

## जयपुर विशेष आर्थिक क्षेत्र

श्री आर. पी. गोयल, क्षेत्रीय विकास आयुक्त, नॉएडा की अध्यक्षता में वीडियो कॉन्फ्रेंसिंग के माध्यम से दिनांक 12.10.2020 को सांय 3:00 बजे आयोजित की गयी अनुमोदन समिति की मीटिंग का कार्यवृत्त।

इस मीटिंग में निम्नलिखित सदस्य उपस्थित थे :

1. श्री एस. एस. शुक्ला, संयुक्त विकास आयुक्त, नॉएडा।
2. श्री पी. आर. शर्मा संयुक्त निदेशक उद्योग, राजस्थान जयपुर।
3. श्री आर. एल. मीना, उप-निदेशक विदेश व्यापार, जयपुर।
4. श्री दिनेश पहाड़िया, अपर महाप्रबंधक, रीको, जयपुर।
5. श्री शुभ अग्रवाल, उपायुक्त, सी. जी. एस. टी. जयपुर-प्रथम।
6. श्री राजेंद्र सोनी, आयकर अधिकारी रेंज -7 जयपुर।

उपरोक्त सदस्यों के अलावा 1) श्री राजेश कुमार, उपविकास आयुक्त, नॉएडा 2) श्री ऐ. के. मीना, उपायुक्त (सीमा शुल्क), सेज सीतापुरा, जयपुर 3) श्री के. के. मीना, सहायक विकास आयुक्त, सेज सीतापुरा, जयपुर 4) श्री विपोन मेहता, क्षेत्रीय प्रबंधक, रीको, सीतापुरा, जयपुर भी उपस्थित थे। यह बताया गया कि कोरम पूरा है और मीटिंग को शुरू किया जा सकता है।

शुरुआत में अध्यक्ष महोदय ने प्रतिभागियों का स्वागत किया। संक्षिप्त परिचय के बाद एजेंडा में शामिल प्रत्येक विषयों को एक-एक करके विचार-विमर्श के लिए लिया गया। अनुमोदन समिति की बैठक में विकासकर्ता/इकाईयों के प्रतिनिधियों के साथ बातचीत के बीच, विस्तृत विचार-विमर्श के बाद, निम्नलिखित निर्णय सर्व सम्मति के आधार पर लिए गए।

### कार्य सूची सं० 1: स्वीकृति समिति की दिनांक 14.09.2020 की बैठक के कार्यवृत्त का पुष्टिकरण:-

It was informed that no reference against the decisions of the Approval Committee held on 14/09/2020 was received from any of the members of the Approval Committee or Trade, therefore Minutes of the meeting of Approval Committee held on 14/09/2020 were unanimously ratified.

### कार्य सूची सं० 2: अनुमोदन पत्र के नवीनीकरण का प्रस्ताव:

#### 2.1 सिम्फनी ज्वेल्स प्राइवेट लिमिटेड

2.1.1 The unit started export production on 08.04.2010. The LOA of the unit had expired on 30.09.2020.

MINUTES OF THE UAC GEMS & JEWELLERY SEZ SITAPURA, JAIPUR DATED 12.10.2020

2.1.2 The unit has submitted projected foreign exchange balance sheet for next five years, as under:-

Year	2019-20	2020-21	2021-22	2022-23	2023-24	Total
FOB Value of Export	2000	2200	2400	2600	2800	12000
Foreign Exchange out go	1200	1320	1440	1560	1980	7200
NFE Exchange earnings for next five year (1)- (2)	800	880	960	1040	1120	4800

2.1.3 The Proposal of the unit was last placed before Approval Committee in its meeting held on 27.07.2020. Shri Vinit Godika, consultant appeared before the Approval Committee on behalf of the unit and explained the proposal. The Committee observed that the Unit has achieved (-Ve) NFE during 2019-20. On being asked about reason for negative NFE, he informed that export during 2019-20 is Rs. 15 Cr only and rest is DTA sale. The Approval Committee observed that no cogent reason has been given for negative NFE and secondly the export figure of 2019-20, as informed by the consultant, does not match with the figures as provided by the unit. The Approval Committee deferred the proposal with the direction to the representative of the unit to submit the export & import figures duly verified by CA and reasons for negative NFE for further examination.

2.1.4 The Unit submitted the APR for the year 2019-20. As per APR, the export-import details are as below: -

Financial Year	(Rs. In Lakh)
2019-20	
FOB Value of Export	4033.71
Foreign Exchange out go	3829.34
NFE	204.37

2.1.5 Shri Navratan Johari, Director, appeared before the Approval Committee on behalf of the unit but his audio could not connect properly, therefore he could not explain the proposal.

2.1.6 After due deliberations the Approval Committee unanimously decided to extend validity of the LOA for a period upto 31.03.2021, with a condition that the unit would show export performance as per the projection given by it for the year 2020-21. The unit will execute revised Bond-Cum-Legal Undertaking for the extended period. The Committee also directed to tally the export figures given in APRs submitted by the unit with NSDL data. In case of any difference in figures, reasons be asked from the unit. This should be made standard process to examine APRs/Monitoring of performance of the units.



**2.2. तारकेश आर्ट जेवेल्लेर्स**

2.2.1 The unit started export production on 20.07.2015. Accordingly, 1<sup>st</sup> block of five years of operation of the unit **completed on 19.07.2020**. Unit has submitted a request for extension of validity of LOA for next five years.

2.2.2 Projections given by the unit was:

Year	2015-16	2016-17	2017-18	2018-19	2019-20	Total
FOB Value of Export	13000.00	14300.00	15730.00	17303.00	19033.30	79366.30
Foreign Exchange out go	11700.00	12870.00	14157.00	15572.70	17129.97	71429.67
NFE earnings for last five years (1)– (2)	1300.00	1430.00	1573.00	1730.00	1903.33	7936.63

2.2.3 The Performance of the unit is as below:

Year	2015-16	2016-17	2017-18	2018-19	2019-20	2020-21 (upto 19.07.20)	Total
FOB Value of Export	4184.86	4027.59	417.63	476.38	0.00	0.00	9106.46
Foreign Exchange out go	3726.63	3401.38	362.00	475.00	30.93	0.00	7996.14
NFE earnings for last five years (1)– (2)	458.23	626.21	55.63	1.18	-30.93	0.00	1110.32

2.2.4 The projected foreign exchange balance sheet for next five years is as under:-

Year	2020-21	2021-22	2022-23	2023-24	2024-25	Total
FOB Value of Export	500.00	600.00	700.00	800.00	900.00	3500.00
Foreign Exchange out go	300.00	360.00	420.00	480.00	540.00	2100.00
NFE Exchange earnings for next five year (1)– (2)	200.00	240.00	280.00	320.00	360.00	1400.00

*Syesh*

2.2.5 Shri Navratan Johari, Proprietor, appeared before the Approval Committee on behalf of the unit but his audio could not connect properly, therefore he could not explain the proposal.

2.2.6 The Committee was informed that at present unit is working at Plot No. H-63, SEZ-II, on rental basis in the part portion obtained from M/s Bamalwa Jewels. They will transfer their production activity from the existing rental premises to their under construction building at plot No. H-57, SEZ-II, Sitapura, Jaipur which was allotted to them by RIICO, in 2016.

2.2.7 Representative of RIICO informed that since the allotment of plot no. H-57 in 2016, the unit has not commenced production from the said premises and hence it has to be reviewed.

2.2.8 After due deliberation Approval Committee unanimously decided to defer the proposal with the direction to the representative of the unit to submit the NOC from RIICO in respect of renewal of LOA and its operations from plot no. H-57.

### 2.3. एक्स्क्सोटिक ज्वेलरी

2.3.1 The unit started export production on 01.07.2009. Accordingly, 2<sup>nd</sup> block of five years of operation of the unit **completed on 30.06.2019**. Approval Committee in its meeting held on 24.06.2019 extended the validity period of LOA for a period upto 30.09.2020.

2.3.2 Projections given by the unit was: -

Year	(Rs. In Lacs)					Total
	2015-16	2016-17	2017-18	2018-19	2019-20	
FOB Value of Export	38.61	43.24	47.56	53.27	58.60	241.28
Foreign Exchange out go	0.50	0.75	1.00	1.10	1.20	4.55
NFE earnings for last five years (1)– (2)	38.11	42.49	46.56	52.17	57.40	236.73



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2.3.3 The performance of the unit is as below:

Year	2015-16	2016-17	2017-18	2018-19	2019-20	(Rs in Lacs)	
						2020-21 (up to 30.09.20)	Total
FOB Value of Export	0.43	0.00	0.39	13.84	10.53	0.00	25.19
Foreign Exchange out go	0.00	3.54	0.00	0.00	0.00	0.00	3.54
NFE earnings for last five years (1)– (2)	0.43	-3.54	0.39	13.84	10.53	0.00	21.65

2.3.4 The unit has submitted projected foreign exchange balance sheet for next five years, as under:-

Year	(Rs. in Lacs)					
	2019-20	2020-21	2021-22	2022-23	2023-24	Total
FOB Value of Export	20.00	25.00	28.00	30.00	32.00	135.00
Foreign Exchange out go	5.00	7.00	8.00	9.50	11.00	40.50
NFE Exchange earnings for next five year (1)– (2)	15.00	18.00	20.00	20.50	21.00	94.50

2.3.5 Shri Pankaj Lunawat, Partner, appeared before the Approval Committee on behalf of the unit and explained the proposal. He informed the Approval Committee that at present he has export orders in hand of Rs15 Lakhs approx for the F.Y. 2020-21. The committee observed that the unit has made export of Rs. 25.19 lakh only w.e.f. 01.04.2015 to 30.09.2020. The committee directed that the unit improve its performance, which has not been commensurate with the size of plot in its possession. On being asked by the Committee, Shri Lunawat informed that their investment in plant and machinery is negligible as their jewellery is mostly handmade. At present there are only 5 workers employed in this unit.

2.3.6 The Committee was informed that Shri Mahesh Kumar Sain, Sr. Accountant, had appeared before the Approval Committee on behalf of the unit in its meeting held on 24/06/2019. He had informed the Approval Committee that at present they were having export orders in hand of Rs. 35.00 Lakhs approx for the F.Y. 2019- 20 and unit would easily achieve the projected export figure of Rs. 35.00 Lakh for FY 2019-20. Accordingly, the Approval Committee had extended the validity of LOA for one year i.e. upto 30.09.2020.



2.3.7 The Committee observed that the Unit had not made exports as promised on 24/06/2019. The Committee was of the opinion that it will be futile to wait for indefinite period to see to see unit to improve. After due deliberations, the Approval Committee unanimously decided to extend validity of the LOA for a period upto 31.03.2021, with a condition that the unit would show export performance as per the projection given by it for the year 2020-21. The unit will execute revised Bond-Cum-Legal Undertaking for the extended period.

#### 2.4. ऐ. ऐम. एक्सपोर्ट्स

2.4.1 The unit started export production on 22.07.2008. Accordingly, 2<sup>nd</sup> block of five years of operation of the unit **completed on 21.07.2018**. Approval Committee in its meeting held on 30.08.2019 extended the validity period of LOA for a period upto 31.08.2020.

2.4.2 The unit had given export projections for last five years as under:

Year	2015-16	2016-17	2017-18	2018-19	2019-20	Total
FOB Value of Export	35.00	50.00	60.00	75.00	100.00	320.00
Foreign Exchange out go	0.00	0.00	0.00	0.00	0.00	0.00
NFE earnings for last five years (1)– (2)	35.00	50.00	60.00	75.00	100.00	320.00

2.4.3 The Export performance of the unit for last years is as under:

Year	2015-16	2016-17	2017-18	2018-19	2019-20	2020-21 (upto 31.08.20)	Total
FOB Value of Export	1.34	0.00	1.09	0.00	1.45	0.00	3.88
Foreign Exchange out go	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NFE earnings for last five years (1)– (2)	1.34	0.00	1.09	0.00	1.45	0.00	3.88

*Lajesh*

2.4.4 The unit has submitted projected foreign exchange balance sheet for next five years, as under:-

Year	(Rs. in Lacs)					
	2019-20	2020-21	2021-22	2022-23	2023-24	Total
FOB Value of Export	10.00	15.00	20.00	25.00	30.00	100.00
Foreign Exchange out go	6.00	9.00	12.00	15.00	18.00	60.00
NFE Exchange earnings for next five year (1)– (2)	4.00	6.00	8.00	10.00	12.00	40.00

2.4.5 Shri Mahindra Aggarwal, Partner, had appeared before the Approval Committee in its meeting held on 30/08/2019 and informed the Committee that at present they had export orders in hand of Rs. 40.00 Lakhs approx for the F .Y .2019-20. Accordingly, the Committee had extended the LOA for one year till 31.08.2020.

2.4.6 Shri Piyush Aggarwal, Partner, appeared before the Approval Committee on behalf of the unit in this meeting and explained the proposal. He informed the Approval Committee that at present he has export orders in hand of Rs. 15 Lakhs approx and the unit will execute the order by 30.11.2020. On being asked he informed that their export order of Rs. 40 Lakh as sown earlier got cancelled.

2.4.7 The committee observed that the unit has made export of Rs. 3.88 lakh only w.e.f. 01.04.2015 to 31.08.2020. The committee directed that the unit must improve its performance, which so far has not been commensurate with the size of plot in its possession.

2.4.8 After due deliberations, the Approval Committee unanimously decided to extend validity of the LOA for a period up to 31.12.2020, with the condition that the unit will execute the export order of Rs. 15 Lakh by 31.12.2020. The unit will execute revised Bond-Cum-Legal Undertaking for the extended period. It was further decided that no further extension be given if the unit again fails to show exports of Rs. 15 Lakh as promised by the partner.

## **2.5. बैराज इंटरनेशनल**

2.5.1 The unit started export production on 11.10.2010. Approval Committee in its meeting held on 20.02.2020, extended the validity period of LOA for a period up to 10.10.2020.

2.5.2 Projections given by the unit was:



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Year	(Rs. In Lacs)					
	2015-16	2016-17	2017-18	2018-19	2019-20	Total
FOB Value of Export	10.00	300.00	350.00	400.00	450.00	1510.00
Foreign Exchange out go	2.00	240.00	280.00	320.00	360.00	1202.00
NFE earnings for last five years (1)– (2)	8.00	60.00	70.00	80.00	90.00	308.00

2.5.3 The Performance of the unit is as below:

Year	(Rs. In Lacs)						
	2015-16	2016-17	2017-18	2018-19	2019-20	2020-21 (upto 05.10.20)	Total
FOB Value of Export	0.00	1.72	0.00	0.00	0.00	0.00	1.72
Foreign Exchange out go	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NFE earnings for last five years (1)– (2)	0.00	1.72	0.00	0.00	0.00	0.00	1.72

2.5.4 The unit has submitted projected foreign exchange balance sheet for next five years, as under:-

Year	(Rs. in Lacs)					
	2020-21	2021-22	2022-23	2023-24	2024-25	Total
FOB Value of Export	100.00	120.00	150.00	170.00	200.00	740.00
Foreign Exchange out go	40.00	48.00	60.00	68.00	80.00	296.00
NFE Exchange earnings for next five year (1)– (2)	60.00	72.00	90.00	102.00	120.00	444.00

2.5.5 Shri Sajal Kandira, Partner, appeared before the Approval Committee on behalf of the unit and explained the proposal. He informed the Approval Committee that in the month of August 2019 a major theft incident happened, due to which, the major machinery part had been damaged/stolen of the unit. Unit had lodged FIR in the matter in Feb'2020.

2.5.6 The committee observed that the same plea was taken by Sh. Sajal Kandira, Partner in the last two approval committee meetings dated 17.12.2018 & 20.2.2020.

*Sajal*



Further Approval Committee observed that the unit had made an export of Rs. 1.72 lakh only in the last five years.

2.5.7 After due deliberation, the Approval Committee observed that enough opportunities have been given to the unit to show export activity. There was no export from the unit during 2015-16 and since the year 2017-18 again there has been no export. Only in 2016-17 a meagre export of Rs. 1.72 Lakhs had been made. Now also there does not seem to be any intention of the unit to make exports. In light of the dismal export performance of the unit, the Committee felt that there is no use to keep the SEZ assets blocked without any economic activity and hence unanimously decided not to renew the LOA. The unit be asked to complete exit formalities. Further, regarding taking over possession of plot, RIICO (the developer) will take necessary action.

### कार्य सूची सं० 3: अनुमोदन पत्र में नई वस्तुओं/सेवाओं का समावेश:

#### 3.1 डेरेवाला ज्वेलरी मैनुफैक्चरिंग कंपनी प्राइवेट लिमिटेड

3.1.1 M/s Derewala Jewellery Mfg. Co. Pvt. Ltd, had submitted proposal for inclusion of new items as mentioned s.no. 5 of para 3.3.5 (in their LOA dated 01.06.2006). The LOA of the unit is valid up to 29.06.2023.

3.1.2 Details of existing & proposed additional authorized operation:-

Existing list of items approved in LOA	Revised list of items for approval in LOA
1. Silver Jewellery Plain & Studded with Precious & Semi Precious Stones Diamonds 12840 Kg.	1. Silver Jewellery Plain & Studded with Precious & Semi Precious Stones Diamonds 12840 Kg.
2. Gold Jewellery Plain & Studded with Precious & Semi Precious Stones Diamonds 7500 Kg.	2. Gold Jewellery Plain & Studded with Precious & Semi Precious Stones Diamonds 7500 Kg.
3. Cut & Polished of Precious, Semi Precious Stones & Diamonds, Stone Jewellery of Precious & Semi Precious Stones 7200 Kg.	3. Cut & Polished of Precious, Semi Precious Stones & Diamonds, Stone Jewellery of Precious & Semi Precious Stones 7200 Kg.
4. Plain & Studded Jewellery of Copper, Brass, Bronze, Tin, German Silver, Zinc, Aluminium and other base Metal 5000 Kg.	4. Plain & Studded Jewellery of Copper, Brass, Bronze, Tin, German Silver, Zinc, Aluminium and other base Metal 50000 Kg.
	5. Jewellery of Mother of Pearl (Hs codes 71131130, 71131120, 71131910, 71131920, 71131930, 71131940, 7117909 )” Which will be made by the Precious Metal or Precious Metals combinations or Non Precious Metal combinations Annual Capacity- 500 Kg.

*Sageerh*

3.1.3 Unit informed that the above mentioned items shall be imported as per the requirement. No additional man power and any new plant & machinery is required for this propose.

3.1.4 **The Committee was informed that the raw material of the proposed Item is Mother-of-Pearl (MOP) (ITC HS Code 96019020) which is restricted for import. The Approval Committee of M/s Mahindra World City (Jaipur) & Jaipur, SEZ, Sitapura, in its meeting held on 17.12.2018 & 30.08.2019 had clarified that import of Mother of Pearls is Restricted, and import of restricted items can be allowed by the Board of Approval.**

3.1.5 **Rule Position:** Proviso to Rule 27(1) of the SEZ Rules 2006 says:

*“Provided also that for supply of Restricted Items by a Domestic Tariff Area Unit to Special Economic Zone Developer or Unit, the Domestic Tariff Area Unit may supply such items to a Special Economic Zone Developer or Unit for setting up infrastructure facility or for setting up of Unit and it may also supply raw material to Special Economic Zone Unit for undertaking a manufacturing operation except refrigeration, cutting, polishing and blending, subject to the prior approval of Board of Approval.”*

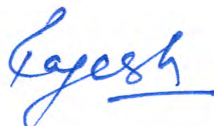
3.1.6 Shri Vijay Ajmera, H.R. Manager, & Shri Harshit Garg, Marketing Manager, appeared before the Approval Committee on behalf of the unit and informed that processed and finished that the unit wants to import the processed and finished MOP as raw material from China, Korea & Dubai and after studding the same on precious and semi-precious metals, finished product is exported to US & UK.

3.1.7 After due deliberations, Approval Committee unanimously decided to refer the proposal of import of Mother of Pearl (HS 96019020), being restricted item as per DGFT Import Policy, to Board of Approval (BOA) as was done in past as referred at para 3.1.4 above. On approval of BOA for import of Mother of Pearl the proposal for addition of jewellery of Mother of Pearl will be considered by the Approval Committee.

#### **कार्य सूची सं० 4: सांझेदारी के विघटन एवं शेयर होल्डिंग में बदलाव हेतु प्रस्ताव ।**

4.1 **के.जी.के.जेम्स**

4.1.1 The unit has applied for change of partner of the firm. The details of the existing / new partners shareholding pattern are as under:-



Existing partners / shareholding		Revised partners / shareholding	
Name of partners	Share %	Name of partners	Share %
1. Shri Prakash Chand Kothari	95%	1. Shri Prakash Chand Kothari	75%
2. Shri. Sunil Metha	05%	2. Shri. Sunil Metha	05%
		3. Shri Prashant Kothari (New)	20%

4.1.2 The Representative of RIICO said that as per RIICO Office record M/s KGK Gems is proprietorship firm with Sh. Prakash Chand Kothari as proprietor of the firm. The firm has not approached RIICO for NOC/change in record when the firm changed its constitution from proprietorship to partnership. NOC of RIICO for present proposal of change in partners is therefore also not provided.

4.1.3 After due deliberations, the Approval Committee unanimously approved the proposal for change in shareholding pattern & changes in Partners of the firm, subject to submission of NOC from RIICO, in terms of instruction No. 89 dated 17.05.2018 & subsequent clarification issued by DOC vide Instruction No. 90 dated 03.08.2018.

### कार्य सूची सं० 5: सेज नियमावली 2006 के नियम 74A तहत सेज से निकास

#### 5.1 चोरडिया ब्रदर्स का प्रस्ताव

5.1.1 The proposal is of M/s Chordia Brothers, Sitapura Jaipur to exit out of SEZ Scheme under Rule 74 A of the SEZ Rules 2006 by transferring assets & liabilities including building at plot no. F-20, SEZ II to Ashok Jewels (Unit-II), a Unit in Sitapura SEZ-II working on rent basis from the same plot.

5.1.2 Rule 74A of the SEZ Rules, 2006 inter alia provides as under:-

*"The unit may opt out of Special Economic Zone by transferring its assets and liabilities to another person by way of transfer of ownership including sale of Special Economic Zone units inter alia subject to the conditions mentioned on next page:-*

- (i) *The unit has held a valid Letter of Approval as well as lease of land for not less than a period of five years on the date of transfer;*
- (ii) *The unit has been operational for a minimum period of two years after the commencement of production as on the date of transfer;*
- (iii) *Such sale or transfer transactions shall be subject to the approval of the Approval Committee;*
- (iv) *The transferee fulfils all eligibility criteria applicable to a unit; and*
- (v) *The applicable duties and liabilities, if any, as calculated under Rule 74, as*



well as export obligations of the transferor Unit, if any, shall stand transferred to the transferee Unit which shall be under obligation to discharge the same on the same terms and conditions as the transferor Unit.”

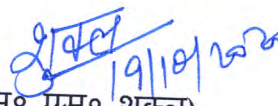
5.1.3 The proposal of M/s Chordia Brothers to exit from SEZ scheme, under Rule 74 A of the SEZ Rules 2006, by transferring its assets and liabilities to M/s. Ashok Jewels Unit-II, working on RENTAL basis from the plot of M/s Chordia Brothers, was placed before the Committee of officers constituted to examine cases under Rule 74A of SEZ Rules, 2006. The observation of the Committee is under: -

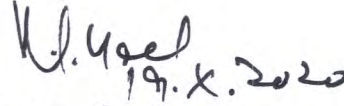
“The Committee observed that the transferor unit has held a valid LOA and lease deed is for 99 years and has been in operation for more than two years. The Committee further observed that transferee unit has valid LOA and has given an undertaking on Rs.100/- non-judicial stamp paper to take over all the assets & liabilities of transferor unit.

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after due deliberations, the Committee decided to recommend that the proposal of M/s Chordia Brothers for exit from SEZ scheme and transfer of its assets & liabilities including building at Plot No.F-20 SEZ-II Sitapura, Jaipur in favour of Ashok Jewels (Unit-II). The matter along with full facts is placed before the Approval Committee for consideration in terms of provisions of Rule 74 A of the SEZ Rules 2006.”

5.1.5 In the Approval Committee meeting the representative of RIICO said that RIICO had issued an NOC by mistake and this is being withdrawn. In view of submission made by RIICO, the Approval Committee unanimously decided to defer the proposal.

Meeting ended with a vote of thanks to the chair.

  
(एस० एस० शुक्ल)  
संयुक्त विकास आयुक्त

  
(श्री. आर. पी. गोयल)  
विकास आयुक्त

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