



GOVERNMENT OF KERALA
Planning & Economic Affairs (BPE) Dept.

No.954/BPE2/06/Plg.

Thiruvananthapuram,
Dated, 24/03/06.

CIRCULAR

**Sub: Public Sector Undertakings - Compliance Certificate -
Further Instructions - Issued.**

Section 383 A of the Companies (Amendment) Act, 2000 and the Companies (Compliance Certificate) Rules 2001 requires that every company which is not required to employ a whole time Secretary and whose paid up share capital is Rs.10 Lakh or more but less than Rs.2 Crore at any point of time during the financial year shall be required to obtain a Compliance Certificate from a practicing company Secretary in respect of that financial year.

Every company to which the rules apply is required to file with the Registrar of Companies the Compliance Certificate from a Secretary in whole time practice within 30 days on which its annual general meeting is held and attach a copy of that certificate with Board's report. The requirement of obtaining Compliance Certificate is mandatory for a company even if it has employed a whole time Secretary.

The Chief Executives of all Public Sector Undertakings, where the rules apply are directed to comply with the provision of act and rules and also to send a copy of the Compliance Certificate to the Bureau of Public

.....2

Enterprises, to start with, Compliance Certificate for the financial year 2004-05 is to be obtained and forwarded.

Chief Executives of the companies having a paid up capital of more than Rs.2 Crore shall obtain the Compliance Certificate for the financial year 2004-05 from their whole time Secretary and forward the same to the Bureau of Public Enterprises.

T.Balakrishnan,
Principal Secretary to Government

To

The Chief Executives of all Public Sector Undertakings,
All Administrative Departments of the Secretariat including Finance
The Finance (PU – A/B) Department,
The P.A. to Principal Secretary (BPE).
The C.A. to Director (BPE)
Stock file/Office Copy.