

NOIDA SPECIAL ECONOMIC ZONE
(Deptt. of Commerce, Ministry of Commerce & Industry, Govt. of India)
Noida-Dadri Road, Phase-II, Noida-201305

Minutes of 3rd meeting (2017 Series) of Unit Approval Committee for Joint Monitoring of EOUs under the Chairmanship of Dr. L.B. Singhal, Development Commissioner, NSEZ held on 16.08.2017 at 11.00 AM in the O/o Development Commissioner, Noida Special Economic Zone, Noida-Dadri Road, Phase-II, Noida-201305.

3rd meeting (2017 Series) of Unit Approval Committee (UAC) for Joint Monitoring of EOUs falling under jurisdiction of Central Excise Commissionerate, Noida-II was held on 16.08.2017 under the Chairmanship of Dr. L.B. Singhal, Development Commissioner, Noida SEZ in the O/o Development Commissioner, Noida Special Economic Zone, Noida-Dadri Road, Phase-II, Noida-201305. List of officers is enclosed at Annexure-I. The Chairman welcomed all participants of the UAC and thereafter joint monitoring of each unit was taken up.

3.1(17): Joint monitoring of EOUs falling under jurisdiction of C.Ex. Commissionerate, Noida-II in terms of Appendix 6F of HBP.

Commissioner (Noida-II) informed the Committee that his office would carry out independent verification of import/export data of EOUs, falling under his jurisdiction and would forward the same to O/o Development Commissioner shortly. After this, individual cases were taken up for discussion.

1. **M/s. Alpex Exports (P) Ltd.:** The Committee noted that the unit has commenced operation w.e.f. 13.07.2016. It was informed that the unit has submitted application for "in-principle" exit. Certain clarifications were sought in respect of DCP date furnished by the unit as it did not tally with the date given by the unit in its QPR. The representative of the unit informed that the date given in the QPR is not correct, the actual date of commencement of production is 13.07.2016. The Committee directed NSEZ officials to process the file expeditiously on receipt of written clarification from the unit.
2. **M/s. CH Components (P) Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory.
3. **M/s. Cometech Components (P) Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory.
4. **M/s. Cryostar Tanks & Vessels (P) Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory. The Committee was informed that the unit has not furnished APR for the period 2016-17. The Committee directed that a reminder be sent for submission of APR.
5. **M/s. D & Y Technologies (P) Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory. The Committee was informed that the unit has not furnished APR for the period 2016-17. The Committee directed that a reminder be sent for submission of APR.

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6. **M/s. Indo Solar Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory. However, the Committee noted that as per the APR data Foreign Exchange remittance for the period 2012-13 is pending for realization, it was informed that Show Cause Notice (SCN) for non-realization of remittances has already been issued against the unit and the SCN is yet to be adjudicated. The Development Commissioner directed that the file in this regard may be put up for granting personal hearing.
7. **M/s. JBDS India (P) Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory.
8. **M/s. Kissan Petro Oils (P) Ltd.:** The Committee reviewed the performance of the unit and noted that the unit has not achieved positive NFE in its first block of five years. It was also informed that a Show Cause Notice has been issued against the unit and the unit has also been granted opportunity of personal hearing on 11.09.2017. The Committee also requested Central Excise authorities to initiate appropriate action in the matter.
9. **M/s. Megma Print-O-Pack (P) Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory.
10. **M/s. Moser Baer India Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory. However the Committee noted that the unit's DTA sale utilized for the period between 2012-13 to 2016-17 were on the higher side and appeared to be beyond entitlement of the unit. The representative of the unit clarified that the DTA sales were made under para 6.9 (f) (supply of Information Technology Agreement ITA-1 items) and that they are, as such, counted towards fulfillment of NFE criteria. The Committee also sought clarification in respect of pending foreign exchange realization for the period between 2013-14 to 2015-16. The representative of the unit submitted that some of the pending FE shown has already been realized and they have approached RBI for write off in some cases. The Committee directed the unit to furnish complete details of unrealized remittances within one week, failing which Show Cause Notice would be issued under Foreign Trade (Development & Regulation) Act, 1992.
11. **M/s. ST Micro Electronics (P) Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory.
12. **M/s. Teva API India Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory.
13. **M/s. Hanol Textile (P) Ltd.:** The Committee noted that LOP was issued on 04.11.2016 and the unit is yet to commence operation. The Committee also observed that the unit was keen to implement the project at early at the time of approval. The Committee, therefore, desired that the status of the unit may be ascertained.

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01.09.2017 only. Therefore, the Committee requested to the Jurisdictional Central Excise to carry out physical verification of the unit and submit a report at the earliest.

15. **M/s. S.S. White Technologies India (P) Ltd:** The Committee was informed that the validity of the Letter of permission of the unit has already expired and the unit was given "in-principle" exit permission and the unit had not completed exit formalities. Since, it was not clear whether the unit had paid all its dues to Central Excise a communication was sent to Central Excise for ascertaining the same. The Committee was informed that the reply from Central Excise is awaited. The Committee directed that an e-mail reminder in this regard be sent to jurisdictional Central Excise for furnishing the requisite details. The Committee also requested the jurisdictional Central Excise to look into this and send an early reply so as to enable NSEZ authorities to complete exit formalities.

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3.2 (17): Joint monitoring of EOUs falling under jurisdiction of C.Ex. Commissionerate, Meerut in terms of Appendix 6 F of HBP.

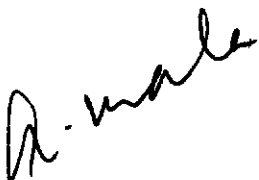
1. *M/s. Bhalla International:* The Committee reviewed the performance of the unit and found it satisfactory.

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3.4(17): Joint monitoring of EOUs falling under jurisdiction of C.Ex. Commissionerate, Jaipur in terms of Appendix 6F of HBP.

1. ***M/s. A.K. Exports:*** The Committee reviewed the performance of the unit and found satisfactory. The Committee was informed that the unit has submitted application for exit from EOU scheme. The Committee was also informed that SCN dated 21.05.2013 issued against the unit for consumption of inputs beyond the prescribed norms. The representative of the unit submitted that the Norms Committee has fixed higher Input Output Norm for other EOUs engaged in manufacture and export of precious and semi-precious stones. Hence, requested that the same higher norms may be considered for their unit also. The Committee advised the unit to approach Norms Committee and make a representation for early fixation of Norms based on the Input Output Norms fixed for other similarly placed EOUs. The Committee also directed that a reference be made to Norms Committee by NSEZ also in this regard.
2. ***M/s Abacus Metals (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory. However, jurisdictional Central Excise officer informed that the export figures given by the unit to them did not tally with the export figures furnished by NSEZ. The Committee directed that the reason for variation in figures be ascertained from the unit and exports figures be reconciled.
3. ***M/s Earth Stone Group:*** The Committee was informed that the unit has already been given "In-principle" exit and that they have not been able to clear their marble stock due to restriction on sale of marble in DTA. It was also informed that although the unit has not been in operation for past several years. The unit has indicated import of Rs. 2.40 lakh and Rs. 3.38 lakh in 2012-13 and 2013-14 respectively. The Committee directed a written clarification in this regard may be sought from the unit at the earliest.
4. ***M/s Mega Jewels (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory. However, the jurisdictional Central Excise officer informed that import figures submitted by the unit to them did not tally with the import figures furnished by NSEZ. The Committee directed that clarification may be sought from the unit for the deviation and the import/export figures be reconciled. The Committee also informed that DGFT has amended FTP to allow export of gold jewellery and articles containing gold of 8 carats and above upto a maximum limit of 22 carat only vide Notification No. 21/2015-20 dated 14.08.2017. It was desired that the Notification be circulated to all EOUs engaged in export of gold jewellery and articles containing gold.
5. ***M/s Millenium Jewellery (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory. However, the jurisdictional Central Excise officer informed that import figures submitted by the unit to them did not tally with the import figures furnished by NSEZ. The Committee directed that clarification may be sought from the unit for the deviation and the import/export figures be reconciled.
6. ***M/s Nano Engineering Materials (P) Ltd.:*** The Committee reviewed the performance of the unit and noted that the unit is not in operation for past three years and it is also negative NFE. The representative of the unit submitted that they have not been able to achieve NFE criteria due to adverse market conditions. They further submitted that they have since improved the quality of their products. Furthermore, market conditions have improved. This has enabled them to re-commence their activity and have made exports worth Rs. 12.00 lakh. They further submitted that they would be able to achieve positive NFE if they are given one year extension of the block period for NFE achievement. The Committee, after due deliberations asked the unit to submit a detailed proposal so as to enable NSEZ to place the proposal before the Board of Approval for consideration.

6. ***M/s Paris Elysees India (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory.
7. ***M/s Rajasthan Fasteners (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory.
8. ***M/s Shri Ahimsa Mines & Minerals Limited.:*** The Committee reviewed the performance of the unit and found it satisfactory. However, the jurisdictional Central Excise Officer informed that the DTA sale figures furnished by NSEZ does not tallied with the figures available in Central Excise record. The Committee directed that clarification may be sought from the unit for the deviation and the import/export figures be reconciled. The representative of the unit submitted that they are facing problems in affecting DTA sale online after the introduction of GST as the GST module does not have necessary provision for depositing BCD and IGST separately. Further the unit represented that they have not been allowed to avail BCD exemption on third party export. After due deliberations the Committee asked the unit's representative to meet the jurisdictional Deputy Commissioner and get the issue sorted out. Further the Committee directed NSEZ officials to make reference in this regard with DGEP. The Committee also sought a detailed representation in this regard from the units.
9. ***M/s Sigma Electric Mfg. Corp. (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory.
10. ***M/s Stone Age (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory.
11. ***M/s Tab India Granites (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory.
12. ***M/s Vaibhav Global Limited:*** The Committee reviewed the performance of the unit and found it satisfactory.
13. ***M/s Veto Electro powers India Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory.
14. ***M/s RSG Stones.:*** The Committee noted that the unit has been given approval w.e.f. 16.03.2017. The Committee directed that progress in implementation of the project and likely date of commencement be ascertained from the unit.
15. ***M/s Hand Made Paper and Board Industries:*** The Committee was informed that the unit has been given permission for "in-principle" exit. The unit is yet to submit requisite documents/details for final exit. The Committee directed that the case may be processed expeditiously after getting the requisite details and documents.



3.4(17): Joint monitoring of EOUs falling under jurisdiction of C.Ex. Commissionerate, Delhi-I in terms of Appendix 6 F of HBP.

1. ***M/s. Anil & Company (P) Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory.
2. ***M/s. P.P. Jewellers (Exports):*** The Committee reviewed performance of the unit and found it satisfactory. However, jurisdictional Central Excise Officer informed that import figures furnished by NSEZ do not tally with the figures available in their records. The Committee directed that clarification may be sought from the unit for the deviation and the import/export figures be reconciled. Further the jurisdictional Central Excise officer also informed that there is no activity in the unit since 2015-16. The Committee requested the jurisdictional Central Excise to carry physical verification of the unit and give a detailed report.
3. ***M/s. Wipro Ltd.:*** The Committee reviewed the performance of the unit and found it satisfactory. However, the Committee noted that the unit has pending realization of foreign exchange remittances for the year 2012-13 to 2015-16. The representative of the unit informed that the total remittances pending for realization is only Rs. 6.68 lakhs. The Committee directed the representative of the unit to submit details of steps taken to either realize the amount or write off at the earliest.
4. ***M/s. United Overseas:*** The Committee was informed that although the unit has not intimated date of commencement of production to NSEZ, it is under DRI scanner with respect to its exports. The Committee directed that complete details be given to jurisdictional Central Excise.



3.3(17): Joint monitoring of EOUs falling under jurisdiction of C.Ex. Commissionerate, Dehradun in terms of Appendix 6 F of HBP.

1. **M/s. Gruner India Ltd.:** The Committee reviewed the performance of the unit and found it satisfactory.
2. **M/s. Windlass Steelcrafts:** The Committee was informed that a SCN has been issued against the unit for availing dual benefit under different provisions of Income tax Act and Drawback Rules in contravention of provisions of EOU scheme. The unit has been granted Personal hearing on 31.08.2017. The Committee directed that the details of the case may be given to jurisdictional Central Excise.



(Dr. L.B. Singhal)
Development Commissioner

Encl: annexure- I

Annexure- I**List of Participants**

1. Dr. L.B. Singhal, Development Commissioner , NSEZChairman
2. Shri Amand Shah, Commissioner, GST & Central Excise, Noida-II.
3. Shri S.S. Shukla, Joint Development Commissioner, NSEZ, Noida.
4. Shri Roshan Lal, Joint Commissioner, GST & Central Excise, Meerut.
5. Smt Mala Rangarajan, Dy. Development Commissioner, NSEZ, Noida
6. Shri Ravi Kumar Srivastava, Dy. Development Commissioner, NSEZ, Noida
7. Shri Rajesh Kumar, Dy. Development Commissioner, NSEZ, Noida.
8. Shri Dinesh Singh, Dy. Commissioner, GST & Central Excise, Jaipur.
9. Shri A.A. Sharma, Asstt. Commissioner, GST & Central Excise, Delhi North.
10. Shri Pallav Saxena, Asstt. Commissioner, GST & Central Excise, Dehradun.
11. Shri Gobinda Banerjee, FTDO, Zonal DGFT, CLA, New Delhi.
12. Shri Ram Baboo, Asstt. Development Commissioner, NSEZ, Noida.
13. Shri S.K. Jha, Asstt. Development Commissioner, NSEZ, Noida