

Applicability of the Companies Act, 2013 based on limits

Sr No.	Title	Provision under the Companies Act, 2013	Applicability of Provision	Non-Applicability of provision
1	XBRL	General Circular No. 16/2012 Dated: 06.07.2014	a) All companies LISTED with any Stock Exchange(s) in India. b) Subsidiaries of any Company Listed with any Stock Exchange(s) in India. c) All companies having paid up Capital (PUC) of Rs. 5 Cr and above. d) All companies having Turnover of Rs. 100 Cr and above.	a) Banking Companies b) Insurance Companies c) Power Companies d) NBFCs e) Housing; Finance Companies
3	CFS		As per Definition of S. 2(40) All Companies required to prepare the Cash Flow Statement.	a) OPC b) Small company c) Dormant company
4	Internal Auditor	S. 138 read with sub rule 1 of Rule 13 Chapter IX, Companies (Accounts) Rules, 2014	a) All Listed Companies b) Every unlisted PUBLIC company having: <ul style="list-style-type: none"> • PUC of Rs. 50 Cr or more during the preceding FY • Turnover of Rs. 200 Cr or more during the preceding FY • Outstanding loans or borrowings from banks or PFIs exceeding Rs. 100 Cr or more at any point of time during the preceding FY; or • Outstanding Deposits of Rs. 25 Cr or more at any point of time during the preceding FY; and c) Every PRIVATE Company having: <ul style="list-style-type: none"> • Turnover of Rs. 200 Cr or more during the preceding FY; or • Outstanding loans or borrowings from banks or PFIs exceeding Rs. 100 Cr or more at any point of time during the preceding FY; 	Every Public Company having PUC below Rs. 50 Cr
5	Certification of Annual Return by a CS in practice	S. 92 read with sub rule 2 of Rule 11 Chapter VII, Companies (Management and Administration) Rules, 2014	a) All LISTED Companies b) Every Company having; <ul style="list-style-type: none"> • PUC of Rs. 10 Cr or more or • Turnover of Rs. 50 Cr or more 	
6	Signing of Annual Return by a CS in practice	S. 92 read with sub rule 2 of Rule 11 Chapter VII, Companies (Management and Administration) Rules, 2014	a) All LISTED Companies b) All PUBLIC Companies c) Private Limited Company having: <ul style="list-style-type: none"> • PUC Exceeding 50 lac; or • Turnover exceeding 2 Cr 	a) OPC b) Small company
7	Companies which shall appoint CS	S. 203 read with Rule 8A Chapter XIII, Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014	a) All LISTED Companies b) Every other company having a PUC of Rs. 5 Cr or more:	
8	Secretarial Audit	S. 204 read with Rule 9 Chapter XIII, Companies (Appointment and Remuneration of	a) All Listed Companies b) Every PUBLIC Company having; <ul style="list-style-type: none"> • PUC of Rs. 50 Cr or more; or 	

		Managerial Personnel) Rules, 2014	<ul style="list-style-type: none"> Every Public Company having a Turnover of Rs. 250 Cr or more 	
9	Independent Director	S. 204 read with Rule 4 Chapter XI, Companies (Appointment and Qualification of Directors) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) The Public Companies having PUC of Rs. 10 Cr or more (AT LEAST 2 INDEPENDENT DIRECTOR) c) The Public Companies having Turnover of Rs. 100 Cr or more (AT LEAST 2 INDEPENDENT DIRECTOR) d) The Public Companies which have, in aggregate, outstanding loans, debentures and deposits, exceeding Rs. 50 Cr 	
10	MD/ WTD	S. 203 read with Rule 8 Chapter XIII, Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) Every Public Company having a PUC of Rs. 10 Cr or more. c) Companies which do not fall in above limits can also appoint MD & WTD by following the procedure given u/s 196 	
11	Key Managerial Personnel	S. 203 read with Rule 8 Chapter XIII, Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) Every Public Company having PUC of Rs. 10 Cr or more. c) Every Private Limited Company having PUC of Rs. 5 Cr or more required to appoint CS and designate as KMP 	
12	Auditors Committee	S. 177 read with Rule 6 Chapter XII, Companies (Meetings of Board and its Powers) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) Every Public Company having PUC of Rs. 10 Cr or more. c) The Public Companies having Turnover of Rs. 100 Cr or more (AT LEAST 2 INDEPENDENT DIRECTOR) d) The Public Companies which have, in aggregate, outstanding loans, debentures and deposits, exceeding Rs. 50 Cr 	
13	Nomination Committee	S. 177 read with Rule 6 Chapter XII, Companies (Meetings of Board and its Powers) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) Every Public Company having PUC of Rs. 10 Cr or more. c) The Public Companies having Turnover of Rs. 100 Cr or more (AT LEAST 2 INDEPENDENT DIRECTOR) d) The Public Companies which have, in aggregate, outstanding loans, debentures and deposits, exceeding Rs. 50 Cr 	
14	Women Director	S. 149 read with Rule 3 Chapter XI, Companies (Appointment and Qualification of Directors) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) Every Public Company having a PUC of Rs. 100 Cr or more; or c) Every Public Company having a Turnover of Rs. 300 Cr or more 	
15	Vigil Mechanism	S. 177 read with Rule 7 Chapter XII, Companies (Meetings of Board and its Powers) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) The Company which accept deposits from the public; c) The companies which have borrowed money from banks & PFIs in excess of Rs. 50 Cr 	
16	Related Party Transactions	S.188 read with Rule -3, of Chapter Xii (Meetings Of Board And Its Power) Second Amendment Rules, 2014	Applicable on all except transactions on arm length and in ordinary course	<ul style="list-style-type: none"> a) transactions on arm length and b) ordinary course
17	CSR Committee	S. 135 read with Rule 3 Chapter XI, Companies (Appointment and Qualification of Directors) Rules, 2014:	<ul style="list-style-type: none"> a) Every company having net worth of Rs. 500 Cr or more; b) Every company having turnover of Rs. 1000 Cr or more; c) Every company having net profit of Rs. 5 Cr or more; 	
18	Rotation of Auditors	S. 139 read with Rule 5 Chapter X, Companies (Audit and Auditors) Rules, 2014	<ul style="list-style-type: none"> a) All Listed Companies b) Every Public Company having PUC of Rs. 10 Cr or more. c) Every Private Limited Company having PUC of Rs. 20 Cr or more. d) All Companies having public borrowings from Financial Institutions, banks or public deposits of Rs. 50 Cr or more. 	