

नौएडा विशेष आर्थिक क्षेत्र
(दिनांक 07/07/2023 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 02:00 PM on 07/07/2023 through hybrid mode.

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

1. Shri Surender Malik, Joint Development Commissioner, NSEZ (Nominee of Deptt. of Commerce in terms of letter dated 23/09/2008).
2. Shri S.K. Rao, Assistant Commissioner, Customs, Noida Commissionerate.
3. Smt. Garima Mishra, Assistant Manager, DIC, Noida (Rep. of Principal Secretary, Industry, Govt. of UP.).
4. Shri Chaman Lal, Assistant DGFT, O/o Addl. DGFT, CLA, New Delhi.
5. Shri Deepak Kumar, Income Tax Officer, Income Tax Deptt., Noida.
6. Smt. Minakshi Narang, Manager, New Okhla Industrial Development Authority, Noida.

B. Besides, during the meeting S/Shri (i) Kiran Mohan Mohadikar, Dy. Development Commissioner, NSEZ, (ii) Amit Gupta, Specified Officer, NSEZ, (iii) Prakash Chand Upadhyay, Asstt. Development Commissioner, NSEZ, (iv) Bharat Bhushan, Assistant, Project Section, NSEZ, (v) Satya Vijay Verma, AEE, UPPCB, Noida and (vi) Rajeev Kumar, JE, UPPCL, Noida were also present to assist the Approval Committee. It was informed that the stipulated quorum for holding the meeting was available and meeting could proceed.

C. At the outset, the Chairman welcomed the participants. After a brief introduction, the agenda was taken up sequentially. 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 19/06/2023.

There were neither any references nor objections against the decisions of the Approval Committee held on 19/06/2023. Hence, the Approval Committee took note of the same and accordingly, the Minutes of the meeting held on 19/06/2023 were unanimously ratified by the Approval Committee.

(2) Divya Creations - Ratification of permission granted for inclusion of Silver Jewellery studded with Diamonds.

2.1 Shri Sumit Gupta, Partner appeared before the Approval Committee and explained the proposal. He informed that they have been periodically exporting 'Silver Jewellery studded with diamonds' mainly to Sweden and they are also complying with the provisions of Trade Notice No. 01/2003 dated 01.02.2023 issued by NSEZ Customs in this regard.

2.2 The Approval Committee discussed the agenda in detail and after due deliberations, ratified the permission dated 28/06/2023 granted for inclusion of "(i) Silver Jewellery studded with Diamonds of Heading 7102 (71131143) and (ii) Silver Jewellery studded with Diamonds of Heading 7104 (71131144)" in the LOA. This would be subject to the standard operating procedures (SOP) devised internally.

(3) Royalux Exports Pvt. Ltd. – Inclusion of additional authorized operations in LOA.

3.1 Shri Rajat Behal and Shri Amit Gupta, authorized representative of the unit appeared before the Approval Committee and explained the proposal. Shri Behal informed that they will mainly export proposed products to USA. The Approval Committee observed that the unit had not submitted details of annual production capacity of proposed additional item and revised foreign exchange balance sheet, if any, in view of proposed inclusion.

3.2 The Approval Committee discussed the agenda in detail and after due deliberations, approved the proposal of unit for inclusion of "Manufacturing of Li-ion Battery for Golf Cart & Parts thereof (85076000)" as authorized operations in LOA. This approval is subject to submission of details of annual production capacity of proposed additional item and revised forex balance sheet, if any.

(4) Bridal Jewellery Mfg. Co. – (i) Change in name & constitution of the unit, (ii) Ratification of permission granted for updation of HS Code and (iii) Amendment in ITC(HS) Code of existing authorized operations.

4.1 Shri Priank Gupta, authorized representative of the unit appeared before the Approval Committee and explained the proposal. He informed that their bank has asked them to convert the firm into a private limited company for enhancement of working capital limits. He further informed that as they use non-precious stones in the studded jewellery, it appears that the correct HS Code for the same would be 71131919 instead of 71131915.

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

(i) The Approval Committee took note of change in constitution & name of the firm from 'M/s. Bridal Jewellery Mfg. Co. (partnership firm)' to "M/s. Bridal Jewellery Mfg Pvt. Ltd. (a private limited company)" along with change in directors in terms of Instruction No. 109 dated 18/10/2021.

(ii) The Approval Committee ratified the permission dated 16/06/2023 granted for updation of ITC(HS) Code.

(iii) With a view to facilitating the units operations, the Approval Committee also decided to include ITC(HS) Code 71131915 as well as 71131919 against Studded Gold Jewellery. This approval is subject to submission of application by the unit for inclusion of both these HS codes.

(5) Panna Jewellery - Request for Relaxation of provisions of Rule 74(3) of SEZ rules completing with Exit formalities and permission for sale of remaining raw materials in DTA/other SEZ unit.

5.1 Shri Lokesh Jain, representative of M/s. Panna Jewellers and Shri Pankaj Gupta, representative of Trident Corp. appeared before the Approval Committee and explained the proposal.

5.2 It was informed that as per decision of Approval Committee held on 04.10.2022, DOC vide this office letter dated 19/10/2022 was requested to provide clarification on the request for relaxation of provisions of Rule 74(3) to sell its remaining raw material viz. precious metals/Stones etc. in DTA. DOC vide its letter dated 12/06/2023 has forwarded a copy of DGEP's OM dated 02/06/2023 wherein DGEP has inter alia provided following views:

"(ii) The remaining semi-precious stones were procured from DTA by the unit and are duty paid, hence, the unit may be allowed to sell the same in DTA since there is no loss of revenue to the Government: Unit allowed to be supplied back to the Domestic Tariff Area, as it is, or without substantial processing as per Rule 48(3) of the SEZ, Rules 2006.

(iii) As regards remaining Gold and Silver, the unit may be granted permission to get them manufactured from a unit in SEZ and export the jewellery: The Unit may be allowed to transfer the goods to a unit in SEZ in terms of Rule 38 of SEZ Rules, 2006.

(iv) Alternatively, the unit may be allowed to transfer the raw material to a unit in NSEZ who may manufacture and export the

***jewellery to their buyer:** As per the Rule 46(12) in the Special Economic Zones Rules, 2006 specified that a Unit may transfer goods, including goods imported or procured from Domestic Tariff Area, to another Unit. The Unit may transfer the goods as per existing SEZ rules.”*

5.3 Shri Lokesh Jain informed that they can transfer the remaining raw material to other unit in NSEZ which may manufacture and export the jewellery to their buyer. The Approval Committee further observed that LOA of the unit was valid only till 30.06.2023.

5.4 The Approval Committee discussed the agenda in detail and after due deliberations and taking into account the comments of DGEP and Department of Commerce, decided:

- (a) To allow the unit to sale the remaining semi-precious stones to DTA on payment of duty.
- (ii) To allow the unit to transfer remaining raw material i.e. Gold & Silver to other Gems & Jewellery units in NSEZ subject to condition that the unit shall file such transfer in the respective module at SEZonline system.
- (iii) Extend the validity of LOA upto 31/08/2023 exclusively to complete the exit formalities subject to condition that no fresh permission for import/ DTA procurement shall be allowed during this extended period.

(6) Aaquaries Global Industries Limited – Setting up a unit in NSEZ

6.1 It was informed to that the company through its email dated 07/07/2023 has withdrawn their proposal for setting up a unit in NSEZ.

6.2 The Approval Committee took note of the same and decided to treat the application as withdrawn.

(7) Lister Moessner India Pvt. Ltd. (Unit-II) – Ratification of one time permission dated 03/03/2023.

7.1 The Approval Committee discussed the agenda in detail and after due deliberations, ratified the one-time permission dated 03/03/2023 granted to M/s. Lister Moessner India Pvt. Ltd. (Unit-II) for duty free procurement of imported machines and materials from CFS PPG New Delhi under Rule 27(7) of SEZ Rules, 2006.

The meeting ended with a vote of thanks to the Chair.


(Surender Malik)
Jt. Development Commissioner


(A. Bipin Menon)
Development Commissioner