

BANKING SEMESTER-4

CE 204E LEGAL ASPECT OF BANKING

Objectives:

The learners would be able to acquire knowledge in,

- Legal & regulatory framework of the banking system.
- Various laws and enactments affecting day to day Banking Operations

Legal & Regulatory Aspects of banking deals with related legal and regulatory aspects that has a bearing on Banking from establishment to operations and are woven in to the units/chapters to make their relevance easily understandable. Banking and Business laws in so far as they relate to day to day banking operations.

Unit-1 - Commercial Laws with reference to banking establishment

The Companies Act, 1956 Definition, features of company, Types of Companies, Memorandum. Articles of Association, Doctrines of Ultravires, indoor management and constructive notice, membership of company acquisition - cessation, rights and duties of members and register of members. Prospects and directors

Unit-2 - Legal aspects of banking operations

Modes of charging securities - fixed & floating charges- bailment, pledge, mortgage. hypothecation, guarantee

Unit-3 - Laws for recovery of bank Loan

Law of limitation- Provisions of Bankers Book- Evidence Act Special features of Recovery of Debts Due to Banks and Financial institutions Act.

Unit-4 Customer's grievances

The Consumer Protection Act. 1986. Goiparia committee report, Banking Ombudsman Lok Adalats Lender's Liability Act.

REFERENCE BOOKS:

1. Legal & Regulating aspect of banking-2nd Edition IIBF -MACMILLAN.
2. Natarajan and Gorden -Banking Theory: Law and Practice -Himalaya publishing House. Mumbai
3. Tannan's Banking-Law & practice in India—(volume 1.11 & Ill) -Wadhava & company. Nagpur
4. Banking Law and practice—New Popular Prakashan-Surat (Book in Gujarati language)
5. Indian Banking & currency- New Popular Prakashan-Surat (Book in Gujarati language)
6. www.rbi.org

BANKING SEMESTER-4

CE 203 E BANKING REGULATIONS

Objectives:

The student with banking subject would be able to acquire knowledge in

- Regulating powers of RBI in Indian banking sector.
- The legal & regulatory framework of the banking system in India

Unit - 1- Regulations and Compliance:

- Banking Regulation Act 1940 Banking Companies (**Acquisition** and transfer of undertakings Act 1070 & 19801
- Government and RBI's powers

- Opening of new banks and branch licensing - Constitution of board of directors and their rights Banks share holders and their rights - CRR/SLR concepts - Cash/currency management - winding up

- Audit and Inspection - supervision and control - board for financial supervision - its scope and role - disclosure of accounts and balance sheets - submission of returns to RBI etc Corporate Governance.

Unit - 2- foreign exchange regulations

Foreign Exchange Management Act 2012
(FEMA)-

Unit - 3 - Safety of banks & depositors

Legal provision about fraud, forgeries and vigilance in banks, Deposit insurance and credit Guarantee Corporation of India f DICGC

Unit - 4 - Information Technology Act 2000

ATM - RTGS NEFT SWIFT -Digital certificates - Key infrastructure: key infrastructure and Private key infrastructure - e-cheque

REFERENCE BOOKS:

1. Legal & Regulating aspect of banking-2nd Edition IIBF -MACMILLAN
2. Natarajan and Gorden -Banking Theory Law and Practice -Himalaya publishing House. Mumbai
3. Tannan's Banking -Law & practice *India-* (volume 1.11 & I I I) -Wadhava & company. Nagpur
4. Banking Law and practice—New Popular Prakashan - Surat (Book in Gujarati language)
5. Indian Banking & currency- Ncw Popular Prakashan - Surat (Book in Gujarati language)
6. www.rbi.org