

NOTIFICATION

New Delhi, the 29th April, 2021

S.O. 1710 (E).—In exercise of the powers conferred by sub-paragraph (1) of paragraph 52 of the Employees' Provident Funds Scheme, 1952, the Central Government hereby makes the following further amendments in the notification of the Government of India in the Ministry of Labour and Employment number S.O.1071(E), dated the 23rd April, 2015, published in the Gazette of India, Extraordinary, Part II, section 3, sub-section(ii), dated the 23rd April, 2015, namely:—

In the said notification, in the Table, in column 2, against category (v) relating to the investment pattern "Asset Backed, Trust Structured and Miscellaneous Investments",—

(I) after clause (d) and before the first proviso, the following clause shall be inserted with effect from the 15th day of March, 2021, namely:—

“(e) Units issued by Category I and Category II Alternative Investment Funds (AIF) regulated by the Securities and Exchange Board of India:”;

(II) in the first proviso, for the words, letters, brackets and figure “under this category No. (v)” , the words, brackets and letters “in sub-categories (a) to (d)” shall be substituted;

(III) in the second proviso, for the words “under this category”, the words, brackets and letters “in sub-categories (a) to (d)” shall be substituted;

(IV) after the third proviso, following proviso shall be inserted, namely:—

“Provided also that the investments in sub-category (e) is allowed subject to satisfaction of the following conditions, namely:—

- (i) the permitted funds under Category I are infrastructure funds, SME Funds, Venture Capital Funds and Social Venture Capital Funds as detailed in Securities and Exchange Board of India (Alternative Investment Funds) Regulations, 2012;
- (ii) for Category II- AIF as per Securities and Exchange Board of India (Alternative Investment Funds) Regulations, 2012, at least 51% of the funds of such AIF shall be invested in either of the infrastructure entities or SMEs or venture capital or social welfare entities;
- (iii) Funds shall invest only in those AIFs whose corpus is equal to or more than Rs.100 crores;
- (iv) the exposure to a single AIF shall not exceed 10% of the AIF Size. However, this limit would not apply to a Government sponsored AIF;
- (v) Funds to ensure that investment should not be made directly or indirectly in securities of the companies or Funds incorporated and/or operated outside India;
- (vi) the Sponsor of Alternative Investment Fund should not be the promoter in the Fund or the promoter group of the Fund; and
- (vii) the AIFs shall not be managed by investment manager, who is directly or indirectly controlled or managed by the Fund or the promoter group of the Fund.”.

[F. No.G-20031/1(ii)/2012 SS-II (Pt.)]

R.K. GUPTA, Jt. Secy.

Note: The principal notification was published in the Gazette of India, Extraordinary, Part II, section 3, sub-section (ii) *vide* number S.O. 1071(E), dated the 23rd April, 2015 and subsequently amended *vide* notification numbers S.O. 3034(E), dated the 22nd September, 2016, S.O. 1685(E), dated the 20th April, 2018 and S.O. 4779(E), dated the 30th December, 2020.