



भारत सरकार
वाणिज्य एवं उद्योग मंत्रालय, वाणिज्य विभाग
विकास आयुक्त का कार्यालय
नौएडा विशेष आर्थिक क्षेत्र
नौएडा दादरी रोड, फेज-II, नौएडा - 201305

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वेबसाइट: www.nsez.gov.in

दिनांक: 01/11/2022

सेवा में,

1. मुख्य कार्यपालक अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नौएडा।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग, इंद्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली।
3. प्रधान आयकर आयुक्त, आयकर भवन, प्लॉट सं.- ए-2डी, सेक्टर 24, नौएडा।
4. आयुक्त, सीमा शुल्क, नौएडा सीमा शुल्क आयुक्तालय, इनलैंड कंटेनर डिपो, तिलपता, दादरी, गौतम बुद्ध नगर, उत्तर प्रदेश - 201306.
5. निदेशक, वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली -110001
6. उप सचिव (आई एफ-1), बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
7. महाप्रबंधक, जिला उद्योग केंद्र, कलेक्ट्रेट के पास, सूरजपुर, ग्रेटर नौएडा।

विषय: दिनांक 01/11/2022 को पूर्वाह्न 11:30 बजे आयोजित नौएडा विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,

मुझे उपरोक्त विषय का सन्दर्भ लेने और श्री ए. बिपिन मेनन, विकास आयुक्त, नौएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 01/11/2022 को पूर्वाह्न 11:30 बजे आयोजित नौएडा विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त अग्रेषित करने का निर्देश हुआ है।

भवदीय,

(नितिन गुप्ता)

उप विकास आयुक्त

संलग्नक: उपरोक्त

प्रतिलिपि:

1. विशेष कार्याधिकारी - विकास आयुक्त, नौएडा विशेष आर्थिक क्षेत्र - - सूचनार्थ।
2. निर्दिष्ट अधिकारी, नौएडा विशेष आर्थिक क्षेत्र - सूचनार्थ एवं आवश्यक कार्यवाही के लिए।
3. सचिव, नौएडा विशेष आर्थिक क्षेत्र प्राधिकरण - सूचनार्थ एवं आवश्यक कार्यवाही के लिए।
4. उप विकास आयुक्त (एडमिन) - सूचनार्थ एवं कार्यवृत्त के हिंदी अनुवाद के लिए।
5. कार्यपालक अभियंता, उत्तर प्रदेश पॉवर कारपोरेशन लिमिटेड, इ.यु.डी.डी.-II, सेक्टर - 18, नौएडा।
6. उप आयुक्त, व्यापार कर, खण्ड-14, सेक्टर -18, नौएडा।
7. क्षेत्रीय अधिकारी, उत्तर प्रदेश प्रदूषण नियंत्रण बोर्ड, इ-12/1, सेक्टर -1, नौएडा।

: सूचनार्थ

उप विकास आयुक्त

नौएडा विशेष आर्थिक क्षेत्र

(दिनांक 01/11/2022 को आयोजित अनुमोदन समिति की बैठक का कार्यवृत्त)

Minutes of meeting of the Approval Committee of Noida SEZ held under the Chairmanship of Shri A. Bipin Menon, Development Commissioner (DC), Noida SEZ at 11:30 AM on 01/11/2022 through hybrid mode.

A. The following members of the Approval Committee were present during the meeting:-

1. Shri Nitin Gupta, Dy. Development Commissioner, NSEZ (Nominee of Deptt. of Commerce in terms of letter dated 23/09/2008).
2. Shri Sunil Tripathi, Superintendent, Customs, Noida Commissionerate.
3. Smt. Pompe Das, ACI, DIC, Noida (Rep. of Principal Secretary, Industry, Govt. of UP.).
4. Shri Chaman Lal, Asstt. DGFT, O/o Addl. DGFT, CLA, New Delhi.
5. Shri Vivek Kumar, Income Tax Officer, Income Tax Deptt., Noida.
6. Smt. Minakshi Narang, Manager, New Okhla Industrial Development Authority, Noida.

B. Besides, during the meeting Shri (i) Amit Gupta, Specified Officer, NSEZ, (ii) Pramod Kumar, Asstt. Development Commissioner, NSEZ, (iii) Arun Singh Parihar, Stenographer, Project Section, NSEZ, (iv) Satya Vijay Verma, AEE, UPPCB, Noida and (v) Rajeev Kumar, JE, UPPCL, Noida were also present to assist the Approval Committee. It was informed that the stipulated quorum for holding the meeting is available and meeting can proceed.

C. At the outset, the Chairman welcomed the participants. After brief introduction, 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 / representatives of the units, the following decisions were unanimously taken:-

D. Item wise decisions on proposals included in agenda:

(1) Ratification of Minutes of last meeting of the Approval Committee held on 04/10/2022.



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It was informed that no reference against the decisions of the Approval Committee held on 04/10/2022 has been received. The Approval Committee took note of the same and accordingly, Minutes of the meeting held on 04/10/2022 were unanimously ratified by the Approval Committee.

(2) SupraES Private Limited – Setting up a new unit in NSEZ.

2.1 Shri Praveen Kumar, authorized signatory appeared before the Approval Committee and explained their proposal. He informed that the directors also have another unit in NSEZ namely M/s Atomic North Pvt. Ltd. The Approval Committee observed that some deficiencies have been observed in the application.

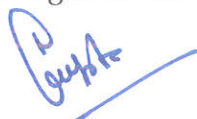
2.2 The Approval Committee discussed the agenda in detail and after due deliberations, approved the proposal of M/s. SupraES Private Limited for setting up a unit in NSEZ for “(i) Information technology (IT) Consulting and Support Services (SAC: 998313); (ii) Information Technology (IT) Design and Development Services (SAC: 998314); (iii) Hosting and Information Technology (IT) Infrastructure Provisioning services (SAC: 998315); (iv) IT Infrastructure and Network Management Services (SAC: 998316)” subject to rectification of deficiencies & submission of documents/ information observed in application.

(3) Rampo Sys Private Limited - Setting up a new unit in NSEZ.

3.1 Shri Mukesh Sharma, Director appeared before the Approval Committee through video conferencing and explained the proposal. The Approval Committee observed that the promoters of Rampo Sys Private Limited are also directors in another NSEZ unit namely M/s. QA Infotech Software Services Pvt. Ltd. Shri Sharma informed that he left M/s. QA Infotech in February 2021. The Approval Committee observed that no information in this regard has been submitted to this office. Serious concern was raised for non-submission of information regarding change in directors/ promoters of existing NSEZ unit.

3.2 The Approval Committee also observed that there are some deficiencies in the application.

3.3 The Approval Committee, discussed the agenda in detail and after due



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deliberations, approved the proposal of M/s. Rampo Sys Private Limited for setting up a new unit in NSEZ for "Software Development and IT Services" subject to rectification of deficiencies, information & submission of documents/ information observed in application.

(4) Modern Insecticides Limited - Setting up a new unit in NSEZ.

4.1 Shri Charanjeet Singh, authorized representative appeared before the Approval Committee through video conferencing and explained their proposal. The Approval Committee observed that the company has also an EOU.

4.2 The Approval Committee observed that there is lack of clarity in the application with respect to the proposed items. The Committee sought the specific ITC(HS) Codes and description of the raw materials, intermediates, capital goods etc including the manufacturing process as per the template which would be given. The unit would also provided the HS code and description of the final exported product . Besides, many other deficiencies have been observed in the application.

4.3 The Approval Committee discussed the agenda in detail and after due deliberations, deferred the proposal with a direction to applicant to submit a clear proposal along with rectification of deficiencies and submission of relevant documents/ information. The Committee also directed that the unit would submit a process flow chart in a prescribed format, for further consideration in the matter.

(5) Maya Craft Pvt. Ltd. - Renewal of LOA and Monitoring of performance.

2.1 Shri Bobby Verma, director and Shri Ajay Dubey, authorized representative of the company appeared before the Approval Committee and explained the proposal. Shri Dubey informed that they have achieved prescribed value addition norms in respect to Plain Gold Jewellery whereas the same is slightly less in respect of Studded Gold Jewellery.

2.2 The Approval Committee monitored the performance of unit for previous block period on the basis of APRs submitted and noted achievement of positive NFE Earnings by the unit during the above said period. The Approval Committee also noted that no export proceeds have been shown pending for realization as on

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31/03/2021. The Approval Committee also noted shortfall in Value addition achievement as per details submitted by the unit.

2.3 The Approval Committee discussed the agenda in detail and after due deliberations, directed the office of Development Commissioner, NSEZ to take action on shortfall in the prescribed value addition. The Committee also empowered the office of the DC, NSEZ to take the requisite decision for renewal of the LOA .

(6) M.R. Utility Products Pvt. Ltd. - Renewal of LOA and Monitoring of performance.

6.1 Shri Ramesh Wadhwa, Director and Shri Pradeep Debnath, representative appeared before the Approval Committee and explained the proposal. Shri Debnath informed that they are making deemed export to other SEZ unit namely M/s. Global Dent Aids Pvt. Ltd. He further informed that since all the sales transactions were done within same SEZ, they had not filed any shipping bills due to which NSDL data is Nil. However, now they have started to file the transactions at SEZonline system. He further informed that they have submitted details for last three years.

6.2 The Approval Committee observed that there are some mismatches between the data submitted by the unit vis-à-vis APR figures.

6.3 The Approval Committee, discussed the agenda in detail and after due deliberations, decided to renew the LOA for remaining period of 4th block of five years i.e. upto 20/05/2027 and directed the unit to ensure filing of all the transactions including intra-SEZ transaction through SEZonline system. The Approval Committee further directed the unit to submit reasons for difference in the details submitted by them vis-à-vis APR figures and deferred the proposal for monitoring of performance.

(7) Tinius Olsen India Pvt. Ltd. -Monitoring of performance.

7.1 The Approval Committee monitored the performance of unit for 2nd block of five years on the basis of APRs submitted upto 31.03.2021 and noted achievement of positive NFE Earnings by the unit during the above said period. The Approval Committee also noted that no export proceeds have been shown pending for

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realization as on 31/03/2021.

7.2 The Approval Committee further observed that APR for the year 2021-22 is still awaited and directed the unit to submit the same immediately. The Committee monitored the performance of the unit.

(8) Tata Consultancy Services Limited - Request for transfer of plot No. 4 & 5, NSEZ to M/s. Aqua Pools & Spas.

8.1 Shri Vinay Gupta, Proprietor of M/s. Aqua Pools & Spas appeared before the Approval Committee while there was no one from Tata Consultancy Services (TCS). The Approval Committee observed that the validity of LOA of M/s. Aqua Pools & Spas expired on 06/06/2014 and unit had not applied for extension.

8.2 Shri Gupta stated that since the Hon'ble Court, vide interim order dated 05.11.2014, had ordered to maintain status quo, which was again ordered to continue in its Order dated 30.10.2019, the application for extension of LoA was not submitted.

8.3 The Approval Committee discussed the agenda at length taking into account ~~the~~ all the facts of the case such as the transaction having been completed before the insertion of the provision of Rule 74A and the actual provisions of Rule 74A. After deliberating on these and taking into account the legal opinion obtained, the Committee had no objection in transferring the assets by TCS to Aqua Pools and Spas subject to the following:

(i) the two SEZ units settle all the legal proceedings mutually and the Hon'ble Court approves withdrawal of the petition

(ii) Both units shall give duly notarized legal undertaking on Rs. 100/- stamp paper indemnifying the Office of DC, NSEZ from any liability.

(iii) Transfer charges are paid at the current rate.

(iv) M/s. Aqua Pools & Spas shall submit detailed reasons for not applying for LOA extension after 06/06/2014 from this office.



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8.4 The Approval Committee, after due deliberations, deferred the matter with the direction to the units to submit copy of settlement between them, approval of withdrawal of case along with other details/payment as indicated in para 8.3 above. The Approval Committee further directed the office of the DC, NSEZ to take up and decide on file, including seeking legal opinion, on the issue of whether the earlier LOA granted can be revived or whether a new LOA is to be given to M/s. Aqua Pools & Spas.

(9) Complete Surveying Technology Pvt. Ltd. (Unit-I) - Exit & Transfer of assets & liabilities including building at Plot No. 129G/45, NSEZ to M/s. Saanvre FTWZ Services in terms of Rule 74A.

9.1 Shri Vishwani Puri, director of M/s. Complete Surveying Technologies Pvt. Ltd. and Shri Deepak Mittal, proprietor of M/s. Saanvre FTWZ Services appeared before the Approval Committee and explained their proposal. Shri Puri informed that they are closing down all the operations from SEZ.

9.2 The Approval Committee discussed the agenda in detail and after due deliberations, decided to approve in-principle the proposal of M/s. Complete Surveying Technologies Pvt. Ltd. (Unit-I) for exit from SEZ scheme and transfer of its assets & liabilities at Plot No. 129G/45, NSEZ to M/s. Saanvre FTWZ Services in terms of Rule 74A of SEZ Rules, 2006 subject to (i) fulfillment of exit formalities by M/s. Complete Surveying Technologies Pvt. Ltd. (Unit-I); and (ii) payment of applicable transfer charges.

(10) QA Infotech Software Services Pvt. Ltd. - Request for change of transferee for transfer of assets & liabilities including building at Plot No. 190, NSEZ.

10.1 Shri Pankaj Madan from the unit appeared for the meeting. The Approval Committee observed that there was a change in directors/ promoters of the unit in February 2021. However, no information in this regard has been submitted to this office. Serious concern was raised for non-submission of information regarding change in directors/ promoters of existing NSEZ unit.

10.2 Shri Madan apologized for the non-intimation about the same and assured to

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submit all the details immediately.

10.3 The Approval Committee discussed the agenda in detail and after due deliberations, deferred the proposal and directed the unit to first submit complete information related to change in directors/ promoters/ shareholders of M/s. QA Infotech Software Services Private Limited.

(11) Sunglass Palace Pvt. Ltd. - Withdrawal of request for exit & transfer of assets & liabilities at Plot No. 129G/64, NSEZ to M/s. Saanvre FTWZ Services 2006.

11.1 Shri Arun Malhotra, director appeared before the Approval Committee through V.C.. However, due to some technical/network problem (no voice) he could not connect to the Approval Committee.

11.2 The Approval Committee observed that unit has not complied with its earlier directions as conveyed vide this office letter dated 27/09/2022 viz. submission of concrete business plan for revival of unit with updated HS Codes (in HS 2022 nomenclature), name, designation and board resolution (in favour of signatory and the decision for withdrawal of the proposal submitted under SEZ Rule 74A) w.r.t. their letter dated 04/08/2022 etc.

11.3 The Approval Committee, discussed the agenda in detail and after due deliberations, deferred the matter with the direction to the unit to submit the details/ information as asked vide this office letter dated 27/09/2022.

(12) Proposal related to ratification of permission granted for updation of ITC(HS) Codes of the authorized operations allowed under LOA of different units.

12.1 The Approval Committee, discussed the agenda in detail and after due deliberations, ratified the following permission granted for updation of ITC(HS) Codes of the authorized operations allowed under LOA:

S.No.	Unit Name	Issued letter date
1.	Devine Meditech Pvt. Ltd.	19/09/2022
2.	Knitpro International (Unit-II)	27/09/2022
3.	Arditi India Pvt. Ltd.	06/10/2022

(13) Knitpro International (Unit-II) - (i) Inclusion of additional authorized

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operations in LOA and (ii) Permission to supply existing authorized operations namely *"Manufacturing of Tools & Dies, gauge, Jigs & Fixtures, Machine Spares, Special Purpose Machines (SPM), Machine Components and parts thereof"* to export market as well as DTA market.

13.1 Shri Shirish Jain, partner appeared before the Approval Committee and explained their proposal. He informed that they would like to start manufacturing Composite Materials to be used in medical industry, automotive industry, sporting goods industry and other industries in the engineering sector. He further stated that with respect to aviation sector, they are currently looking of products under HS Codes 88040020, 88071000, 88079000 specifically.

13.2 The Approval Committee, discussed the agenda in detail and after due deliberations, took following decisions:

(i) The Approval Committee approved the proposal of unit for inclusion of additional authorized operations as proposed by them except ITC(HS) Codes viz. 89011030, 89011090, 88010090, 88062900 and 88069900. The unit would also submit the correct HS code for the product under HS 55031190.

(ii) The Approval Committee directed that w.r.t. items under 88040020, 88071000 & 88079000, for every supply, unit shall submit copy of approval of competent authority allowing the buyer to manufacture the goods in which the aforementioned items would be used as raw material.

(iii) The Approval Committee also approved the proposal of unit for supply of existing items i.e. *"3. Manufacturing of Tools & Dies, gauge, Jigs & Fixtures, Machine Spares, Special Purpose Machines (SPM), Machine Components and parts thereof"* to export markets as well as DTA market and removed the condition *"exclusively for using the same in its units at NSEZ & also supply to their unit in Mahindra Worldcity SEZ, Jaipur"* from the said authorized operations.

Meeting ended with a vote of thanks to the Chair.



(Nitin Gupta)
Dy. Development Commissioner



(A. Bipin Menon)
Development Commissioner