

नौएडा विशेष आर्थिक क्षेत्र

दिनांक 22.06.2021 को ईओयू से सम्बंधित यूनिट अनुमोदन समिति की बैठक का कार्यवृत्त

NOIDA SPECIAL ECONOMIC ZONE

Minutes of the Approval Committee meeting in respect of 100% Export Oriented Units held under the chairmanship of Shri A. Bipin Menon, Zonal Development Commissioner, NSEZ at 11.00 AM on 22.06.2021 through Video Conferencing.

The following members of the Approval Committee participated in the meeting through video conferencing:-

1. Shri Rajesh Kumar, Deputy Development Commissioner, NSEZ.
2. Shri N.K. Tiwari, Assistant Commissioner (Customs), Concor Depot, Noida.
3. Shri Mohammad Zeeshan, Superintendent of Customs (Preventive), New Customs House, New Delhi.
4. Shri Rakesh Kumar, FTDO, Office of the Additional DGFT, Central Licensing Authority, New Delhi.

Besides, during the Approval Committee meeting Shri H. K. Meena, Assistant Development Commissioner was also present to assist the Approval Committee. It was informed that the quorum is available and the meeting can proceed.

At the outset, the Chairman welcomed the participants. After brief introduction, each items included in the agenda were taken up for deliberation one by one. After detailed deliberations amongst the members of the Approval Committee as well as interaction with the applicants / units wherever required, the following decisions were taken:-

1. Ratification of the Minutes of the Approval Committee meeting held on 10.03.2021:-

As no reference in respect of the decisions of the Approval Committee held on 10.03.2021 was received from any of the members of the Approval Committee or Trade, Minutes of the Meeting held on 10.03.2021 were unanimously ratified.

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2. Proposal of Chemenergy Biofuels Pvt Ltd for setting up a new 100%EOU at Plot No. 35, Village Ban Pahasu Chhari Road, Tehsil Shikarpur, Bulanshahr, Uttar Pradesh

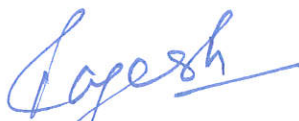
2.1 It was informed to the Approval Committee that the said unit M/s Chemenergy Biofuels Pvt Ltd has submitted an application for setting up a new 100%EOU at Plot No. 35, Village Ban Pabasu Chhari Road, Tehsil Shikarpur, Bulandshahr, Uttar Pradesh for manufacture and export of following items:-

Item(s) description	Capacity	ITC (HS) Code
BIO DIESEL	400,00 KL per annum	3826 0000
GLYCERINE	3500MT per annum	1520 0000
<u>Intermediate Products</u>		
FATTY ACID	6 MT/day	3823 1900
DISTILLATION PITCH	5 MT/day	27082000

2.2 The unit is directorship concern and there are five directors. Unit has submitted self-certified copies of Passports, Aadhar as Residence Proof of the directors; self-certified copy of PAN and Income Tax Returns for the last three assessment years 2020-21, 2019-20 and 2018-19 in respect of all the directors. The investment in plant and machinery has been proposed as Rs.23.53 crores and proposed employment is 200 persons.

2.3 Three out of four directors are having a family business with the name of Premiere Chemicals and Chemfine. Through this firm, they are supplying Bio-diesel. Unit's representative informed the Committee that exports out of the proposed unit will be to European markets. Further, they informed that they intend to utilize mainly domestic value added sustainable raw materials i.e. 'animal tallow'.

2.4 The Committee observed that domestic raw material is not allowed for manufacture of bio fuels in terms of DGFT's Trade Notice No. 44/2018-19 dated 31.01.2019.



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2.5 It was informed to the Committee that as per Export Policy 2017, ITC (HS) Code 3826 0000 for Biodiesel and mixtures thereof, not containing or containing less than 70 per cent by weight of petroleum oils or oils obtained from bituminous minerals , is 'Restricted' with condition that 'Export is permitted under license only for non-fuel purposes'. It has been noted that this condition was laid vide DGFT's Notification No. 29/2015-2020 dated 28.08.2018.

2.6 The unit, vide email dated 21.06.2021, informed that the Trade Notice No. 44/2018-19 dated 31.01.2019 says:-

Para 3: "Considering the hardship faced by the trade community and the fact that production of bio-fuels in EOU/SEZ would be from imported feedstock, therefore, it would not impact the domestic production/ consumption. Hence, the restriction as applicable to DTA may not be extended to EOU/SEZ."

Para 4:

"In view of the above, members of trade and industry are informed that export of bio fuels for non-fuel purposes from EOU/SEZ will be regulated as under:-

- (i) The export would be in accordance of the para 6.01 of FTP for EOU and / or Rule 26 of SEZ Rules, 2006 (for SEZ units);
- (ii) The feedstock for production of bio-fuel for export from EOU / SEZ should be from the imported sources; and
- (iii) However, any transaction between SEZ and DTA would be in accordance with the DGFT Notification no. 29/2015-2020 dated 28.08.2018".

2.7 In respect of sub-para (ii) of para 4 above, unit's representative referred to the meeting chaired by Hon'ble CIM on 18.02.2021 in order to resolve the difficulties being faced by the Biodiesel industry, wherein Hon'ble CIM instructed the Secretary MoP&NG and DGFT to look into it and resolve the difficulties being faced by the Biodiesel industry. As per No. 7 of the MOM of the meeting held on 18.02.2021, it was informed by the MoP&NG that they are considering domestic feedstock consumption by SEZ/EOU units and would revert with a

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decision in the matter. In light of these developments, the unit has proposed to use the domestic and imported feedstock.

2.8 The Committee deliberated the proposal and unanimously approved the proposal, subject to the following condition:-

i) Receipt of satisfactory and positive site inspection report from the jurisdictional Customs Authorities;

ii) All the conditions specified in the DGFT's Trade Notice No.44/2018-19 dated 31.01.2019 including usage of only imported feedstock will be complied by with the Unit.

However, the specific proposal of the unit to domestically source feedstock such as animal tallow would be forwarded to the Office of DGFT for their views and decision.

3. Proposal of Hollister Medical India Private Limited for broad banding of LOP by inclusion of (i) Packaging Control Support Services; (ii) Design control Support Services; and (iii) Other Support Services in relation to packaging, design, quality development and similar technical services with the existing approved activities alongwith manufacturing activities and revision in projection for export import for the current block 13.01.2020 to 12.01.2025 – reg.

3.1 M/s Hollister Medical India Pvt Ltd proposed for broad banding of LOP by inclusion of (i) Packaging Control Support Services; (ii) Design control Support Services; and (iii) Other Support Services in relation to packaging, design, quality development and similar technical services with HSN Code 998331 with the existing approved activities alongwith manufacturing activities and revision of projections for current block 13.01.2020 to 12.01.2025.

3.2 The Unit was issued LOP No. 3-276/2002-100%EOU dated 08.05.2002 for manufacture and export of following items:-

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1) Intermittent Catheter	15) Dansac Irrigator Pouch
2) Intermittent Catheter Kit	16) Infyna Chic Hydration Liner Molded
3) Catheter Insertion Kit	17) Infyna Chic Liner Sub-Assembly
4) Empty Blister Packs	18) Infyna Chic Funnel Molded
5) Intermittent Catheter without Blister Pack	19) Irrigations-Starter-Set
6) Closed System Catheter without Blister Pack	20) Stoma Cone with Connector
7) Intermittent Catheter Kit without Blister Pack	21) Generic Collection Bag-Folded
8) InstantCath;	22) Urinary Leg Bag Combination Pack
9) InstantCath Protect;	23) Vented Urinary Leg Bag combination Pack
10) Catheter Cap;	24) Urinary Leg Bag
11) Extended Catheter Cap	25) Vented Urinary Leg Bag
12) Split Introducer	26) Extension tubing with Connector
13) Cone Irrigator Bag	27) Leg Bag Straps
14) Irrigator Sleeve Bag	28) VaPro Plus Collection Bag
	29) Night Drainage Collector
	30) Cut Tubes

3.3 Unit's current five-year block is w.e.f. 13.01.2020 to 12.01.2025 and Unit has maintained positive NFE in last five-year block period i.e. 13.01.2015 to 12.01.2020. As per QPRs submitted, Unit has maintained positive NFE during current five-year block period upto 12.01.2025.

3.4 The description and details with respect to such proposed services, as informed by the Unit, are under:-

i. Packaging control Support Services:

The proposed activity would help to identify the improvements in the packaging and labelling of existing as well as proposed products to increase the efficiency, optimize cost and would help in business growth.

ii. Design Control Support Services:

The proposed activity of design support would help to identify the improvements in the existing as well as proposed product to increase the efficiency, optimize cost and

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would help in business growth due to better customer satisfaction and in identifying the new opportunities.

- iii. Other Support Services activities in relation to packaging, design, quality development and similar technical services.

3.5 Revision of projections of foreign exchange inflow and outflow for the current five-year block period proposed by the Unit is as below:-

Table

(Rs. in Lakhs)

S.No.	Description	FE balance sheet already approved vide letter dt. 02.01.2020	Revised FE balance sheet for the current Block 13.01.2020 to 12.01.2025
1.	FOB value of exports in five years	97676.28	98676.28
2.	Foreign exchange outgo on: -Import of machinery -Import of raw material and components - Payment to foreign Technicians -IT related non-capital expenditure - Payment on training of Indian technicians abroad & foreign travel expenses	14196.20 46463.44 3822.90 500.00 NIL	14193.20 46463.44 3822.90 500.00 60.00
	TOTAL :	64982.54	65042.54
3.	NFE earnings in five years	32693.74	33633.74

3.6 The Unit's representative stated that the proposed services will be provided to their parent company abroad. As of now their parent company abroad undertakes these services on its own or through other Group companies outside India. Further, the Unit mentions that these services have a backward/ forward linkage to the existing manufacturing activity.

3.7 Unit has stated that these services would be helpful in increasing the efficiency, optimizing cost, helping in business growth and identifying new opportunities and these services would be provided from their existing premises to parent company / group companies outside India.

3.8 It was observed that unit has given HSN HSN Code 998331 for these services. The Committee requested for CPC Code for these services.

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3.9 After due deliberations, the committee unanimously approved the proposal for Broad banding of LOP by inclusion of **(i) Packaging Control Support Services; (ii) Design Control Support Services; and (iii) Other Support Services** in relation to packaging, design, quality development and similar technical services subject to submission of related CPC Codes. The Committee also approved the revised projection for the current block period as per Table above.

4. Proposal of Repro India Limited for extension of time for submission of copy of registered sub-lease deed of 600 sq.ft. of proposed location of the unit.

4.1 Repro India Limited was approved as a 100%EOU at Khasra No. 13/9, 22, 17/1/1, Village Malpura, Mau Road, Tehsil Daharuhara, Rewari, Haryana-123110 (area 600 sq.ft.) for manufacture and export of Trade Books, Education Books, Children Books and Magazines. The UAC extended the date for submission of the registered sub-lease deed upto next UAC meeting vide its meeting dated 10.03.2021.

4.2 The Unit, vide letter dated 07.06.2021 and email dated 17.06.2021, again expressed their inability to submit registered sub-lease deed and requested to allow them to submit it by 31.07.2021. Unit informed that Server of the Registrar Office Dharuhara Haryana is still down.

4.3 Unit's representative appeared before the Committee through video conferencing and informed that that online registration in the Registrar Office Tehsil Dharuhara has now been opened and they have already approached to them for registration of said sub-lease deed. However, they urged for 'दाखिल-खारिज' of the said location. The unit has stated that they are filing the same and requested for extension of time for submission of registered sub-lease deed to 31.07.2021.

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4.4 The Committee noted the reason(s) for non-submission of copy of Registered Sub-lease deed and after due deliberations, unanimously decided to accept the request of the unit and allowed the unit to submit copy of Registered Sub-lease Deed by 31.07.2021.

The meeting ended with vote of thanks to the Chair.



(Rajesh Kumar)
Deputy Development Commissioner



(A. Bipin Menon)
Development Commissioner