchange can be held or need not be repatriated to India by a resident in India.

(b) Briefly state the "rule of majority" and its exception.

(c) Who are the different Stakeholders and what is their role in Corporate Governance?

[6+5+5=16]

7. (a) Explain the law relating to the authentication, circulation, adoption and filing of the annual accounts.

(b) What are the penalties envisaged under SEBI Act, 1992?

(c) Businesses should support inclusive growth and equitable development – Explain.

[6+5+5=16]

Postal Test Paper_P13_Final_Syllabus 2016_Set 1

8. (a) Explain the term 'Re-insurance' and provisions with regard 'Re-insurance' under the Insurance Act, 1938.
- (b) Discuss the provisions for resignation and removal of the Chairperson of the Appellate Tribunal as per The Indian Electricity Act, 1910.
- (c) Explain the major hurdles in implementation of Corporate Governance principles in Family Businesses. **[6+5+5=16]**