2	Sector:	All Sectors
	Sub-Sector:	
	Industry Classification:	
	Type of Reservation:	National Treatment (Article 85) Most-Favoured-Nation Treatment (Article 86)
	Measures:	Article 73 of the Constitution of India read with Article 246 of the Constitution of India. Foreign Exchange Management Act, 1999 and all regulations/rules/orders issued thereunder. Press Notes and Circulars on FDI Policy issued by the Central Government.
	Description:	Prior approval of the Government will be required even for investments covered under the automatic route, if the foreign investor has an existing joint venture or trademark/technical collaboration agreement in India as on 12.1.2005 in the same field. The same field is determined by the 4-digit National Industrial Code, 1987. If the proposed investment is in an activity that has the same NIC Code classification as that of the existing joint venture or technical collaboration, then these limitations will be applicable. This is not applicable in the following circumstances: (a) investments made by Venture Capital Funds registered with Securities Exchange Board of India (SEBI) (b) where in the existing joint venture investment by either of the parties is less than 3 percent (c) where the existing venture/collaboration is defunct or sick (d) investment into Information Technology sector, mining sector subject to furnishing of declaration that the proposed/new Wholly Owned Subsidiary (WOS)/Joint Venture (JV) is not for same area/mineral (e) investment by multinational financial institutions.