

SECURITISATION, ASSET RECONSTRUCTION AND ENFORCEMENT OF SECURITIES INTEREST

ELECTIVE COURSE	CREDIT - 1
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Objective of Course:

This course is designed to provide delegates with a thorough introduction to securitisation. The syllabus will cover the different structures with a primary focus on commercial transactions.

The main principles of the course will be illustrated using several different real-life case studies.

The financial sector has been one of the key handlers in India's efforts to achieve success in rapidly developing its economy. The legal framework relating to commercial transactions was not in pace with the changing commercial practices and financial sector reforms. It slowed down the pace of recovery of defaulting loans and escalated levels of nonperforming assets of banks and financial institutions.

- Efficient or rapid recovery of non-performing assets (NPAs) of the banks and FIs.
- Allows banks and financial institutions to auction properties (say, commercial/residential) when the borrower fails to repay their loans.

• Learning Outcomes

- Explain the concept and purpose of securitization and its role in financial markets.
- Identify the historical development and evolution of securitization, identifying key milestones and trends.
- Explain the different types of securitization structures and their characteristics.
- Evaluate the benefits and risks associated with securitization, considering both issuers and investors' perspectives
- Understand what is meant by securitisation.
- Explain the main roles performed in the securitisation process.
- Describe the different of structures used in the market.
- Outline the main principles of collateralised loan obligations.

UNIT - 1

1. INTRODUCTION & MEANING OF SECURITISATION
GLOBAL OUTLOOK OF SECURITISATION
INDIA SCENARIO OF SECURITISATION

NEED OF SECURISATION
WORKING OF SECURITISATION COMPANY

UNIT - II

LEGAL FRAMEWORK OF SECURITISATION
DOING BUSINESSES OF SECURITISATION
SECURITISATION TRANSACTIONS MODELS
RECONSTRUCTION COMPANIES
FUNCTIONING OF RECONSTRUCTION COMPANY
INCORPORATING RECONSTRUCTION COMPANY
RISKS INVOLVED AND MITIGATION

UNIT - III

ACCOUNTING ASPECTS OF SECURITISATION
TAXATION OF SECURITISATION
IMPACT OF VARIOUS LEGISLATIONS ON SECURITISATION
TRANSACTIONS

UNIT - IV

IMPORTANT CASE LAWS

Reference Reading:

- Mohan, Rakesh. (2008). "Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002: As amended by the Enforcement of Security Interest and Recovery of Debts Laws and Miscellaneous Provisions (Amendment) Act, 2016." Mumbai, India: Taxmann Publications.
- Karmakar, Mala R. (2011). "Securitisation: Structuring and Investment Analysis." New Delhi, India: Oxford University Press.
- Bhatt, V. V. (2017). "Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest (SARFAESI) Act." New Delhi, India: Bharat Law House.
- Bhatia, S. (2010). "Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002." Mumbai, India: Snow White Publications.
- Vinod Kothari (2013) Securitisation, Asset Reconstruction And Enforcement Of Security Interests

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