



CIRCULAR

F. No. 496/IFSCA/FC/SLF/2022-23/001

August 16, 2022

(Updated as on June 23, 2023)

All Finance Company / Finance Unit registered in the International Financial Services Centres Authority (IFSCs)

Framework for Ship Leasing

In exercise of the powers conferred by section 12 of the International Financial Services Centres Authority Act, 2019 (50 of 2019) (hereinafter referred as the "said Act") read with notification number S.O.5199 (E) dated December 14, 2021 issued by Ministry of Finance, Government of India, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), dated the December 14, 2021, the Authority has notified 'ship lease' as a financial product vide Gazette notification dated January 07, 2022. As per the said notification, the 'ship lease' shall include operating lease, and hybrid of operating and financial lease, of a ship or ocean vessel, engines of ship or ocean vessel, or any other part thereof, as a financial product under clause (d) of sub-section (1) of section 3 of the said Act.

2. As per sub clause (g) of clause (iii) of sub-regulation (1) of regulation 5 of International Financial Services Centres Authority (Finance Company) Regulations, 2021 (hereinafter referred to as "Finance Company Regulations"), an operating lease transactions for ship lease is classified as a 'permitted non-core activity' and as per sub clause (a) of clause (ii) of sub-regulation (1) of regulation 5 of the Finance Company Regulations, a financial lease transaction for ship lease including a hybrid of financial lease and operating lease transaction for ship lease is classified as a 'permitted core activity'.

3. The International Financial Services Centres Authority (hereinafter referred to as "IFSCA"), in order to facilitate the Ship Leasing business in the International Financial Services Centres (hereinafter referred to as "IFSCs") in India and in exercise of the powers conferred under section 12 read with section 13 of the IFSCA Act, 2019, hereby specifies the following Framework for entities to get registered under Finance Company Regulations for undertaking ship lease transactions:



A. Applicability:

This Framework shall apply to all eligible applicants engaging in one or more of the permissible activities as per this circular.

B. Definition:

For the purpose of this Circular

- (i) “Financial lease” for a ship lease arrangement shall mean the activity of leasing such that it transfers substantially all the risks and rewards incidental to the ownership of the asset involved;
- (ii) “Lessor” shall mean an entity registered with IFSCA as a Finance Company or Finance Unit in accordance with this Framework, and
 - a. engaged in the business of providing ships or ocean vessel and engines of ship or ocean vessels, or any other part thereof under an operating lease, financial lease and/or a hybrid of financial and operating lease, and/or;
 - b. any other related activity as may be specified by the Authority from time to time.
- (iii) “Ocean vessel” shall include every description of watercraft used or capable of being used in the marine environment, such as ship, boat, sailing vessel, fishing vessel, submersible, semi-submersible, hydrofoils, non-displacement crafts, amphibious crafts, wing-in-ground crafts, pleasure crafts, barges, lighters, Mobile Offshore Drilling units, Mobile offshore Units, or of any other description, or any part thereof, and shall include inland water vessels and coasting vessels, but does not include fishing or sailing watercraft;
- (iv) “Operating lease” for a ship lease arrangement shall mean the activity of leasing such that it does not transfer substantially all the risks and rewards incidental to the ownership of the asset involved;
- (v) “Ship” shall include any watercraft, used or capable of being used in navigation by its own propulsion, in, above, or under the water but does not include fishing or sailing watercraft.

C. Eligibility of Applicant:

- (i) An applicant desirous of undertaking permissible activities in IFSCs as a lessor shall meet the eligibility criteria and other requirements as specified under the Finance Company Regulations, including the following:



- a. The applicant shall set up operations in an IFSC in the form of a Company or a Limited Liability Partnership (LLP) or a Trust or a Branch under this Framework or in any other form as may be specified by the IFSCA from time to time.

Explanation: The branch set up in IFSC may also be of a wholly owned subsidiary (including a subsidiary incorporated outside IFSC) of the IFSC registered entity, for the purpose.
 - b. In case the applicant is a company, the 'promoter', as defined in the Companies Act, 2013, of the applicant shall be located in a Financial Action Task Force compliant jurisdiction. In case the applicant is a LLP or a Trust, the partners or the trustees, as the case may be, shall also comply with this requirement.
- (ii) All entities set up in IFSC for carrying out permitted activities as envisaged in the Framework shall comply with all requirements, exceptions, regulations and conditions imposed by any applicable statute including the Merchant Shipping Act, 1958 ("Shipping Act"), and shall also include circulars and notifications issued by competent authorities established under the Shipping Act or other applicable statutes, by the Ministry of Shipping or Director General of Shipping.

D. Registration of lessor:

- (i) An applicant desirous of undertaking permissible activities as a lessor shall submit an application form in the format specified in **Annexure** hereunder to the IFSCA along with the application fees as specified in this Framework.
- ¹ [(ii) An applicant shall not undertake any activity as a lessor unless it has obtained a Certificate of Registration from the IFSCA under Finance Company Regulations.

Explanation: An applicant desirous of undertaking 'Asset Management Support Services related to ship lease' for an asset other than as mentioned at clause 3.E(iii) of this Circular shall obtain a separate authorisation under the Framework for enabling ancillary services at IFSC (Circular F.No. 206/IFSCA/Anc.Aux/2020-21 dated February 10, 2021), issued by the IFSCA.]
- (iii) An entity registered or authorized with IFSCA, which is not undertaking Ship leasing and

¹ Revised vide Circular No. 496/IFSCA/FC/SLF/2022-23/002, titled 'Amendment to the Circular titled 'Framework for Ship Leasing', dated March 22, 2023. Before revision it stood as under:

“(ii) An applicant shall not undertake any activity as a lessor unless it has obtained a Certificate of Registration from the IFSCA under Finance Company Regulations.

Explanation: An applicant desirous of undertaking 'Asset Management Support Services related to ship lease' for an asset other than as mentioned at clause **E(ii)** of this Circular shall obtain a separate authorisation under the Framework for enabling ancillary services at IFSC (Circular F.No. 206/IFSCA/Anc.Aux/2020-21 dated February 10, 2021), issued by the IFSCA.”



is desirous of undertaking permissible activities as per this framework, shall apply separately for registration under this framework. For this purpose, an entity registered with IFSCA for undertaking operating lease for ship shall also have to seek permission if it is desirous of undertaking permissible activities referred at clause 3H(i), (ii) and (iv) below.

Part I

Ship Operating Lease

E. Permissible Activities under operating lease:

²[A lessor in IFSCs shall be permitted to undertake all or any of the following activities:

- (i) Operating lease;
- (ii) Voyage Charters, Contract of Affreightments, employment in shipping pools and all other legal commercial transactions for employment of ships;
- (iii) Asset Management Support Services for assets owned or leased out by the lessor or by any of its Group Entities set up in IFSCs in India;
Here the term 'Group Entities' shall mean an arrangement involving two or more entities related to each other through any of the relationships, viz. Subsidiary – parent (defined in terms of AS 21), Joint venture (defined in terms of AS 27), Associate (defined in terms of AS 23), a related party (defined in terms of AS 18) Common brand name and investment in equity shares (of 20% and above).
- (iv) Sale and lease back, purchase, novation, transfer, assignment, and such other similar transactions in relation to ship lease;
- (v) any other related activity with the prior approval of the IFSCA.

Explanation: A transaction shall be classified as a lease if it is in accordance with the Indian Accounting Standards (Ind AS 116) on Leases.]

² Substituted vide Circular No. 496/IFSCA/FC/SLF/2022-23/002, titled 'Amendment to the Circular titled 'Framework for Ship Leasing', dated March 22, 2023. Before substitution, it stood as under:

"A lessor in IFSCs shall be permitted to undertake all or any of the following activities:

- (i) Operating lease;
- (ii) Asset Management Support Services for assets owned or leased out by the entity or by its wholly owned subsidiary(ies) or by a branch of its wholly owned subsidiary set up in IFSCs in India;**
- (iii) Sale and lease back, purchase, novation, transfer, assignment, and such other similar transactions in relation to ship lease;
- (iv) any other related activity with the prior approval of the IFSCA.

Explanation: A transaction shall be classified as a lease if it is in accordance with the Indian Accounting Standards (Ind AS 116) on Leases"



F. Capital Requirement:

- (i) A minimum owned fund of USD 200,000 or its equivalent in freely convertible foreign currency, is to be maintained at all times by the entity as specified in item no. 1 of Schedule of the Finance Company Regulations.

Explanation: “Owned fund” for a lessor under this Framework shall mean the paid-up-capital and free reserves balance in share premium account and capital reserves representing surplus arising out of sale proceeds of asset, excluding reserves created by revaluation of asset, as reduced by accumulated loss balance, book value of intangible assets and deferred revenue expenditure, if any;

- (ii) In addition to (i) above, the IFSCA may specify maintenance of additional capital as a risk management measure, based on the nature and scale of business of the lessor.

G. Fees

³[(i) The entity desirous of undertaking permissible activities under this Part shall adhere to the provisions under IFSCA Circular on ‘Fee structure for the entities undertaking or intending to undertake permissible activities in IFSC’ dated May 17, 2023 (No. 865/IFSCA/Banking/Fee Revision/2022-23).

(ii) The fees payable during the process of application (application fees and registration fees) and after grant of registration (recurring fee) shall be as per clause 5 and 6 respectively, of the Circular mentioned in point (i) above. As per the said circular, the applicable fees are as under:

- (a) Application Fee: \$ 1,000 (one time)
- (b) Registration Fee: \$ 12,500 (one time)
- (c) Annual Fee: \$ 5,000 (recurring fee)]

³ Revised vide Circular No. 865/IFSCA/Banking/Fee Revision/2022-23, titled ‘Fee Structure for entities undertaking or intending to undertake permissible activities in IFSC’, dated May 17, 2023. Before revision it stood as under:

“The entity desirous of undertaking permissible activities under this Part shall pay to the IFSCA the following fees:

- (i) Application Fee: \$ 1,000 (one time)
- (ii) Registration Fee: \$ 12,500 (one time)
- (iii) Annual Fee: \$ 5,000 (**second year onwards**)”



Part II

Ship Financial Lease

H. Permissible Activities under financial lease and hybrid of operating and financial lease:

A lessor in IFSCs shall be permitted to undertake all or any of the following activities:

- (i) Financial lease;
- (ii) Hybrid of financial and operating lease;
- (iii) Permitted Activities as stated above at clause 3.E of this Framework;
- (iv) any other related activity with the prior approval of the IFSCA.

Explanation: A transaction shall be classified as a lease if it is in accordance with the Indian Accounting Standards (Ind AS 116) on Leases.

I. Capital Requirement:

- (i) A minimum owned fund of USD 3 million or its equivalent in freely convertible foreign currency, is to be maintained at all times by the entity as per item no. 2 of Schedule to the Finance Company Regulations;
- (ii) In addition to (i) above, the IFSCA may specify maintenance of additional capital, as a risk management measure, based on the nature and scale of business of the entity.

J. Prudential and Other Requirements:

An entity undertaking the activities referred to under clause 3H(i),(ii) and (iv) shall be subject to the requirements under Regulation 4 (applicable prudential regulations), Regulation 7 (Know Your Customer and Anti-Money Laundering) and Regulation 8 (Corporate Governance and Disclosure requirements).

K. Fees

⁴[(i) The entity desirous of undertaking permissible activities under this Part shall adhere to the provisions under IFSCA Circular on 'Fee structure for the entities undertaking or intending to

⁴ Revised vide Circular No. 865/IFSCA/Banking/Fee Revision/2022-23, titled 'Fee Structure for the entities undertaking or intending to undertake permissible activities in IFSC', dated May 17, 2023. Before revision it stood as under:

"The entity desirous of undertaking permissible activities under this Part shall pay to the IFSCA the following fees:

- (i) Application Fee: \$ 1,000 (one time)
- (ii) Registration Fee: \$ 12,500 (one time)
- (iii) Annual Fee: \$ 12,500 (**second year onwards**)"



undertake permissible activities in IFSC' dated May 17, 2023 (No. 865/IFSCA/Banking/Fee Revision/2022-23).

(ii) The fees payable during the process of application (application fees and registration fees) and after grant of registration (recurring fee) shall be as per clause 5 and 6 respectively, of the Circular mentioned in point (i) above. As per the said circular, the applicable fees are as under:

- (a) Application Fee: \$ 1,000 (one time)
- (b) Registration Fee: \$ 12,500 (one time)
- (c) Annual Fee: \$ 12,500 (recurring fee)]

Part III

General Conditions

L. Currency for Conduct of Business:

All transactions undertaken by a lessor shall be in a freely convertible foreign currency only. However, the lessor may defray their administrative expenses in INR by maintaining a separate INR account.

M. Maintenance of Books of Accounts, Records and Documents

The lessor shall maintain its books of accounts, records and documents as required under applicable law. The books of accounts and their financial information shall be maintained in any freely convertible currency.

N. Submissions of Report / Information

- (i) The lessor shall furnish the following information to the IFSCA within 15 days from the finalisation of annual financial statements:
 - a. Audited Annual financial statements.
 - b. Confirmation of compliance with the applicable regulations, circulars, guidelines and directions issued by the IFSCA.
 - c. Confirmation of compliance with capital requirement and details thereof.
 - d. Details of material regulatory action, if any, against the Promoters, Key Managerial Persons or persons controlling the lessor.
- (ii) The lessor shall submit all the financial information, expressed in USD, to the IFSCA, unless otherwise specified.
- (iii) The IFSCA may, from time to time, call for any information, documents, or records as it may deem necessary from the lessor.



O. Compliance with Other Requirements

- (i) The lessor shall comply with all other applicable statutory obligations, regulatory requirements, standards, policies, directions and guidelines.
- (ii) The lessor shall deploy resources commensurate with its business operations.
- ⁵[(iii) The lessor shall comply with the 'IFSCA (Anti Money Laundering, Counter-Terrorist Financing and Know Your Customer) Guidelines, 2022, dated October 28, 2022.]

P. Action in Case of Default

If a lessor fails to fulfil the conditions subject to which the registration is granted, the IFSCA may take any action as it may deem fit, after giving an opportunity of making submissions, if any.

Q. Power to Remove Difficulties, Specify Procedures and Issue Clarifications

For the purpose of implementation of this Framework and matters incidental thereto, or in order to facilitate and regulate the permissible activities, the IFSCA may specify the necessary norms, procedures, processes, manners and may also provide necessary relaxations.

4. This Circular is issued in exercise of powers conferred by section 12 of the IFSCA Act to develop and regulate the financial products, financial services and financial institutions in the IFSCs.

5. A copy of this Circular is available on the website of the IFSCA at www.ifsc.gov.in/circular.

Yours faithfully,

R. Kumar
(General Manager)
rag.kumar@ifsc.gov.in

Encl.: As above

⁵ Inserted vide notification No. IFSCA/2022-23/GN/GL/001, titled 'International Financial Services Centres Authority (Anti Money Laundering, Counter-Terrorist Financing and Know Your Customer) Guidelines, 2022, dated October 28, 2022.



Annexure

FORM OF APPLICATION FOR PERMISSION TO SET UP A FINANCE COMPANY/ FINANCE UNIT (FC/FU) AT IFSC UNDER SECTION 3 OF INTERNATIONAL FINANCIAL SERVICES CENTRES AUTHORITY (FINANCE COMPANY) REGULATIONS, 2021, DATED MARCH 25, 2021.

By Registered Post AD/ Hand Delivery

(TICK ✓ WHICHEVER IS APPLICABLE)

FINANCE COMPANY (FC) FINANCE UNIT (FU)

SPECIFIC ACTIVITY LIST

Core Activity

Non-core Activity

Name of the Applicant entity² (in block letters):

Address of Registered Office:

To,
The Head of Department,
Banking Division,
International Financial Services Centres Authority,
2nd & 3rd Floor, Savvy Pragya, Gujarat International Finance Tec-City,
Gandhinagar, Gujarat - 382355

Dear Sir,

**Application for Certificate of Registration to commence the business of a Finance
Company /Unit** (Strike whichever is not applicable)

We make this application in terms of Regulation 3(4) of the International Financial Services Centres Authority (Finance Company) Regulations, 2021, dated March 25, 2021, for issue of a Certificate of Registration (CoR). The required documents/ information as per the instructions are furnished.

2. We hereby request you to kindly issue the necessary CoR to enable our company/unit to commence the business of an FC/FU limited to the list of activities proposed by us in the application form.

3. We solemnly declare that to the best of our knowledge and belief, the information furnished in this application and the annexures hereto and statements enclosed are correct, complete and true. We are aware that if any of the information furnished herein is found to be incorrect/ incomplete/ untrue, the application for grant of CoR is liable to be rejected and the CoR if granted, is liable to be cancelled.

Yours faithfully,

(Signature of Authorized Official)

Name :



Information to be provided by Finance Companies/Finance Units desirous of establishing presence in GIFT SEZ IFSC

Sr. No	Particulars	Comments by the Applicant	Remarks by IFSCA
A) Purpose			
1)	Application for registration in IFSC (tick the relevant box) a) Finance Company <input type="checkbox"/> b) Finance Unit <input type="checkbox"/>		
2)	Proposed activity: Tick the relevant activity and mention the name of the activity in the space provided.		
	a) Core Activity <input type="checkbox"/>	b) Non-Core Activity <input type="checkbox"/>	
B) Basic Corporate information			
1)	Name of the applicant entity (parent entity in case of Finance Unit)		
2)	Place and date of incorporation of the applicant entity.		
3)	Legal form of the applicant entity.		
4)	Address of Head office of the applicant entity.		
5)	Address of Corporate office of the applicant entity.		
6)	Registration details of the applicant entity, with regulatory authority(ies) in other jurisdiction(s)(Must include name of the regulator, registration number date of incorporation address and other relevant information)		
7)	Whether the applicant entity and its promoters are from FATF compliant jurisdiction.	Yes/No	
8)	Board Resolution for setting up the Finance Company/Finance Unit in IFSC.		
9)	Contact details of the primary coordinator(s) of the applicant entity: a) Name: b) Contact Number and; c) E-mail:		
10)	Certified copies of Constitutional documents (such as Memorandum and Articles of Association/Partnership Deed, Trust Deed etc.) of the applicant entity.		
C) Business plan			
1)	Proposed sources for meeting the minimum capitalization by the applicant entity.		
2)	Number of officials proposed to be posted in FC/FU.		



3)	Details about products and business projections which shall include the projected balance sheet and profit and loss account for three consecutive years of the applicant entity in the IFSC (along with the assumptions made)		
D)	Ownership and management of applicant entity (i.e. parent entity in case of Finance Unit)		
1)	<p>a) List of names and addresses of promoters of the applicant entity.</p> <p>(i) If the promoter is a natural person – the Income Tax Return for past three years or the Net Worth Certificate dated not earlier than three months from the date of application, for each promoter.</p> <p>(ii) If the promoter is a not a natural person - the last 3 years audited balance sheet, profit and loss statement and Auditor reports shall be submitted for each such promoter.</p> <p>b) Duly filled 'Information on Management' (IOM) for the promoters of the applicant entity (for assessment of compliance with the fit and proper criteria for the promoters/directors) as per attached format.</p>		
2)	<p>a) List the names of directors of the applicant entity.</p> <p>b) Duly filled 'Information on Management' (IOM) for the directors of the applicant entity (for assessment of compliance with the fit and proper criteria for the promoters/directors) as per attached format.</p>		
3)	Name & designation of the senior official/key personnel responsible for operation of the proposed FC/FU		
4)	In case of FU, name & designation of senior official/key personnel of parent entity (at the Headquarters), who will be responsible for the operations.		
5)	In case of FU, date of commencement of business of parent entity in other jurisdictions. (Mention the name of the jurisdiction and date of commencement of business).		
E)	Group Structure		
1)	<p>a) The group structure (vertical) of the applicant entity (represented diagrammatically), indicating percentage of holding at each level and their country of incorporation.</p> <p>b) Whether all the group entities are functioning only in FATF compliant jurisdictions, if No, kindly provide details.</p> <p>c) Details of activities undertaken by the companies in the group structure (vertical).</p> <p>d) Kindly provide details of any group entity, if listed in any jurisdiction.</p> <p>(The group structure shall include each of the subsidiaries/associates/group companies/related parties of the applicant entity)</p>		
F)	Financial Information		
1)	a) In case of FC, amount of Owned Funds (as defined under Chapter I section 2, sub-section 1(i) of IFSCA (Finance Company) Regulations, dated March 25, 2021):		



	(USD million) b) In case of FU, amount of Owned Fund (as specified at Chapter II, section 3, subsection 5(ii) of IFSCA (Finance Company) Regulations, dated March 25, 2021. (USD million)		
2)	In case of FU, details of applicant entity (parent):		
	a) Total Assets (USD million)		
	b) Total Liabilities (USD million)	Equity capital (Owned fund): in USD million	
		Borrowed capital: in USD million	
G)	Supervisory arrangement in Home country		
1)	Home regulator / supervising authority (This field is must for Finance Units and for Finance Company if any group company is undertaking financial services activity in any jurisdiction).		
2)	In case of FU, details of supervisory arrangements to which the applicant entity is subject to including prudential norms.		
3)	a) In case of FC, state the instances where the promoter has been subject to any refusal or restriction on the right to carry on business requiring a license, registration or other permission from any regulator/supervisor, in the last three years. b) In case of FU, state the instances where the applicant entity (parent) has been subject to any refusal or restriction on the right to carry on business requiring a license, registration or other permission from any regulator/supervisor, in the last three years.		
H)	Track record		
1)	Whether the applicant entity has accepted public deposits ¹ in the past? If yes, please specify	Yes/No	
	a) The provisions of law for acceptance of public deposit. b) Period and the quantum of public deposits outstanding as on the date of this application c) Whether it defaulted in the repayment of the public deposits, if yes the amount of default.		
2)	Is the applicant entity created out of mergers and acquisition, if any, with/of other companies?	Yes/No	
	If yes, please furnish information about the merger/acquisition and the names of the earlier company(ies) which merged to form the applicant entity.		

¹ The term “public deposit” is defined under Chapter 1 section 2, sub-section 1(j) of IFSCA Finance Company Regulations, dated 25th March 2021, as “Public deposit”, for the purposes of these Regulations shall mean an amount raised from a resident or a non-resident, in any form which is repayable on demand or is a term deposit and includes such other amount as may be specified by the Authority from time to time;



3)	Are there any pending civil or criminal cases against the applicant entity? If yes, give information about the case and the court(s) in which it is pending.	Yes/No																						
4)	Declaration: I Mr./ Ms. _____ director of (Name of the applicant entity) confirm on behalf of the entity that the entity has adequate infrastructure and is capable to electronically submit data/returns through internet as and when required by IFSCA (Tick <input checked="" type="checkbox"/> if complied)																							
I)	Additional Information (to be submitted by Global/Regional Corporate Treasury Centre applicants only)																							
1)	Details of the Group Entities to be served: <table border="1" data-bbox="167 784 1532 907"> <thead> <tr> <th data-bbox="167 784 276 817">S. No</th> <th data-bbox="276 784 1077 817">Name and Address of Group Entity</th> <th data-bbox="1077 784 1532 817">Jurisdiction of Incorporation</th> </tr> </thead> <tbody> <tr> <td data-bbox="167 817 276 907"></td> <td data-bbox="276 817 1077 907"></td> <td data-bbox="1077 817 1532 907"></td> </tr> </tbody> </table>			S. No	Name and Address of Group Entity	Jurisdiction of Incorporation																		
S. No	Name and Address of Group Entity	Jurisdiction of Incorporation																						
J)	Fees																							
	² [Bank account details of IFSCA: <table border="1" data-bbox="215 1041 1444 1612"> <thead> <tr> <th data-bbox="215 1041 435 1142">Currency</th> <th data-bbox="435 1041 959 1142">USD (if applicant outside India)</th> <th data-bbox="959 1041 1444 1142">INR (only application and registration fee, by an applicant from India)</th> </tr> </thead> <tbody> <tr> <td data-bbox="215 1142 435 1209">Account Name</td> <td data-bbox="435 1142 959 1209">International Financial Services Centres Authority</td> <td data-bbox="959 1142 1444 1209">IFSCA FUND 2</td> </tr> <tr> <td data-bbox="215 1209 435 1276">Account Number</td> <td data-bbox="435 1209 959 1276">970105000174</td> <td data-bbox="959 1209 1444 1276">39907189884</td> </tr> <tr> <td data-bbox="215 1276 435 1344">Type of Account</td> <td data-bbox="435 1276 959 1344">USD Current Account</td> <td data-bbox="959 1276 1444 1344">INR Current Account</td> </tr> <tr> <td data-bbox="215 1344 435 1411">Bank Name</td> <td data-bbox="435 1344 959 1411">ICICI Bank Limited</td> <td data-bbox="959 1344 1444 1411">State Bank of India</td> </tr> <tr> <td data-bbox="215 1411 435 1467">SWIFT Code</td> <td data-bbox="435 1411 959 1467">ICICINAAXXX</td> <td data-bbox="959 1411 1444 1467">IFSC Code: SBIN0060228</td> </tr> <tr> <td data-bbox="215 1467 435 1612">Nostro Details</td> <td data-bbox="435 1467 959 1612">CHASUS33XXX JP Morgan Chase Bank NA, New York, USA Account No: 833999532</td> <td data-bbox="959 1467 1444 1612">NA</td> </tr> </tbody> </table>			Currency	USD (if applicant outside India)	INR (only application and registration fee, by an applicant from India)	Account Name	International Financial Services Centres Authority	IFSCA FUND 2	Account Number	970105000174	39907189884	Type of Account	USD Current Account	INR Current Account	Bank Name	ICICI Bank Limited	State Bank of India	SWIFT Code	ICICINAAXXX	IFSC Code: SBIN0060228	Nostro Details	CHASUS33XXX JP Morgan Chase Bank NA, New York, USA Account No: 833999532	NA
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SWIFT Code	ICICINAAXXX	IFSC Code: SBIN0060228																						
Nostro Details	CHASUS33XXX JP Morgan Chase Bank NA, New York, USA Account No: 833999532	NA																						
	Details of the Authorised Official of the applicant entity																							
	Signature																							
	Name																							
	Designation																							
	Company Seal																							
	Date:	Place:																						

² Revised Vide Circular No. 865/IFSCA/Banking/Fee Revision/2022-23 dated May 17, 2023.



ANNEX I

Information on the Management (IOM)*

(Separate form should be submitted in respect of each of the Promoters and Directors)

Sr. No.	Particulars	Response	Remarks by IFSCA
1)	Name		
2)	Director Identification Number (DIN)		
3)	Designation in company		
4)	Nationality. If not an Indian citizen, please specify country and Passport Number and copy of the Passport	Country:	
		Passport Number:	
5)	Date of Birth	DD\MM\YYYY	
	Age as on the date of application	Age: -- Yrs.	
6)	Business Address (along with Phone, Fax and Email)		
7)	Residential Address (along with Phone, Fax and Email) with supporting document		
8)	Permanent Account Number (PAN) under Income Tax Act, if applicable		
9)	Educational/professional qualifications		
10)	Experience if any, in the Financial Services Sector. (Details such as name of the company, designation held, experience in years etc. should be provided)		
11)	Is the promoter/director associated with any other entity in any capacity? If yes, please furnish the name(s) of other organizations or entities or associations or unincorporated entities in which the person has held the post of Chairman or Managing Director or Director or Chief Executive Officer or associated with the above entities in any other capacity indicating the activity of the company and regulators, if any.	Yes/No	
12)	Declaration: I, Mr./ Ms. _____ promoter/director of (Name of applicant company) confirm that I have not accepted public deposit ³ as defined in the Regulations		

³ The term “public deposit” is defined under Chapter 1, section 2, sub-section 1(j) of IFSCA Finance Company Regulations, dated 25th March 2021, as “Public deposit”, for the purposes of these Regulations shall mean an amount raised from a resident or a non-resident, in any form which is repayable on demand or is a term deposit and includes such other amount as may be specified by the Authority from time to time;

* Response (details, if any) to any of the questions herein, may not necessarily impair our assessment towards fitness and propriety of the applicant. However, deliberately withholding information or providing false or misleading information may be viewed adversely.



13)	Has the promoter/director or any relative of the director or the companies/entities in which the director is/was associated with, are in default or have defaulted in the past in respect of credit facilities obtained from any entity or bank? If yes, please furnish information about the default and the name of the lending institution.	Yes/No	
14)	Whether the promoter/director has been disqualified to act as promoter/director under any law in any jurisdiction where the applicant entity or the group companies of the applicant entity are operating	Yes/No	
15)	Name/s of the companies, firms, partnership firms, in which the promoter/director holds substantial interest.		
16)	Whether the company or any of its promoter(s)/director(s) was/is involved in any investigation /disciplinary action /legal or regulatory violations /criminal case by any law enforcement /regulatory agencies? If yes, please furnish details.	Yes/No	
17)	Whether any order has been passed by any bankruptcy / resolution authority against any company with which the promoter(s)/director(s) are associated? If yes, please furnish details.	Yes/No	
18)	Credit report/ Information / Score (Adverse remarks, if any to be incorporated)		
	Signature:		
	Name:		
	Designation		
	Company Seal:		
	Date: Place:		



ANNEX II

Details / Checklist of documents to be submitted by applicant entity.

The following documents must be attached with this application. Mark the appropriate response cell with a “tick” to confirm that these attachments are enclosed with the application form.

Sr. No	Particulars	Yes	No	N/A
1)	Board Resolution for setting up the Finance Company/ Finance Unit.			
2)	Contact details of the primary coordinator of the FC/FU (for processing the application).			
3)	No-Objection Certificate from the home country regulator for setting up a Finance Company/ Finance Unit in IFSC Gandhinagar, if applicable.			
4)	SEZ Approval Letter			
5)	Provisional Allotment of office space in IFSC Gandhinagar			
6)	Permanent Account Number (PAN) or any Tax Identification document and address proof of the applicant entity.			
7)	Proof of payment of the application fees paid by the applicant entity (Details of SWIFT MT 103 or UTR of the transaction)			
8)	Copy of power of attorney or authorization granted to its authorized signatories of the applicant entity for signing the application and to transact on its behalf (if applicable)			
9)	Certified copies of the following, for the applicant entity.			
	a) Certificate of Incorporation			
	b) Memorandum of Association			
	c) Articles of Association and;			
	d) Last 3 years audited consolidated financial statements, wherever applicable.			
	e) other constitutional documents as applicable			
10)	Certified copies of the promoter as specified at point D 1(a)(ii) of the application form.			
	a) Certificate of Incorporation			
	b) Memorandum of Association			
	c) Articles of Association			
	d) Last 3 years audited consolidated financial statements.			
11)	Last 3 year Income Tax Return or Net Worth certificate for promoters as specified at point D 1(a)(i) of the application form.			
12)	Group structure of the applicant entity as per section E of the application form.			
13)	'Information on Management' for all promoters and directors (Annex I of the application form)			
14)	Business plan and projections as per section C of the			



	application form.			
15)	An undertaking by the applicant that it shall fulfill the owned fund requirement before entering into any permissible activity as mentioned in the IFSCA (Finance Company) Regulations, 2021, or within such timeline as may be prescribed by the Authority, whichever is earlier.			
16)	Board Resolution stating that: a) The applicant has not accepted any public deposit ⁴ , in the past /does not hold any public deposit as on date and will not accept the same in future without the prior approval of IFSCA. b) The Unincorporated body in the group where the directors / key persons/promoters hold substantial interest or otherwise has not accepted any public deposit in the past/ does not hold any public deposit as on date and will not accept the same in the future.			
17)	A Declaration cum Undertaking by the Applicant that - (a) the information provided in the application (including the attachments), is complete and true; (b) it shall notify the IFSCA immediately of any material change in the information provided in the application; (c) it shall comply with and be bound by the guidelines, directions and regulations issued by IFSCA, as amended from time to time; and (d) it shall abide by such operational instructions/directives as may be issued by the IFSCA from time to time, as a condition of authorization. (e) it shall seek specific registration for any category of activity, if so prescribed by IFSCA. (f) (to be submitted by Global/Regional Corporate Treasury Centre applicants only) we shall notify the IFSCA immediately of additional group entity/ies to be served from IFSC, if any.			

⁴ As defined in section 2(1)(j) under Chapter 1 of the IFSCA (Finance Company) Regulations, 2021, dated March 25, 2021.