

# M&A Hotline

February 07, 2025

## OPENING THE GATES: INDIA'S BOLD MOVES TO ATTRACT FOREIGN INSURERS

### INTRODUCTION

The Indian Union Budget for the financial year 2025-26 ("**Budget 2025**")<sup>1</sup>, accompanied by a memorandum<sup>2</sup> issued by the Department of Financial Services (DFS) on November 26, 2024, proposed certain key changes in order to facilitate more foreign investment in the Indian insurance sector, promote ease of doing business, insurance penetration in India, employment generation, etc., particularly in furtherance of the Insurance Regulatory and Development Authority of India's ("**IRDAI**") goal of achieving "*Insurance for All by 2047*". These changes included changes to the foreign direct investment ("**FDI**") policy, introduction of composite licenses and relaxations in capitalization requirements for insurers.

### KEY CHANGES

#### ■ 100% Foreign Investment allowed in Indian insurance companies

The Budget 2025 proposed a major reform by increasing the maximum FDI limit in the insurance sector from 74% (seventy-four percent) to 100% (one hundred percent), under the automatic route, provided that the insurers invest the entire premium collected in India.<sup>3</sup> An additional relaxation was also offered to foreign re-insurers by lowering of net-owned funds by such re-insurers from INR 50 billion (approximately USD 570 million) to INR 10 billion (approximately USD 114 million).<sup>4</sup>

The Government hopes this major reform will boost insurance penetration in India, which was at 3.7% in 2023-24 while the global insurance penetration hovers at 7%<sup>5</sup>. The move aims to attract more foreign capital, enhance competition, and strengthen the overall growth of the insurance industry in India, since currently, only 5 out of the top 25 global insurers have presence in India.<sup>6</sup> By allowing 100% foreign ownership, the Government hopes to bring in advanced technologies, better risk management practices, and a wider range of insurance products for Indian consumers.

#### ■ Provision of composite licenses

The IRDAI is considering a new composite license that would allow insurance companies to offer both life and non-life insurance under a single license. This change aims to simplify operations and improve efficiency in the industry. However, insurers opting for this license may need to meet higher capital requirements than the current INR 100 crores required for each of life and non-life insurers.<sup>7</sup>

#### ■ Lowered capitalization requirements

In addition, the IRDAI shall be empowered by the Government to lower entry capital requirements for insurers that focus on underserved or unserved markets. While the general minimum capital remains INR 100 crores, the regulator can now approve a lower amount (not below INR 50 crores) for companies serving these segments on a special case basis.<sup>8</sup> This reform is expected to encourage new players, improve insurance accessibility, and promote financial inclusion across India.

### CONCLUSION

The reforms and proposals introduced in Budget 2025 mark a significant step toward modernizing India's insurance sector. By increasing FDI limits, introducing composite licenses, and easing capital requirements, the Government is fostering an environment that encourages investment, competition and innovation. As these reforms take shape, India moves closer to achieving "*Insurance for All by 2047*", ensuring broader coverage, financial security, and a thriving insurance ecosystem that benefits both businesses and consumers alike.

### Authors

Gurkeerat Singh, Member, M&A and Private Equity

Nishchal Joshipura, Co-Lead, M&A and Private Equity

You can direct your queries or comments to the relevant member.

## Research Papers

### Fintech

May 05, 2025

### Medical Device Industry in India

April 28, 2025

### Clinical Trials and Biomedical Research in India

April 22, 2025

## Research Articles

### 2025 Watchlist: Life Sciences Sector India

April 04, 2025

### Re-Evaluating Press Note 3 Of 2020: Should India's Land Borders Still Define Foreign Investment Boundaries?

February 04, 2025

### INDIA 2025: The Emerging Powerhouse for Private Equity and M&A Deals

January 15, 2025

## Audio

### CCI's Deal Value Test

February 22, 2025

### Securities Market Regulator's Continued Quest Against "Unfiltered" Financial Advice

December 18, 2024

### Digital Lending - Part 1 - What's New with NBFC P2Ps

November 19, 2024

## NDA Connect

Connect with us at events, conferences and seminars.

## NDA Hotline

Click here to view Hotline archives.

## Video

### Vyapak Desai speaking on the danger of deepfakes | Legally Speaking with Tarun Nangia | NewsX

April 01, 2025

<sup>1</sup>The Finance Bill, 2025, No. 14 of 2025

<sup>2</sup>F. No. 12018/2/2021-Ins.II, Department of Financial Services, Ministry of Finance.

<sup>3</sup>The Finance Bill, 2025, No. 14 of 2025

<sup>4</sup>F. No. 12018/2/2021-Ins.II, Department of Financial Services, Ministry of Finance.

<sup>5</sup>The Indian Express, FDI in insurance to be hiked to 100%, paving way for investments, entry of foreign giants, available at: <https://indianexpress.com/article/business/budget/fdi-insurance-entry-foreign-giants-inflows-9811462/>

<sup>6</sup>The Indian Express, FDI in insurance to be hiked to 100%, paving way for investments, entry of foreign giants, available at: <https://indianexpress.com/article/business/budget/fdi-insurance-entry-foreign-giants-inflows-9811462/>

<sup>7</sup>F. No. 12018/2/2021-Ins.II, Department of Financial Services, Ministry of Finance.

<sup>8</sup>F. No. 12018/2/2021-Ins.II, Department of Financial Services, Ministry of Finance.

**DISCLAIMER**

The contents of this hotline should not be construed as legal opinion. View detailed disclaimer.

This Hotline provides general information existing at the time of preparation. The Hotline is intended as a news update and Nishith Desai Associates neither assumes nor accepts any responsibility for any loss arising to any person acting or refraining from acting as a result of any material contained in this Hotline. It is recommended that professional advice be taken based on the specific facts and circumstances. This Hotline does not substitute the need to refer to the original pronouncements.

This is not a Spam mail. You have received this mail because you have either requested for it or someone must have suggested your name. Since India has no anti-spamming law, we refer to the US directive, which states that a mail cannot be considered Spam if it contains the sender's contact information, which this mail does. In case this mail doesn't concern you, please unsubscribe from mailing list.