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GOVERNMENT OF INDIA

MINISTRY OF CORPORATE AFFAIRS

NOTIFICATION

New Delhi, 29th March, 2019

G.S.R.....(E). In exercise of the powers conferred by sub-sections (1) and (2) of section 469 of the Companies Act, 2013 (18 of 2013), the Central Government hereby makes the following rules further to amend the Companies (Incorporation) Rules, 2014, namely: -

1. (1) These rules may be called the Companies (Incorporation) Third Amendment Rules, 2019.

(2) They shall come into force on the date of publication in the official gazette.

2. In the Companies (Incorporation) Rules, 2014 (hereinafter referred to as the said rules),

i) after rule 38, the following rule shall be inserted, namely:-

“38A. Application for registration of the Goods and Service Tax Identification Number (GSTIN), Employees’ State Insurance Corporation (ESIC) registration and Employees’ Provident Fund Organisation (EPFO) registration

The application for incorporation of a company under rule 38 shall be accompanied by e-form AGILE (INC-35) containing an application for registration of the following numbers, namely:-

(a) GSTIN with effect from 31st March, 2019

(b) EPFO with effect from 8th April, 2019

(c) ESIC with effect from 15th April, 2019

ii). in the said rules, after Form INC-34, the following form shall be inserted, namely:-

FORM NO. INC-35

AGILE

[Pursuant to rule 38A of the
Companies (Incorporation) Rules,
2014]

Application for Goods and services tax
Identification number , employees state
Insurance corporation registration plus
Employees provident fund organisation
registration)

(This AGILE form is part of SPICe eform for GST/ EPFO / ESIC)

1. * Do you want to apply for additional services like GSTIN / EPFO / ESIC? Yes No

2. * Select the service you want to apply for: GSTIN EPFO ESIC

3. * State (Same as entered in SPICe)

4. * District (Same as entered in SPICe)

5. * State Jurisdiction

* Sector / Circle / Ward /Charge / Unit

6. * Center Jurisdiction

Commissionerate

Division

Range

7. * Reason to Obtain Registration

8. *Whether The Establishment On Lease Yes No

* Leased From Date

Date

8. (a). * Nature of possession of premises

(b) * Proof of Principal Place of Business

(c) * Whether the building/premises of Establishment is owned or hired.

* If hired or there is a change in the name of Unit/ownership, please indicate

* Leased From Date

To Date

9. * Option for Composition Yes No

a) Composition Declaration

I hereby declare that aforesaid business shall abide by the conditions and restrictions specified in the Act or Rules for opting to pay tax under the composition levy.

b) Category of Registered Person

Manufacturer of non-notified goods

Supplier of food and non-alcoholic drinks

Any other eligible supplier

10. * Nature of Business Activity being carried out at above mentioned Premises (Please tick applicable)

Factory / Manufacturing	<input type="checkbox"/>	Wholesale Business	<input type="checkbox"/>	Retail Business	<input type="checkbox"/>
Warehouse/Depot	<input type="checkbox"/>	Bonded Warehouse	<input type="checkbox"/>	Supplier of services	<input type="checkbox"/>
Office/Sale Office	<input type="checkbox"/>	Leasing Business	<input type="checkbox"/>	Recipient of goods or services	<input type="checkbox"/>
EOU/ STP/ EHTP	<input type="checkbox"/>	Works Contract	<input type="checkbox"/>	Export	<input type="checkbox"/>