



भारत सरकार, वाणिज्य एवं उद्योग मंत्रालय, वाणिज्य विभाग
विकास आयुक्त का कार्यालय
नौएडा विशेष आर्थिक क्षेत्र
नौएडा दादरी रोड, फेस-II, नौएडा.201305, जिला गौतम बुद्ध नगर
Government of India, Min. of Commerce & Industry, Deptt. of Commerce,
Office of the Development Commissioner
NOIDA SPECIAL ECONOMIC ZONE
Noida Dadri Road, Phase-II, NOIDA-201305, Distt. Gautam Budh Nagar (UP)



फा. सं. 12/01/2019-प्रोज/ 4599

दिनांक: 14/06/2021

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 07/06/2021 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 07/06/2021 को पूर्वाह्न 11:30 बजे विडियो कॉन्फ्रेंसिंग द्वारा आयोजित नौएडा विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त अग्रेषित करने का निर्देश हुआ है।

भवदीय,

संलग्नक: उपरोक्त

(नितिन गुप्ता)

उप विकास आयुक्त

प्रतिलिपि:

1. विशेष कार्याधिकारी - विकास आयुक्त के 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।

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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 07/06/2021 through video conferencing.

The following members of the Approval Committee were present through video conferencing 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 Yogesh Kumar, Customs, Noida Commissionerate.
- 3) Shri Rakesh Kumar, FTDO, O/o Addl. DGFT, CLA, New Delhi.
- 4) Shri Dhanesh Kamal, Income Tax Officer, Income Tax Deptt., Noida.
- 5) Shri Mukesh Goyal, Manager, New Okhla Industrial Development Authority, Noida.
- 6) Shri Garima Mishra, Asstt. Manager, DIC, Noida (Rep. of Principal Secretary, Industry, Govt. of UP.).

2. Besides, during the meeting S/Shri (i) Lal Babu Prasad, Superintendent, Customs, 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) S.K. Bharti, 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.

3. 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:-

(i) Ratification of Minutes of last meeting of the Approval Committee held on 21/05/2021.

It was informed that no reference against the decisions of the Approval Committee held on 21/05/2021 was received. The Approval Committee took note of the same and accordingly, Minutes of the meeting held on 21/05/2021 were unanimously ratified by the Approval Committee.

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(ii) Item wise decisions on proposals included in agenda:

1. Ikris Pharma Pvt. Ltd. – Setting up a unit in NSEZ.

1.1 It was informed to the Approval Committee that M/s. Ikris Pharma Pvt. Ltd. has proposed to set up a new unit in NSEZ for “Trading of Medicines viz Exemptia 40 Mg (30021500); Hertraz (30021500); Onco BCG 40Mg (30022019); Afnitor 10Mg (3004); Apreezo 30Mg Tab (3004); Lenalid (3004); Pomalid (3004); Xeljanz 5Mg (3004); Ambisome 50 (30042019); Inj. Thiomed 100Mg (30049029); Cvdol-6.25 Tabs (30049034); Dacilon 0.5Mg (30049046); Alkacel 50Mg Inj (30049049); Arseox 10ml Inj (30049049); Bendit 100Mg (30049049); Carfilnat 60Mg Inj (30049049); Mitomycin 10Mg Inj (30049049); Palbociclib (30049049); Veenat Tab (30049049); Daruvir 800 (30049099); Fluvir 75Mg Tab (30049099); Hepcinat 400Mg (30049099); Ritocom Tab (30049099); Votrient 400Mg (30049099)” with projected exports of Rs. 6160.00 Lakhs and NFE earnings worth Rs.5320.00 Lakhs and proposed investment of Rs. 45 Lakhs in indigenous plant & machinery/capital goods and employment of 14 persons, over a period of five years.

1.2 Shri Parveen Sikri, director appeared before the Approval Committee through video conferencing and explained the proposal. Shri Sikri informed that they have obtained revised Memorandum after inclusion of proposed activities in its main objective. He further informed that they will mostly procure the medicines from DTA approx. 80% and export the same. Besides, they will also import some medicines approx. 20% and sell the imported goods to DTA (approx.. 15%) as well as export (approx. 5%) the same.

1.3 Shri Sikri stated that there are some medicines which are required by patients in India on urgent basis i.e. within 24-36 hours. These patients will provide import certificate for these medicines and on the basis of the import certificate they will be importing these medicines only for the said specific patients. He further stated that such type of DTA sale will not be more than

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10% of total turnover during the year.

1.4 Shri Sikri also informed that they have a DTA unit at Sector 62, Noida from where they are already doing trading business. However, they have planned to set up a unit in NSEZ for trading business.

1.5 It was informed to the Approval Committee that few discrepancies were observed in the applicant which have been conveyed to the Applicant vide this office letter dated 27/05/2021. Shri Sikri informed that they have submitted the reply through email. It was informed to the Approval Committee that the reply received on email is being examined.

1.6 The Approval Committee, after due deliberations, unanimously decided to approve the proposal of M/s. Ikris Pharma Pvt. Ltd. for setting up a unit in NSEZ for trading of medicines subject to examination of reply received and rectification of deficiencies as conveyed vide this office letter dated 27/05/2021. The said approval shall be subject to following conditions:

- (i) Applicant shall submit a write up about its existing DTA Unit.
- (ii) DTA Sale of imported goods shall not be allowed for more than 10% of total turnover of the unit & further subject to not being more than 50% of total imports.
- (iii) All the payment against DTA Sale of trading goods shall be received against foreign exchange.
- (iv) For import/DTA procurement/export of item(s) falling under Restricted/ Prohibited category of Export/Import ITC(HS) Policy of DGFT, Unit shall seek necessary prior approval of Competent Authority, wherever required, as per SEZ Provisions..
- (v) Unit shall obtain Licence from Drug Controller and any other clearance from State/Central Government, wherever required before start of its operation from Noida SEZ.

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2. **Sara Trans Export Corporation - Renewal of LOA and monitoring of performance.**

2.1 It was informed that M/s. Sara Trans Export Corporation has been issued an LOA dated 02/12/2004 for (i) Manufacturing of PVC, Leather, Cloth, Fabricated Bags, Cases and Covers (42029200) (160000 pcs/annum). (ii) Trading of Caps, T-Shirts, Tiles, Pens, Mugs, Crockery, Clocks, Watches, Leather goods, Leather garments, Key Chains, Badges, Label Pins, Stationery products, Blankets, Musical Instrument spare parts and accessories, Carpets, Plastic Sheets, Iron Strips, Rivets, Trolley & Spare parts, Sliders, Bags/Luggage parts and accessories, Zip Sliders and Zippers (64019990) (iii) Manufacturing of Musical Instruments & Accessories (92099900). The unit has commenced its export production w.e.f. 01/04/2006 and the previous block of five years was valid till 31/03/2021. It was also informed that LOA of the unit has been extended upto 30/06/2021 in terms of DOC's letter No. K-43022/7/2020-SEZ dated 07.05.2021.

2.2 It was further informed that performance of unit during previous block of five years as under:

Values in Rs. Lakhs			
Year	FOB Value of Export	Forex Outgo	NFE Earning
2016-17	0.00	0.56	-0.56
2017-18	0.00	0.56	-0.56
2018-19	4.40	2.52	1.88
2019-20	0.00	0.56	-0.56
Total	4.40	4.20	0.20

As per NSDL Data, unit has not made any export during 2020-21 (till 31.12.2020).

2.3 Shri Jasbeer Singh Chandok, Partner of the firm appeared before the Approval Committee through video conferencing. He informed that due to some problems with his health he could not concentrate on business. However, now he has orders from USA worth approx. \$75000. He further stated that he also has some orders for UV Kit. He also stated that they will start productions probably by July 2021. He requested to renew their LOA for

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next block of five years and assured that they will make good export during this period.

2.4 The Approval Committee observed that performance of the unit during previous block of five years is very low. The Approval Committee did not agree for renewal of LOA for a period of five years keeping in view the dismal performance of the unit.

2.5 The Approval Committee directed Sh. Jasbir Singh to submit a copy of order in hand and after due deliberations, unanimously decided to renew the LOA for three months beyond 30/06/2021 i.e. upto 30/09/2021. The Approval Committee also directed to examine the ITC(HS) Code of authorized operations on file. The performance of the unit would be monitored in the UAC during August, 2021.

3. **Advance Ispat (India) Pvt. Ltd. – Renewal of LOA and monitoring of performance.**

3.1 It was informed that M/s. Advance Ispat (India) Pvt. Ltd. has been issued an LOA dated 01/06/2004 for manufacturing of Scaffolding. The unit commenced its export production w.e.f. 24/11/2006 and its LOA was valid till 31/03/2021. Further, unit has not made any export since 2010-11. The unit has been allotted Plot No. 129G/10-12, NSEZ admeasuring 2280 Sq.mtrs. to carry out its authorized operations.

3.2 It was also informed that the Approval Committee in its meeting held on 05/12/2018 had decided to treat LOA of M/s. Advance Ispat (India) Ltd. as cancelled as already lapsed w.e.f. expiry of its validity i.e. from 23/11/2016 keeping in view no export by the unit since 2010-11. The unit filed an appeal before the BOA against the said decision. The BOA in its meeting held on 25/02/2019 remanded back the case to UAC, NSEZ for reconsideration on the basis that unit was not provided sufficient opportunity to be heard before cancellation and the unit has done Job-work for other SEZ units when exports were not effected.

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3.3 It was further informed that in pursuance of above directions of BOA, the Approval Committee in its meeting held on 07/08/2019 keeping in view the decision of BOA and having regard to the job-work amounting to approx. Rs. 32 Lakhs annually done by the unit which was duly verified by NSEZ Customs, decided to renew the LOA for a period upto 31/03/2021 and directed the unit to commence their export activities within the renewed period. However, as per APRs submitted by the unit as well as NSDL Data, it was observed that unit has not commenced its export activities till date.

3.4 Shri Ashish Aggarwal, director of the company, appeared before the Approval Committee through video conferencing. Shri Aggarwal informed that after renewal of LOA they did not have much export orders. Further due to COVID-19 pandemic, they could not revive the business during the said period. He stated that they now have export orders worth \$100000 from Ethiopia, Africa.

3.5 Shri Aggarwal further stated that they have started production since last year and has done job-work for other NSEZ units. He also informed that they have received payment against such job-work in INR as well as in foreign exchange.

3.6 It was informed to Shri Aggarwal that Job-work activity is a service activity hence, payment against job-work provided by a SEZ unit to other SEZ unit should be in Foreign Exchange in terms of Section 2(z) of SEZ Act, 2005. Shri Aggarwal assured to comply with the same.

3.7 It was informed to the Approval Committee that as per NSDL data no job-work activity has been reported by the unit at SEZonline system. Shri Aggarwal informed that he was not aware of the module to be available on SEZonline system. He assured that all the job-work activities shall be reported on SEZonline system.

3.8 The Approval Committee, after due deliberations, unanimously decided to renew the validity of LOA upto 30/09/2021 and directed the unit to

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recommence the export activities within this extended period. The Approval Committee also directed the unit to report all the job-work activities in the SEZ online system and ensure that all the payment against job-work activities should be in Foreign Exchange. The Approval Committee further directed to submit details of stock of raw material & capital goods available in NSEZ unit.

4. **Anantaa GSK Innovations Pvt. Ltd. – Inclusion of additional authorized operations and taking DCP on records.**

4.1 It was informed to the Approval Committee that M/s. Anantaa GSK Innovations Pvt. Ltd. has been issued an LOA dated 21/12/2020 for Trading of Medical Devices and products (total 62 items). LOA of the unit is valid till 19/12/2021.

4.2 It was further informed that unit has submitted a proposal for Inclusion of Trading of (i) Diasafe Filter 84212190, (ii) Botox 30029090, (iii) Lense 90013000, (iv) Pacemaker 90215000, (v) 5 Parameter Monitors 85285900, (vi) Autolenso Meter 90185090, (vii) Autorefractro Meter 90185090, (viii) Ostmy care paste & Bag 3069100, (ix) Bone cement 30064000, (x) Vasulare Closer Devices 90189019, (xi) Fujifilm 39206290, (xii) Venacava Filter 90189099, (xiii) BP Monitor 90189011, (xiv) Skin Stapler 90189029, (xv) Ligating Clip 90189099. It was also informed that unit has informed about date of commencement of production/activities w.e.f. 25/03/2021 (date of first shipping bill).

4.3 Ms. Priti Bala Sharma, authorized representative of the company appeared before the Approval Committee through video conferencing. It was informed that ITC(HS) Code of Ostmy care paste & bag has been given as 3069100 which does not exist. Further, spelling of 'Ostmy' also appears to be incorrect which should have been 'Ostomy'. Besides, unit has not yet submitted online application for taking DCP on records at SEZonline system.

4.4 Ms. Sharma stated that there was a typing error and the correct ITC(HS)

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Code of Ostomy Care Paste & Bag is 30069100. She further stated that they will submit the online application for taking DCP on records at SEZonline system at the earliest. The Approval Committee directed her to submit description along with correct ITC(HS) Code of 'Ostomy Care Paste & Bag'.

4.5 The Approval Committee, after due deliberations, unanimously decided to approve the proposal of unit for inclusion of additional authorized operations subject to submission of description along with correct ITC(HS) Code of 'Ostomy Care Paste & Bag'. The Approval Committee further directed to examine the issue of DCP on file after receiving online application of the same.

5. Vintage Linen – Amendment in authorized operations allowed under LOA.

5.1 It was informed that M/s. Vintage Linen has been issued an LOA dated 24/07/2015 for Manufacturing of Home Furnishing, Textile made-ups such as Cushion Covers, Curtains, Bed Linen, Table Linen & Accessories. The unit commenced its export production w.e.f. 20/03/2020 and its LOA is valid till 19/03/2025.

5.2 It was further informed that the unit has submitted a proposal for revision in their authorized operations as: "Manufacturing, Weaving & Exports of: (i) all kinds of Processed Greige Fabrics & Textile Items of Home Furnishings, Textile- Made ups such as Cushion Covers and Filled Cushions, Curtains, Bed Linen, Quilts, Table Linen, Kitchen Linen, Bath Linen, Towels and Rugs. (ii) All kinds of Garments, Bags & Accessories such as Pajamas, Tunics, Robes, Stoles, Scarves, Bags & Accessories made up of or blends there-of of Cotton, Linen, Silk, Wool, Rayon, Viscose, Polyester, Polyester Wadding, Cotton Wadding & other natural, cellulose or manmade fibers and yarns." As per following ITC(HS) Codes:

S.No.	Item	ITC(HS) Code
1.	Silk Fabrics & their blends thereof	5007
2.	Cotton Fabrics & their blends	5208, 5209, 5210, 5211

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	thereof	& 5212
3.	Wool Fabrics & their blends thereof	5111 & 5112
4.	Woven Fabric of Man made/ synthetic yarns	5407, 5408, 5512, 5513, 5514, 5515, 5516
5.	Carpets/ Rugs/ Dhurries/ Floor Coverings	5702, 5703, 5704, 5705
6.	Special woven fabrics/ laces & trims	5801, 5802, 5803, 5804, 5805, 5806, 5807, 5808, 5809, 5810, 5811
7.	Flax Fabrics & their blends thereof	5309
8.	Fabrics of jute bast of vegetable fibres	5310, 5311
9.	Blankets & throws	6301
10.	Bed linen, table linen, kitchen linen	6302
11.	Curtains, blinds, valances, drapes	6303
12.	Bed spreads	6304
13.	Bags & sacks	6305
14.	Other made ups & articles	6307
15.	Night suits & pajamas	6207, 6208
16.	Gloves, mittens & mitts	6216
17.	Quilts, cushions & pillow etc.	9404

5.3 Shri Vineet Aggarwal, Proprietor in the firm appeared before the Approval Committee through video conferencing. He informed that they already have orders from "Do it Yourself" customers in USA and New Zealand and also have enquiries from Canada, Australia, Sweden etc.

5.4 It was informed that unit is required to submit required to submit separate manufacturing process flow chart in respect of (i) Fabrics, (ii) Home Furnishing, (iii) Textile made-ups, (iv) Bags & accessories etc. as per format placed below along with separate list of imported/ indigenous plant & machinery, raw materials (with ITC(HS) Code) in respect of proposed revision in authorized operations.

5.5 The Approval Committee, after due deliberations, unanimously decided to approve the proposal of unit for revision in authorized operations as Manufacturing, weaving and export of items mentioned in the table at para no. 5.2 above, subject to receipt of reply from unit against deficiencies

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observed.

6. Heuer International (A division of G.S.T. Corporation Ltd.) - Inclusion of additional authorized operations in LOA.

6.1 It was informed that M/s. Heuer International (A Division of G.S.T. Corporation Ltd.) has been issued an LOA dated 07/07/2006 for (i) Manufacturing of medical/surgical devices, including manufacture of orthopaedic implants, instruments accessories, orthotics aids, resuscitator silicon project. (2) Trading of medical devices as per list in file (52 items). The unit commenced its export production w.e.f. 27/07/2007 and its LOA is valid till 26/07/2022.

6.2 It was further informed that unit has submitted a proposal for inclusion of trading of 14 additional items as per following details:

S.No.	Name of product	ITC(HS) Code	Description as per CBIC
1.	Umbilical Cord Clamp	90183990	Other
2.	Pulse Oximeter	90189099	Other
3.	Stop watch	91029120	Stop watches
4.	Umbilical Cord Tie	90183990	Other
5.	Ultrasound Fetal Doplar	90189012	Stethoscopes
6.	Mosquito net Single & double	63049270	Mosquito nets
7.	Autoclave indicator tape	39199090	Other
8.	Medicine Pouch/ envelope	90189099	Other
9.	Oxygen flow meter with humidifier	90261010	Flow meter
10.	Infant Radiant Warmer	90189099	Other
11.	Suction machine	90189099	Other
12.	Vaccum Extractor electrical	90189099	Other
13.	Safety box platic & corrugated	83030000	Armoured or reinforced safes, strong-boxes and doors and safe deposit lockers for strong-rooms, cash or deed boxes and the like, of base metal
14.	Laryngoscope	90189099	Other



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6.3 The Approval Committee observed that ITC(HS) Codes of proposed products viz. Pulse Oximeter, Umbilical Cord Clamp/Tie, Ultrasound fetal doplar, safety box plastic & corrugated etc. have not been given correctly.

6.4 It was informed that the Approval Committee in its meeting held on 01/08/2018 had monitored the performance of unit as per following details:

“The Approval Committee observed that the data furnished by NSEZ Customs does not match with the data indicated in APRs by the unit. The Approval Committee directed the unit to reconcile the data as indicated by them in APRs with the data provided by Customs, NSEZ and submit reconciled data to this office. During the meeting, Shri Manu Grover, Director of the company appeared before the Approval Committee and informed that they have achieved negative NFE in respect of the Trading Activities performed by them, as they were not aware that they have to make DTA sale against foreign exchange only otherwise it will not be counted towards NFE. He further informed that they have discussed with their buyer as well as bank and they agree to the fact that remittance against DTA sale in respect of Trading activity should be against USD payment in lieu of INR. The unit has further stated that as this process will take some time and requested to grant them time to rectify the payment mode. Shri Grover further informed that the data submitted in APRs have been mentioned incorrectly as they were not aware that they have to make DTA sale against foreign exchange only otherwise it will not be counted towards NFE.

The Approval Committee in the said meeting dated 01/08/2018 directed the unit to submit following:

- (i) Reasons for submission of wrong data in APRs.*
- (ii) Revised APRs for the current block of five years i.e. from*

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2012-13 to 2017-18 duly certified by Chartered Accountant.

(iii) Break-up of Export and DTA sales in foreign exchange and Indian Rupees in respect of manufacturing activities duly certified by Chartered Accountant.

(iv) Details of Export, import, NFE earnings, DTA sales in respect of Trading activities duly certified by Chartered Accountant.

Unit requested for two months' time to submit the aforesaid documents to which Approval Committee agreed. The Approval Committee, after due deliberations, decided to defer the matter for monitoring of performance of the unit for two months and directed the unit to submit above documents within this period along with the explanation in writing for incorrect data mentioned in APRs."

Accordingly, unit vide this office letter dated 14/08/2018 & subsequent reminder dated 29/07/2019 & 01/06/2020 was requested to comply with the directions of Approval Committee and submit the required information within two months. However, unit has till date not submitted the said information/documents.

6.4 Shri Manu Grover, director of the company appeared before the Approval Committee through video conferencing. Shri Grover apologized for the non-compliance with the earlier UAC decision and stated that they will submit all the requisite information along with revised ITC(HS) Codes for proposed items at the earliest. He further stated that they will not make any DTA sale against trading activities.

6.5 The Approval Committee, after due deliberations, unanimously decided to approve the proposal of unit for inclusion of additional 14 trading items

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subject to submission of following:

- (i) Revised & correct ITC(HS) Codes of Pulse Oximeter, Umbilical Cord Clamp/Tie, Ultrasound fetal doplar, safety box plastic & corrugated etc.
- (ii) APR for the year 2019-20
- (iii) Break-up of proposed foreign exchange outgo of Rs. 549.50 Lakhs.
- (iv) Value of imported and indigenous finished goods required for proposed inclusion of additional trading activities.
- (v) Compliance with the decision of UAC dated 01/08/2018 for submission of following documents/ information:
 - (a) Reasons for submission of wrong data in APRs.
 - (b) Revised APRs for the current block of five years i.e. from 2012-13 to 2017-18 duly certified by Chartered Accountant.
 - (c) Break-up of Export and DTA sales in foreign exchange and Indian Rupees in respect of manufacturing activities duly certified by Chartered Accountant.
 - (d) Details of Export, import, NFE earnings, DTA sales in respect of Trading activities duly certified by Chartered Accountant.

The approval is further subject to following conditions:

- (i) No DTA sale of trading goods shall be allowed.
- (ii) Unit will maintain separate area earmarked for manufacturing and trading activities and maintain separate records/accounts of NFE for manufacturing and trading activities as per SEZ provisions.
- (iii) NFE status for manufacturing activity and trading activity will be

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	monitored separately.
7.	<p>Trade Perfections – Updation of ITC(HS) Code of authorized operations allowed under LOA.</p> <p>No one from the applicant unit appeared for the meeting. It was informed that the unit vide its email dated 07/06/2021 has requested to defer the proposal for next meeting. The Approval Committee took note of the same and decided to defer the proposal for its next meeting.</p>
8.	<p>Bullet International - Exit & Transfer of assets & liabilities under Rule 74A to M/s. GSR Industries.</p> <p>8.1 It was informed to the Approval Committee that M/s. Bullet International was issued an LOA dated 27/03/2000 for Manufacturing of Pipe & water pipes for Smoking & General Handcrafted Gift items made of Wood, Ceramics, Acrylic, Brass and Stone. The unit commenced its export production w.e.f. 30/03/2000 and its LOA was valid till 31/03/2016. Unit has been allotted Plot No. 187, 188, 189, NSEZ to carry out its authorized operations.</p> <p>8.2 It was further informed that M/s. Bullet International has submitted a proposal for exit from SEZ scheme and transfer of it's assets & liabilities at Plot No. 187, 188, 189, NSEZ in favour of M/s. GSR Industries and also requested to extend the validity of their LOA upto 30/06/2021 for completing the exit formalities. It was informed that M/s. GSR Industries is already working from the same plots on sharing basis since 2011.</p> <p>8.3 Shri Prakash Sinha authorized representative of both the units appeared before the Approval Committee through video conferencing. Shri Sinha informed that partners of both the firms are same having the majority holding with Mr. Rajdip Singh.</p> <p>8.4 It was informed that unit has been issued in-principle exit approval vide</p>

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letter dated 24/07/2012. Unit has not yet completed exit formalities. Further, Sub-lease of Plot No. 187-188 has not been registered and Sub-lease of Plot No. 189 was valid till 31/03/2016.

8.5 Shri Sinha assured to comply with all the exit formalities and also to execute lease deed in respect of all the plots allotted to them. He requested to extend the validity of their LOA so as to complete the exit formalities and execute sub-lease.

8.6 It was informed that 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 following conditions:-

- (i) The unit has held a valid Letter of Approval as well as lease of land or SDF 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 fulfills 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.”*

8.7 The Approval Committee observed that presently LOA of M/s. Bullet International is not valid. Besides, sub-lease of land is also not valid. Hence, the proposal does not fulfil the terms & conditions of Rule 74A of SEZ Rules, 2006.

8.8 The Approval Committee, after due deliberations, unanimously decided to defer the proposal for exit and transfer of assets & liabilities under Rule

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74A of SEZ Rules, 2006. The Approval Committee further decided to extend the validity of LOA of M/s. Bullet International for three months from date of UAC meeting i.e. upto 06/09/2021 exclusively to complete exit formalities & execute sub-lease in respect of Plot No. 187,188,189, NSEZ and subject to condition that no fresh import/ DTA procurement shall be allowed to the unit during this extended period.

Meeting ended with a vote of thanks to the Chair.



(Nitin Gupta)
Dy. Development Commissioner



(A. Bipin Menon)
Development Commissioner