



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:/05/2023

सेवा मे,

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, प्लाट 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, गेट नौएडा।


विषय: दिनांक 16/05/2023 को पूर्वाह्न 11:00 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 16/05/2023 को पूर्वाह्न 11:00 बजे आयोजित नौएडा विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त अग्रोषित करने का निर्देश हुआ है।

भवदीय,

संलग्नक: उपरोक्त


(किरण मोहन मोहाडीकर)
उप विकास आयुक्त

प्रतिलिपि:

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

: सूचनार्थ


उप विकास आयुक्त

नौएडा विशेष आर्थिक क्षेत्र

(दिनांक 16/05/2023 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 11:00 AM on 16/05/2023 through hybrid mode.

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

1. Shri Surender Malik, Jt. Development Commissioner, NSEZ (Nominee of Deptt. of Commerce in terms of letter dated 23/09/2008).
2. Shri Sunil Kumar, Superintendent, Customs, Noida Commissionerate.
3. Smt. Garima Mishra, Assistant Manager, 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 Amit Kumar Verma, Income Tax Officer, Income Tax Deptt., Noida.
6. Smt. Minakshi Narang, Manager, New Okhla Industrial Development Authority, Noida.

B. Besides, S/Shri (i) Nitin Gupta, Dy. Development Commissioner, NSEZ, (ii) Amit Gupta, Specified Officer, NSEZ, (iii) Prakash Chand Upadhyay, Asstt. Development Commissioner, NSEZ, (iv) Javir Ali, Stenographer, 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 03/05/2023.

There were neither any references nor objections against the decisions of the Approval Committee held on 03/05/2023. Hence, the Approval



Committee took note of the same and accordingly, the Minutes of the meeting held on 03/05/2023 were unanimously ratified by the Approval Committee.

(2) Aaquaries Global Industries Limited - Setting up a Pharmaceutical Product Trading unit in NSEZ.

2.1 Shri Sameer Ramesh Talim, director appeared before the Approval Committee and explained the proposal. The Approval Committee observed that some of the ITC(HS) Codes given in Form-F do not exist in the latest nomenclature. Besides, Export Policy for some of HS Code under Chapter 2903, are "RESTRICTED or PROHIBITED depending upon whether country is a signatory of the Montreal Protocol or not. Shri Talim could not inform whether the countries they intend to export were part of the Montreal Protocol or not.

2.2 The Approval Committee further observed that some deficiencies have been observed in their application. Further, applicant has not given complete 8 digit HS Codes of many products.

2.3 The Approval Committee discussed the agenda in detail and after due deliberations, deferred the matter with a direction to the applicant to submit the following:

(i) Provide 8 digit HS Codes (as per current CBIC tariff) with clear description of all proposed products.

(ii) Some of the ITC(HS) Codes viz. 29033930, 29159090 & 29349900 do not exist. Further, there are spelling mistakes in the name of products mentioned in Form-F as 'Iodine & Iodide' has been mentioned as 'Lodine & Lodide', which needs to be corrected.

(iii) As per data available on MCA website, it has been observed that currently there are four directors in the company. However, in Form-F, applicant has mentioned name of only two directors. Hence, names of all directors needs to be given in Form-F and applicant needs to submit copy of PAN, residential ID Proof & Bio-data of all directors.

(iv) Applicant has mentioned names of different products together in Form-F as observed from the separate sheet of traded goods given in project report. Hence, applicant needs to mention all the items in different column in Form-F with correct ITC(HS) Code.

- (v) Affidavit has been given. However, the same is not notarized.
- (vi) Fund flow statement needs to be given as per prescribed format.
- (vii) Source of procurement i.e. countries from where the traded goods shall be imported & destination of export needs to be given.
- (viii) Copies of DIR-11/12 for cessation of First Directors of the Co., namely Mr. Kanan Vishwanathan & Mr. K.V. Vishwanathan needs to be submitted.
- (ix) Description mentioned by the unit under ITC 2903 does not match with description mentioned with the CBIC tariff.
- (x) Description of ITC(HS) Code 29319090 does not exist in CBIC & DGFT.
- (xi) Valued list of indigenous input services amounting to Rs.10.00 lakhs as per Sl.No. & description of default services needs to be submitted.
- (xii) In Part-II of Form-F1, it is observed that in the forex balance sheet for next block of 5 years, negative NFE has been shown in the 1st & 2nd year which needs to be clarified.
- (xiii) Reasons as to why there were discrepancies in the value of goods warehoused by them in NSEZ.

(3) Ionique Research Limited - Renewal of LOA, inclusion of ITC(HS) Code, monitoring of performance.

3.1 Shri Satish Mehta, director of the unit appeared before the Approval Committee and explained the proposal. The Approval Committee observed that unit has been allowed authorized operations viz. "(a) Data Broadcast; (b) Movie Merchandising; and (c) Assembly of Speciality vehicles having fuel cells and solid state batteries", however, the ITC(HS) Codes given by the unit include various products including Agriculture/ Food products, Medical goods/ Medicines, Aerial vehicles like Gliders, Aeroplanes, Helicopters etc. which are not related to the authorized operations. Shri Mehta informed that they are going to manufacture/ assemble bespoke Electronic Vehicles and Batteries in NSEZ.



3.2 Shri Mehta informed that they will require all the goods to be used in Speciality Vehicles according to the needs of clients which may be from different sector. The Approval Committee observed that the same tantamounted to trading since they would not be processing it. The Approval Committee further observed that unit has not been paying lease rent of Rs. 5 Lakhs every month as directed by it since January 2023. Currently lease rent amounting to Rs. 28,13,379/- is outstanding against the unit upto 30.06.2023.

3.3 The Approval Committee discussed the agenda in detail and after due deliberations, deferred the proposal with a direction to the unit to submit following documents/ information:

(i) Revised Form-F1 mentioning correct authorized operations which they are going to undertake in NSEZ.

(ii) Complete & correct 8 digit ITC(HS) Code of the goods as per current CBIC Tariff which they are going to export from NSEZ.

(iii) Clear and separate manufacturing process flow chart for each manufacturing items viz. Electronic Vehicles & Batteries giving therein name/ITC(HS) Code of raw material/ Capital goods/ Intermediate products and process to be carried out.

(iv) Separate list of imported & indigenous raw materials/ intermediate products with ITC(HS) Codes required for manufacturing items.

(v) Valuewise list of projected indigenous input services worth Rs. 4350 lakhs as per Sl.No. & description of default list of services.

(vi) Deposit the lease rent as earlier directed by the Approval Committee.

(4) GSR Industries - Inclusion of additional authorized operations in LOA.

4.1 Shri Rajdip Singh, Partner in the unit appeared before the Approval Committee through video conferencing and explained the proposal. The Approval Committee observed that the ITC(HS) code 24011095 given for proposed item '*Smoking Cone made of Tobacco Leaf*' does not exist. Further, as per DGFT & CBIC the description of ITC(HS) Code 12119039 is "bark, husk & rind - other" whereas unit has mentioned the chapter heading i.e. "Oil seeds and oleaginous fruits, miscellaneous

grains, seeds and fruit; industrial or medicinal plants; straw and fodder". Shri Singh could not explain the correct HS Codes/ description of products.

4.2 The Approval Committee discussed the agenda in detail and after due deliberations, in-principle approval of the proposal of M/s. GSR Industries for inclusion of Manufacturing of '(i) Smoking Cone made of Tobacco Leaf and (ii) Oil Seeds and oleaginous fruits Miscellaneous Grains, Seeds and Fruits industrial or Medicinal plants: Straw and fodder'. The approval is subject to submission of complete details of product with correct 8 digit HS Code, description & production capacity of both products.

(5) Srikaram Prescience Pvt. Ltd. - Inclusion of warehousing of all good under ITC(HS) Classification except Restricted, Prohibited, Canalised items and Ratification of one time permission granted for import & clearance of goods under HS Code 38249900.

5.1 Shri R. Ramanathan and Shri A. Ramesh authorized representatives of the company appeared before the Approval Committee and explained the proposal. Shri Ramanathan stated that since they are a FTWZ unit, it becomes impossible to predict in advance which customer will bring goods under which HS Code. Therefore, to enable them to capture the opportunities that arise from time to time, they requested to allow them to serve all HSN code but for a negative list.

5.2 The Approval Committee did not agree to the request of unit for warehousing of all goods under ITC(HS) Codes and directed them to submit HS Codes of goods which are required now by them. Shri Ramanathan requested to approve the list of goods submitted vide their letter dated 26/04/2023.

5.3 The Approval Committee, discussed the agenda in detail and after due deliberations, directed to examine the HS Code of additional goods submitted by the unit vide letter dated 26/04/2023 and empowered the office of DC, NSEZ to take decision on file. The Approval Committee further ratified the one-time permission dated 03/05/2023 granted for import & clearance of goods under HS Code 38249900.

(6) Karori Jewellers Pvt. Ltd. - Setting up a unit in NSEZ.



6.1 Shri Parshant Shokeen, director appeared before the Approval Committee and explained the proposal. The Approval Committee observed that the ITC(HS) Codes of Gold/ Silver Jewellery have been revised w.e.f. 01.05.2023. However, in Form-F, applicant has mentioned old ITC(HS) Codes. Further, value addition projection for studded gold jewellery has been given less than the prescribed norms. As per prescribed norms, value addition for studded gold jewellery is 6% (for studded with precious/ semi-precious Gem Stones) and 7% (for studded with diamonds).

6.2 The Approval Committee discussed the agenda in detail and after due deliberations, deferred the proposal with a direction to applicant to submit following:

(i) Revised Form-F1, duly signed by the authorized director, mentioning therein correct 8 digit ITC(HS) Codes for the proposed manufacturing products as per current CBIC tariff.

(ii) Correct projections of value addition of each proposed products as per current prescribed value addition norms. Further, you have not taken indigenous input(raw-material) into consideration for calculation of value addition.

(iii) List of proposed indigenous input services worth Rs. 370.59 lakhs as per Sl.No. & description of default list of services.

(iv) Copy of proof from MCA regarding increase in share capital of the company.

(v) The rent agreement has been in the name of M/s. NSA Impex Pvt. Ltd. (First Party) and M/s. Karori Jewellers Pvt. Ltd. (Tenant) which has been signed by Mr. Kuldip Singh on behalf of M/s. NSA Impex Pvt. Ltd. However, electricity bill of the premise is in the name of another person namely Mr. Bhagwan Dass. A clarification regarding the same needs to be given.

6.3 The Approval Committee also empowered the office of DC, NSEZ to examine all these documents including the issue of the applicant's relationship with Ajit Exports, an earlier unit of NSEZ which had some cases pending against it.

(7) GPL Exports - Enhancement in production capacity and

Monitoring of performance.

7.1 The Approval Committee discussed the matter in detail and after due deliberations, approved the proposal of unit for enhancement of production capacity of manufacturing items from '225000 pieces/annum' to "325000 pieces/annum". The Approval Committee further monitored the performance of the unit on the basis of APRs submitted and noted achievement of positive NFE earnings by the unit during 2018-19 (01.05.18-31.03.19) to 2021-22. The Approval Committee also noted that no export proceeds have been shown pending for realization as per APRs upto 31/03/2022.

(8) Glide Chem Pvt. Ltd. - Request for extension of LOA for exit purpose of the unit.

8.1 Shri Ajitpal Singh Malhotra, Director appeared before the Approval Committee and explained the proposal. Shri Malhotra informed that they have decided to close the operations in NSEZ due to decrease in export orders.

8.2 The Approval Committee discussed the agenda in detail and after due deliberations, granted In-principle approval to M/s. Glide Chem Pvt. Ltd. for exit from SEZ Scheme. The Approval Committee further extended the validity of LOA upto 31/03/2024 exclusively to complete the exit formalities subject to condition that no fresh permission for import/ DTA procurement shall be allowed during the extended period. The Approval Committee also directed the unit to complete the exit formalities including submission of corrected APRs & complete details of change in directors/ shareholding pattern of the company within the extended validity of LOA.

9. Water Next Solutions LLP - Ratification of One time temporary permission for the sale of spare parts for a waste water treatment plant with a HS Code of 84219900 for DTA Unit instead of export

9.1 Shri Anil Behl, Partner and Shri Ravikant Gupta, representative appeared before the Approval Committee. Shri Behl informed that due to need of replacement of spare parts during warranty period as well as after warranty period they need to supply the spare parts of waste water treatment plant to their clients in DTA as well as abroad. He

requested to allow them regular permission of 'Trading of spare parts of waste water treatment plant (84219900)' in their authorized operations.

9.2 The Approval Committee discussed the agenda in detail and after due deliberations, ratified the one time permission dated 15/05/2023 granted for supply of the Spare Parts (84219900) to DTA unit. The Approval Committee further allowed inclusion of "Trading of spare parts of waste water treatment plant (84219900)" in the authorized operations allowed to the unit.

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



(Surender Malik)
Jt. Development
Commissioner



(A. Bipin Menon)
Development Commissioner