

<b>Department: Inspection</b>	<b>Segment: All</b>
<b>Circular No: MSE/INSP/14194/2023</b>	<b>Date : September 25, 2023</b>

**Subject: Submission of VAPT report and/or Action taken report (ATR)/Compliance Report**

To All Members,

This is with reference to Exchange Circulars MSE/INSP/11933/2022, dated June 13, 2022, MSE/IT/12087/2022 dated July 21, 2022, MSE/IT/12226/2022 dated August 30, 2022 and MSE/INSP/13570/2023 dated June 02, 2023, regarding Submission of VAPT report and /or VAPT compliance report by all members.

Members are required to conduct and complete the VAPT during the period September to November for FY 2023-24 and the final report shall be submitted to the Stock Exchanges within one month from the date of completion of VAPT after approval from Technology Committee of respective members.

The detailed VAPT report along with summary report (as per format specified in **Annexure-A**) as a single document shall be digitally signed by CERT-In empanelled entity to be submitted to Exchange by **December 31, 2023** on Exchange email id [compliancemsx@msei.in](mailto:compliancemsx@msei.in).

Further, as per para 44 of SEBI Circular No. SEBI/HO/MIRSD/CIR/PB/2018/147 dated December 03, 2018 amended vide SEBI Circular No. SEBI/HO/MIRSD/TPD/P/CIR/2022/80 dated June 07, 2022, any gaps / vulnerabilities detected shall be remedied on immediate basis and compliance of closure of findings identified during VAPT shall be submitted to the Stock Exchanges within 3 months post the submission of final VAPT report. For any open vulnerabilities as reported & submitted in VAPT report, members are required to submit Compliance Report in the format attached as **Annexure-B** digitally signed by the CERT-In empanelled entity as appointed by the member.

Accordingly, members are required to submit VAPT Compliance Report/ Action Taken Report (ATR) for FY 2023-24, as per format specified in **Annexure-B** by **March 31, 2024** on Exchange email id [compliancemsx@msei.in](mailto:compliancemsx@msei.in).

In order to ensure strict adherence to the regulatory requirements by members with the prescribed framework applicable for VAPT report and Compliance report for timely closure of vulnerabilities, penalties/disciplinary actions have been prescribed vide circular no MSE/INSP/13959/2023 dated August 11, 2023, which shall be applicable for submissions of FY 2023-24 (Including Half yearly for QSB's) and onwards. The details of penalties/disciplinary actions are provided in **Annexure-C**.

All Members are advised to take note of the contents of this Circular and comply.

**For and on behalf of**  
**Metropolitan Stock Exchange of India Limited**

**Mahendra Choudhari**  
**AVP – Inspection and Membership Department**

**Metropolitan Stock Exchange of India Limited**



In case of any query kindly contact Inspection Department on (022) 6112 9000 or mail on [compliancemsx@msei.in](mailto:compliancemsx@msei.in)

**Annexure-A**

**Format for VAPT Summary Report**

VAPT Report Summary				
Name of Trading Member				
Contact person Details (Name, Mobile number & EmailID) of Trading Member (Preferably CISO's)				
VAPT Completion Date “(DD-MM-YYYY)”				
Date of approval of VAPT report by Technology Committee of Trading Member “(DD-MM-YYYY)”				
Name of the Auditor				
Name of the Audit Firm				
Audit Firm Landline No.				
Auditor Mobile No.				
Auditor / Audit Firm Email ID				
CERT-In empanelment validity expiry Date (DD-MM-YYYY)				
Risk	Critical	High	Medium	Low
(A) No of closed vulnerabilities				
(B) No of open vulnerabilities				
Reason for non-closure: Mention for Critical, High, Medium, and Low separately				
Vulnerabilities planned to be closed by (DD/MM/YYYY) *				
Remarks				
<p>*Note - As per SEBI Circular dated June 07, 2022, any gaps/vulnerabilities detected shall be remedied on an immediate basis. Further, compliance of closure of findings identified during VAPT shall be submitted within 3 months post submission of VAPT report. The planned target date should be mentioned accordingly.</p>				

### **Annexure-B**

#### **Format for VAPT Compliance/ATR**

**(On the letter head of the CERT-In empaneled entity)**

**Action Taken Report / Compliance Report on the non-conformities / vulnerabilities identified during the VAPT conducted during the FY. \_\_\_\_\_**

<b>Particulars</b>	<b>Critical</b>	<b>High</b>	<b>Medium</b>	<b>Low</b>
No. of Open Vulnerabilities as reported in VAPT report submitted to the Exchange				
Current Status				

#### **Explanation / Reason for non-closure**

**(To be filled in case of open vulnerabilities mentioned in current status)**

<b>Details of such open non-Conformities / Vulnerabilities*</b>	<b>Explanation / Reason for Non-Closure</b>

**\* Open vulnerabilities shall attract appropriate disciplinary action by the Exchange depending on the criticality / such other factors**

Trading Member (TM) Name & TM Code:	
Auditor Name:	
Name of CERT-In empaneled entity:	
Sign:	

**(To be digitally signed by CERT-In empaneled entity as appointed by the Member)**

### Annexure-C

**Table – A – Non-submission of VAPT report and/or compliance report within below specified dates by Members (other than QSB's):**

Details of Violation	Penalty/disciplinary actions	Penalty/disciplinary action in case of repeated violation
Non-submission of VAPT report <b>on or before December 31</b> and/or Compliance report <b>on or before March 31</b> .	<ol style="list-style-type: none"> <li>Charges Rs. 1,500/- per day till first 7 calendar days or submission of report, whichever is earlier.</li> <li>Charges of Rs. 2,500/- per day from 8th calendar day to 21<sup>st</sup> calendar day or submission of report, whichever is earlier.</li> <li>In case of non-submission of report till 21<sup>st</sup> calendar days, new client registration shall be prohibited and notice of 7 calendar days for disablement of trading facility till submission of report, shall be issued.</li> <li>The disablement notice issued to the member will be shared with all the Exchanges for information.</li> <li>In case of non-submission of report by 28<sup>th</sup> calendar day, Member shall be disabled in all segments till submission of report.</li> </ol>	<p>In case of a repeat instance by the Member, levy of applicable monetary penalty along with an escalation of 50%.</p> <p>In case of non-submission of report till 21<sup>st</sup> calendar days, new client registration shall be prohibited and notice of 7 calendar days for disablement of trading facility till submission of report, shall be issued.</p> <p>The disablement notice issued to the member will be shared with all the Exchanges for information.</p> <p>In case of non-submission of report by 28<sup>th</sup> calendar day, Member shall be disabled in all segments till submission of report.</p>

**Table – B – Non-submission of VAPT report and/or compliance report within below specified dates by QSB's Members:**

Details of Violation	Penalty/disciplinary actions	Penalty/disciplinary action in case of repeated violation
Non-submission of VAPT report <b>on or before June 30/December 31</b> and/or Compliance report <b>on or before September 30/March 31</b> .	<ol style="list-style-type: none"> <li>Charges Rs. 3,000/- per day till first 7 calendar days or submission of report, whichever is earlier.</li> <li>Charges of Rs. 5,000/- per day from 8<sup>th</sup> calendar day to 21<sup>st</sup> calendar day or submission of report, whichever is earlier.</li> <li>In case of non-submission of report till 21<sup>st</sup> calendar days, new client registration shall be prohibited and notice of 7 calendar days for disablement of trading facility till submission of report, shall be issued.</li> </ol>	<p>In case of a repeat instance by the Member, levy of applicable monetary penalty along with an escalation of 50%.</p> <p>In case of non-submission of report till 21<sup>st</sup> calendar days, new client registration shall be prohibited and notice of 7 calendar days for disablement of trading facility till submission of report, shall be issued.</p>



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	<p>4. The disablement notice issued to the member will be shared with all the Exchanges for information.</p> <p>5. In case of non-submission of report by 28<sup>th</sup> calendar day, Member shall be disabled in all segments till submission of report.</p>	<p>The disablement notice issued to the member will be shared with all the Exchanges for information.</p> <p>In case of non-submission of report by 28<sup>th</sup> calendar day, Member shall be disabled in all segments till submission of report.</p>
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**Table – C – Penalty/Disciplinary actions applicable in case of non-closure of per open vulnerabilities as reported in VAPT report within period of 3 months as specified hereunder:-**

Categories of Risks	For All Members (other than QSBs)	For QSB Members
	Non closure of open vulnerabilities by March 31	Non closure of open vulnerabilities by March 31 (for HY September 30) and by September 30 (for HY March 31)
High/critical Risk	Rs.50,000/-	Rs.1,00,000/-
Medium Risk	Rs.25,000/-	Rs.50,000/-
Low Risk	Rs.10,000/-	Rs.20,000/-

Apart from the monetary penalty mentioned above, if **High/Critical/Medium** vulnerability is not closed by member within 21 days from the due date of submission of compliance report, new client registration shall be prohibited and notice of 7 days for disablement of trading facility shall be issued. If the vulnerability is not closed during this notice period, then member shall be disabled in all segments till closure of the vulnerability. The disablement notice issued to the member will be shared with all the Exchanges for information.