

REGISTRATION OF ASSIGNMENT OF RECEIVABLES RULES 2012 UNDER FACTORING REGULATION ACT 2011

REGD. NO. D. 1--33004/99 Che Gazette of India EXTRAORDINARY PART I—Section 3—Sub-section (i) PUBLISHED BY AUTHORITY 13, 1934 2, 2012 NEW DELHI, MONDAY, APRIL 2, 2012 CHAITRA 13, 1934 2 3-Tk, 2012 2011 (2012 12) 32 (2) (Qi), (q) 20 2012 (Qi) -å 2011 (2012 12) 2002 (2002 54) 22 2002 (2002 54) 21 (1) (q) gföfi R-s 2002 (2002 54) 20 , afifzvfq, 2011 (2012 12) ar 1211 (l) 2 3. THE GAZETTE OF INDIA : EXTRAORDINARY 2002 (2002 54) 2000 (2000 21) g-vjq-2 2002 (2002 54) 3. fir q-tä N--QHW! -6 frbRfi 2 500/- 250/- 501- f*TH, 3 (u) qß.aai fufQ&zfi 3ft : 3--*--rü I 2. 4 THE GAZETTE OF INDIA : EXTRAORDINARY (ii) ura•r (ii) (iii) maT (ii) [PART II—sec. 3(j)] 3(i)] (iii) qrfi-a (ii) (iii) 5 11 IP IEh h-lk Pb I--t.ue &h.U..E€ @ I.A.E e. • (A) L.IÄPh (!!) : VIONI 40 ALLBZVD 9 3. 4. 3(i)] a-h8), : q?ll 8 GAZETTE OF INDIA : EXTRAORDINARY II—SEQ. 30)) 5): (i) (ii) (5 9 (ji) (iii) QIT mat (iii) p:rztr ara•r 1211 GI/2012—2 THE GAZETTE OF INDIA : EXTRAORDINARY *ilür F.n•ztr arar (1) [PART II—SEC. 3(i)] 11 (v) (ü3n*Q7) zw 12 THE GAZEITE OF INDIA : EXTRAORDINARY [PART II—SEC. 3(i)] fir tl (vii) 3(i)] 13 14 3Tt) 6) (fQQtr THE GAZETTE OF INDIA : EXTRAORDINARY [PART II—Sec. (ii) (iii) at, zu or 15 (2) atra 16 THE GAZEITE OF INDIA : EXTRAORDINARY i) (G) 3111.1K t [PART II—SEC. 3(i)J i) ii) i) ii) (Ü) (5 3TVR) 3R.ra•r zr a•r -le-u-z ZIT a-lötr i) iii) vi) 1211 GU2012—3 18 THE GAZETTE OF INDIA : EXTRAORDINARY [PART II—Sgc_ 3(i)] 10. 2. 3. a-Hla-TT *WI-2 (€) qq-i 4. 11—auz 3(i)] (ii) (N rvfINSTRY OF FINANCE (Department of Financial Services) NOTIFICATION New Delhi, the 2nd April, 20 12 GS.R. 281 exercise of the powers conferred by Sections] 9 and 19 2') read with clauses (a), (b) and (c) of sub-section (2) of Section 32 of the Factoring Regulation Act, 201 1 (12 of 20] 2), the Central Government hereby makes the following rules, namely : 1. Short title and commencement.- (1) These rules may be called the Registration of Assignment of Receivables Rules, 2012. (2) They shall come into force on the date of their publication in the • Official Gazette. 20 2. Definitions.- THE GAZE] IT'E OF INDIA : EXTRAORDINARY IPART II--Sec. 3(i)] (l) In these rules, unless the context other,wise requires,- (a) "Act" means the Factoring Regulation Ac. •l, 201 1 (12 012012); (b) "Central Register" lueans the register kept and maintained under section 22 of the Securitisation and ReconsLruction Df Financial Assets and of Interest 2()02 (54 of 2002); (c) "Central Registrar" lileans a person appointed as such under sub- section (l) section 21 of the Securitisation and Reconstruction of Financial Assets and Entorcenu-•nt 01' Security Entresl Act. 2002 (54 nw•ans the Central Registrx sei up under (d) "Central Registry" and Reconstruction of Financial section 20 of the Securitisation 0002 (54 of Assets and DI Security Interest Act. 2002). (e) "Forms" nut"dlls the I-'orEn.s urau:.xed Io rl_lles. (2) "lhe words and expressions used ia ihese rules and not {lctined shall have the meaning respectively assigned to lhenn in the I actorinu Regulation and Reconstruct of Financial Assets and Act, 201 1 or lbe Securitisation or lbe Information Enforcement of Security interest, _CL. fechnology Act, (21 as the case Alay he

3. Registration of Transactions of assignnment of receivablese Every Factor shall file particulars ot', ibis labour "ith the Central assign:ncnt or receivables in (a) Rezistr\• in Floun-l and such shall be authenticated by a person specified in the fönn such purpose by use of valid digital si2!T'dture: sati.siac'lion ot' art', of assi0111nment of receivables on (h) recei\ full} hieh shall be 4. atllhenlicated by o person specified in the forni IOr such purpose by use 01 a valid digital sienature. Time Limit for Registration and Condonation or Delay.- fhe provisions contained in (he Securitisiuti(Mt and Reconstruction of Financial Assets and ot' Security interesl Act, 2002 and 3(i)] the rules made thereunder in relation to registration of Security Interest, time-limit for registration and condonation of delay in registration and all other related matters, shall apply to registration of a.ssignment of receivables in favour of factors under the provisions of this Act

5. Inspection of records of Central Register.- (1) The particulars of any transaction of assignment of receivables kept in the Central Registry shall be open for inspection to any person through the website of the Central Registry and during the business hours at the Central Registry on payment of fee specified in rule 6: Provided that the Central Registry may allow the inspection to be carried out through such person authorised by it in this behalf. Every Form for registration of any transaction relating to assignment of receivables, satisfaction of receivables on realisation and every request [Or inspection of any record maintained by the Central Registry shall be accompanied by a fee specified in the Table given below to be paid to the Central Registry in the manner as may be specified by the Central Registrar from time to time. TABLE Serial Nature of transaction Fee (RM) No. Number to be Re-registered (I) 2. 3. 4. (2) Particulars Assignment Receivables Satisfaction registration of realisation receivables Any application (3) of i



FORM I All amount of a receivable (4) Rs. 500 assignment receivables Rs. 50 Rs. 2500 fee for of of on the iOr
 FORM 11 information recorded or maintained in the Register by any person Any application condonation
 of delay up to 30 days [F. No. 6/3/2010-BO. [1] ALOK NIGAM. Jt. secy. THE GAZETTE OF INDIA :
 EXTRAORDINARY CENTRAL REGISTRY Assignment of iR favour of Factor {Particulars of
 assignment of receivables} I. (a) Category of the Assignor of receivables (Fill up only one category):
 [PART I—sub-c. 30) FORM 1 individual Proprietorship Firm Limited Liability Partnership Firm (LLP) I
 Partnership Firm Company HOF Trust (b) Whether the receivables are free from any encumbrance? O Yes
 O No (c) If not, name and address of the Bank or Financial Institution holding any Security interest over
 the receivables. (d) If security interest over receivable is held by Consortium of Banks, name and address
 of the Leader Name of Bank/Financial Institution Address of Bank/Financial Institution Name and
 address of Leader of Consortium Name and address of the Bank representing Multiple Banks (e) If
 security interest over receivables is held by Multiple Banks, name and address of the Bank authorised to
 act on behalf of other Banks Note: If there is no single Bank representing Multiple Banks names of all the
 Banks may be furnished

2. Assignor (a) Individual (i) Name Surname Father's/Husband's Date of Birth (Mr./Mrs./Ms.) Name
 name (dd/mm/yyyy) (ii) Permanent Account Number (PAN) of individual Assignor OR (b) Proprietorship
 Firm (i) Name of Proprietorship Firm (ii) Permanent Account Number (PAN) of Proprietorship Firm (iii)
 Name of the Proprietor (a) in case of company Corporate Identity Number of Proprietor Company (b) in
 case of individual Title Surname (Mr./Mrs./Ms.) Name 24 GAZE-TIE OF : Father's/Husband's name Date
 of Birth (dd/mm/yyyy) Permanent Account Number (PAN) OR (c) Limited Liability Partnership Firm
 (LLP) (i) Limited Liability Partnership (LLP) Firm Name (ii) Name of the partner or partners who is/are
 making assignment of receivables belonging to the Limited Liability Partnership (LLP) Firm
 (Mr./Mrs./Ms.) (1) Surname Father's/Husband's name Date of Birth (2) Title Surname Father's/Husband
 name Date of Birth (Mr./Mrs./Ms.) Name (dd/mm/yyyy) Name (dd/mm/yyyy) (Above details for multiple
 partners can be captured multiple times) (iii) Permanent Account Number (PAN) of Limited Liability
 Partnership Firm (IP) OR (d) Partnership Firm (i) Partnership Firm Name -TRD (ii) Name of the partner
 or partners who is/are making assignment of receivables belonging to the Partnership Firm 25 (a) Title
 Surname Father's/Husband's name Date of Birth (b) Title Surname Father's/Husband's name
 (Mr./Mrs./Ms.) Name (dd/mm/yyyy) (Mr./Mrs./Ms.) Name Date of Birth (Above details for respective
 Partners can be captured multiple times) (iii) Permanent Account Number (PAN) OR (e) Company (i)
 Company name (ii) Corporate Identity Number (CIN) or foreign company registration number OR (f)
 Trust (i) Name of the Trust (ii) Whether Private Trust or Public Trust (iii) If Public Trust, registration
 number as such Trust, if any 1211 GI/2012—4 26 THE GAZETTE OF INDIA : EXTRAORDINARY
 [PART U—SEC. 3(i)] (iv) Trust Permanent Account Number (v) Name of the Trustee/person who is
 making assignment of receivables belonging to the Trust Title Name Father's/Husband's name birth (g)
 HUF Title of HUF Name of Karta Father's/Husband's name Date of birth (Mr./Mrs./Ms.) Surname
 (dd/mm/yyyy) (Mr./Mrs./Ms.) Surname (dd/mm/yyyy) Permanent Account Number (PAN) of HUF 3.
 Address of the Assignor: Shop/Floor House No. No. Building No. Name &). Tüka SmelUT Building Name
 District PIN Code Basic (NR) Code if any 27 assigned 10 Assignor Note: In the case of companies the
 address of Registered Office and in the case of others the address of principal place of business may be
 furnished

4. Particulars of the Factor being the Assignee of receivables Name of Assignee Corporate Identity Number Permanent Account Number (PAN) Address Shop/ Flat/House No. Plot Number Building Number Street Name/No. Village Town Taluka District State AJT Pin Code e-mail ID Telephone Building Name 23 THE 'GAZETTE OF INDIA : EXTRAORDINARY [PART IPSEC. 30)] 5): (a) (b) i) DEBTOR (Buyer) DEBTOR (Buyer) Limit Particulars of Debtor Individual Debtor Title Surname Father's Husband's name Date of Birth (Mr./Mrs./Ms.) Name (dd/mm/yyyy) (ii) Individual debtor Permanent Account Number OR (ii) Proprietorship Firm Debtor (i) Name of Proprietorship Firm (ii) Proprietorship Firm Permanent Account Number (PAN) (iii) Name of the Proprietor (a) in case of company (b) in case of individual (Mr./ Mrs./Ms.) Name Surname Father's name Age 30)] Date of Birth (dd/mm/yyyy) OR (iii) Partnership Firm Debtor Partnership Firm Name Partnership Firm Permanent Account Number (PAN) Name of the partner or partners of debtors Title Surname Father's/Husband's name Age Date of Birth (Mr./Mrs./Ms.) Name (dd/mm/yyyy) OR (iv) Limited Liability Partnership Firm (LLP) Debtor Limited Liability Partnership (LLP) Firm Name LLP firm Permanent Account Number (PAN) Name of the partner or partners (Mr./Mrs./Ms.) (l) Surname 1211 GV2012—5 30 THE GAZETTE OF INDIA : EXTRAORDINARY Father's/Husband's name Age Date of Birth (v) Company Debtor Company name (dd/mm/yyyy) OR Corporate Identity Number (CIN) or foreign company registration number Company PAN OR (vi) Trust Name of Trust Type of Trust (Private/Public) If Public Trust, registration number as such Trust, if any Trust Permanent Account Number Name of the Trustee/person who is making assignment of receivables belonging to the Trust Surname Father's/Husband's name (Mr./Mrs./Ms-) Name 31 Age Date of birth (vii) HUF Title of HUF Name of Karta Title Surname Father's/Husband's name Age Date of birth (dd/mm/yyyy) (Mr./Mrs./Ms.) Name (dd/mm/yyyy) Permanent Account Number (PAN) of HUF e) Address of the Debtor: Shop/Flat/House No. Plot No. Building No. Building Name Street Name Village/ Town Taluka State District PIN Code 32 Email ID Telephone "—IE GAZETTE OF INDIA : EXTRAORDINARY [PART I—SEC. (In case of multiple debtors in respect of a single assignor, the details of multiple debtors may be provided) 6) Assignment Details 6 (a). Financial Details of the Assignment (i) Total Limit/Facility sanctioned under the agreement D (in case the amount is in foreign currency, rupee equivalent to be stated) (Rupees (ii) Expected realisation or repayment period (in days) (iii) Amount receivables assigned or given as Security for loan / credit limit 6(b). Whether assignment is absolute without recourse to assignor If not, amount of loan or credit limit secured by receivables: O Yes O No (Rupees. , . Payment schedule of the loan or period during which assignment subsists from to MM MM If credit limit renewable from time to time and secured by specific receivables, or present and future receivables, please mention: Particulars of specific receivables Description of future receivables 7) Description of Document by which the receivables are assigned: 33 Assignment Deed or assignment as security for a loan Name of the Parties (l) (2) Date of Document Place of execution District Pin code State Description of receivables which are assigned or given as security in favour of the Factor i) a) i) ii) Whether the assignment is on (a) whole turnover basis (b) Invoice basis (non whole turnover basis) In case of Whole Turnover Basis: Brief description of goods or services Sub-Limit sanctioned for the goods and services iii) Sale proceeds of goods manufactured and sold or services i) provided / rendered or to be provided / rendered for the period from— to— OR Brief description of goods or services [PART II—SEC. 3(i)] ii) iii) THE GAZETTE OF : EXTRAORDINARY Sub-Limit sanctioned for the goods and services Sale proceeds of goods sold or to be sold or services rendered or to be provided I-rendered as trader /selling Agent / retailer for the period from to (Above details for different goods type can be captured multiple times depending upon the number of types of goods) b) i) ii) iii) iv) v) vi) In case of Invoice Basis (non-whole turnover basis): Invoice No. Date Amount of invoice Serial numbers or any other identification marks (e.g. Chassis No. for vehicles) Brief Description of goods Payable by date (DDMMYYYY) Brief particulars of the principal terms and conditions of the assignment agreement 8. A. B. C. Discount Margin amount details Extent and operation of the charge 3(i)] D. Others 35 IO. Digital signature of the authorised representative of Assignee/ Factor CENTRAL REGISTRY

FORM 11 Satisfaction on realization of receivables (Particulars for Satisfaction on realization of receivables) 1. Assignor Permanent Account Number (PAN) 2. (a) Name of the Assignor (b) Address of the Assignor Building No. Building Name City State/UT 3. Assignment registration ID Number (a) Particulars of the Assignee Factor Permanent Account Number Name Address Building No. Building Name City State/UT 36 THE GAZETTE OF INDIA : EXTRAORDINARY (b) Particulars of registration of assignment of receivables: (i) Registration date (dd/mm/yyyy) [PART II—SEC. (ii) Final amount assigned (in Rupees) 4. Date of realization of receivables or repayment of loan in full For office use only It is certified that the above document for charge satisfaction is hereby registered Digital signature of the authorised officer at the Central Registry Digital signature of the authorised officer at the Central Registry Printed by the Manager, Government of India Press, Ring Road, and Published by the Controller of Publications, Mayapuri, New Delhi-110054

