**FORM 45**

**THE COMPANIES ACT, 2017**

**THE COMPANIES (GENERAL PROVISIONS AND FORMS) REGULATIONS, 2018 [Section 123A(2) and Regulations 19A(5)]**

**DECLARATION OF COMPLIANCE WITH THE PROVISIONS OF SECTION 123A OF THE COMPANIES ACT, 2017**

**PART I**

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1.1 CUIN (Registration No.)

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1.2 Name of the Company

1.3 Fee Payment Details

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1.3.1 Challan No.

|  |
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1.3.2 Amount

**PART II**

2.1 Compliance against notice issued under sub-regulation (1) of Regulation 19A:

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| --- | --- | --- |
| Sr. No. | Particulars | Response |
| i. | The Company in <month> has issued, a notice as per Form 42 to every member directly holding at least twenty five percent of shares or voting rights in the company or to the representative of every legal person or legal arrangement which holds at least twenty five percent of shares or voting rights in the Company, to obtain information of its ultimate beneficial owners, in compliance with sub-regulation (1) of regulation 19A.  The total number of notices issued is \_\_\_\_\_\_\_\_\_\_\_\_\_. | Yes/No |
| ii. If reply to (i) is Yes, | The Company has received declarations as per Form 43 from the members/persons to whom notices have been issued, as required under sub-regulation (2) of regulation 19A:  Total no. of members directly holding at least twenty five percent of shares or voting rights in the company and representatives of legal persons or legal arrangements holding twenty five percent of shares or voting rights in the company, as on the date of Form 45: \_\_\_\_\_\_\_\_\_  No. of members or Hsubmitting the declarations against the notice(s) issued is: \_\_\_\_\_\_  No. of members or representatives who have failed to submit the declaration against the notice(s) issued is: \_\_\_\_\_\_\_ | Yes/No |
| iii. If reply to (ii) is Yes, | The Company has noted accurate particulars of its ultimate beneficial owners, received from the persons vide declaration as per Form 43, in a register of ultimate beneficial owners, as specified under sub-regulation (4) of regulation 19A, and in compliance with the provisions of sub-section (2) of section 123A of the Act. | Yes/No |
| iv. | The board of directors of the Company has authorized its chief executive officer or one of its directors or officers to provide the information required under sub-regulation (6) of regulation 19A to the registrar or any other authority or agency pursuant to the powers to call for information entrusted by law to such authority or agency, and to provide further assistance as may be required. | Yes/No |
| v. If reply to (iv) is yes, | The Company has nominated the following officer, as required in terms of sub-regulation (6) of regulation 19A: | 1. Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  2. Father’s Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_  3. Designation \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  4. NIC No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  5. Cell No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  6. Email address  7. Usual residential address  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
|  | | |
| **PART III**  3.1 Compliance in respect of induction of new members in terms of sub-regulation (2) or changes in particulars of ultimate beneficial owners in terms of sub-regulation (3) of Regulation 19A: | | |
| **Sr. No.** | **Particulars** | **Response** |
| i. | The Company has received, during the <year>, declaration filed by the new members in Form 43, or declaration(s) for changes in the beneficial ownership or controlling interest from the member(s) in Form 44, as required under sub-regulation (2) or sub-regulation (3) of regulation 19A, respectively. | Yes/No |
| ii. If reply to (i) is Yes, | The Company has noted the accurate and updated particulars of its ultimate beneficial owners received through declaration(s) during the <year> in the register of ultimate beneficial owners, as specified under sub-regulation (4) of regulation 19A, and in compliance with the provisions of sub-section (2) of section 123A of the Act. | Yes/No |
| iii. | The board of directors of the Company has authorized its chief executive officer or one of its directors or officers to provide the information required under sub-regulation (6) of regulation 19A to the registrar or any other authority or agency pursuant to the powers to call for information entrusted by law to such authority or agency, and to provide further assistance as may be required. | Yes/No |
| iv. If reply to (iii) is yes, | The Company has nominated the following officer, as required in terms of sub-regulation (6) of regulation 19A | 1. Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  2. Father’s Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_  3. Designation \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  4. NIC No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  5. Cell No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  6. Email address  7. Usual residential address  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

4.1 Declaration:

I do hereby solemnly and sincerely declare that the information provided in the form is:

1. true and correct to the best of my knowledge, in consonance with the record as maintained by the Company and nothing has been concealed; and
2. hereby reported after complying with and fulfilling all requirements under the relevant provisions of law, rules, regulations, directives, circulars and notifications whichever is applicable.

5.1 Name of Authorized Officer with designation

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| --- | --- |
| 5.2 | Signatures |

5.3 Date Day Month Year

\* For the first time the company issues notice to its members in form 42, the month during which such notices have been issued shall be mentioned.