

भारत सरकार, वाणिज्य एवं उद्योग मंत्रालय, वाणिज्य विभाग
विकास आयुक्त का कार्यालय
नौएडा विशेष आर्थिक क्षेत्र
नौएडा दादरी रोड, फेस-II, नौएडा.201305, जिला - गौतमबुद्ध 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.10/13/2006 -प्रोज/

दिनांक: 10/10/2016

सेवा मे,

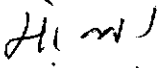
1. मुख्य कार्यपालक अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नोएडा।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग, इंद्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली।
3. आयुक्त, आयकर, ए 2 डी, आयकर भवन, सेक्टर 24, नोएडा।
4. आयुक्त, सीमा शुल्क, नोएडा सीमा शुल्क आयुक्तालय, इनलैंड कंटेनर डिपो, तिलपता, दादरी, गौतम बुद्ध नगर, उत्तर प्रदेश - २०१३०६.
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, गेटर, नोएडा।

विषय: दिनांक 05/10/2016 को पूर्वाह्न 11:30 बजे आयोजित नोएडा विशेष आर्थिक क्षेत्र की यूनिट अनुमोदन समिति की बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,


मुझे उपरोक्त विषय का सन्दर्भ लेने और डॉ. एल बी सिंघल, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 05/10/2016 को पूर्वाह्न 11:30 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित नोएडा विशेष आर्थिक क्षेत्र की यूनिट अनुमोदन समिति की बैठक का कार्यवृत्त अग्रेषित करने का निर्देश हुआ है।

संलग्नक : उपरोक्त

भवदीय,

(माला रंगराजन)
उप विकास आयुक्त

प्रतिलिपि:

1. संयुक्त सचिव (एस.ई.जेड.), वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली - सूचनार्थ।
2. विशेष कार्याधिकारी - विकास आयुक्त के सूचनार्थ।
3. वैयक्तिक सहायक - संयुक्त विकास आयुक्त के सूचनार्थ।
4. निदिष्ट अधिकारी, नोएडा विशेष आर्थिक क्षेत्र - सूचनार्थ एवं आवश्यक कार्यवाही के लिए।
5. सहायक विकास आयुक्त, सम्पदा अनुभाग, नोएडा विशेष आर्थिक क्षेत्र, सूचनार्थ एवं आवश्यक कार्यवाही के लिए।


उप विकास आयुक्त

Noida Special Economic Zone

(Minutes of Meeting of Approval Committee of Noida SEZ held on 05/10/2016)

Page 1 of 14

Minutes of the meeting of the Approval Committee of Noida SEZ held under the chairmanship of Dr. L.B. Singhal, Development Commissioner (DC), Noida SEZ at 11:30 AM on 05/10/2016 in the Conference Hall of NSEZ.

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

- 1) Shri S.S. Shukla, Jt. Development Commissioner, NSEZ.
- 2) Shri Mahabir, Dy. Commissioner, Customs, Noida Commissionerate.
- 3) Shri Sukhbir Singh Badhal, Asstt. DGFT, CLA, New Delhi.
- 4) Ms. Sandhya Maurya, Income Tax Officer, Income Tax Deptt., Noida.
- 5) Shri Tribhuvan Nath Patel, Addl. Statistical Officer, DIC, Noida (Rep. of Principal Secretary, Industry, Govt. of UP.)
- 6) Shri Anil Kumar Sharma, AEE, UPPCB, Noida.
- 7) Mukesh Goyal, Associate Architect, (Rep. of Noida Authority).

2. Besides, during the meeting (i) Smt. Mala Ranagarajan, Dy. Development Commissioner, NSEZ, S/Shri (ii) R.K. Srivastava Dy. Development Commissioner, NSEZ (iii) Satish C. Gangar, Specified Officer, NSEZ, (iv) R.P. Verma, Asstt. Development Commissioner, NSEZ, (v) Kapil Muni, JE, UPPCL, Noida were also present to assist the Approval Committee.

3. At the outset, DC, NSEZ welcomed the participants. After brief introduction, each items included in the agenda were taken up for deliberation one by one. After detailed deliberations as well as interaction with the applicants / representatives of the units, the following decisions were taken:-

(i) Ratification of Minutes of last meeting of the Approval Committee held on 07/09/2016:-

It was informed that no reference against the decisions of the Approval Committee held on 07/09/2016 was received and therefore, Minutes of the meeting held on 07/09/2016 were ratified.


19/10/2016

Item wise decisions on proposals included in agenda:

1.	<p>Proposal of M/s. Mungerilal Jewellers Pvt. Ltd. for setting up a new Unit in NSEZ.</p> <p>It was informed to the Approval Committee that the applicant has proposed to set up a new jewellery unit in NSEZ with projected exports of Rs. 61.40 Lakhs and equal amount of NFE i.e. Rs. 61.40 Lakhs over a period of five years. It was further informed that proposed items of manufacture are not clear as the applicant has mentioned different items in Form F and its project report.</p> <p>It was informed to the Approval Committee that the applicant has been requested to rectify the shortcomings observed in their application, which are still awaited.</p> <p>No one from the company appeared for the meeting.</p> <p>The Approval Committee deferred the matter as no one from the company appeared for the meeting with the direction to send a reminder to the applicant to submit reply of this office letter dated 20/09/2016 and documentary evidence showing experience of promoters in jewellery business and any export business made by them previously.</p>
2.	<p>Proposal of M/s. UKB Cords & Cable Exports for Extension of validity of LOA under rule 19(4) of SEZ Rules, 2006.</p> <p>It was informed to the Approval Committee that M/s. UKB Cords & Cable Exports has been issued an LOA dated 08/06/2015 for manufacturing & trading activities. It was further informed that the unit had informed about the commencement of business activities w.e.f. 26/11/2015 against first DTA sale. However, the same could not be taken on records as in respect of a trading unit, date of commencement of production/activities (DCP) can be taken only when export is effected from SEZ.</p> <p>Shri Manoj Tayal, proprietor of the unit appeared before the Approval Committee. He informed that they had supplied trading goods from SEZ in DTA under Rule 53 and entire transactions have been against free foreign exchange. He further informed that they will</p>

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be starting manufacturing/production activities very shortly.

The Approval Committee observed that the unit has been allowed following manufacturing activities in their LOA:

1. Electrical and Electronic items comprise Connector, Connector Cords;
2. Part of Connector;
3. Lamp Holder;
4. Power Circuit Board;
5. Electrical and Electronic Lightings.

Shri Tayal informed that currently certain goods are lying at the unit and ready for clearance in DTA under Rule 53 and if they are not allowed DTA clearance then it will cause a huge financial loss to them. He requested to give them 45 days time with permission for clearing these goods in DTA against free foreign exchange, as permissible under Rule 53 of SEZ Rules, 2006.

Shri Tayal further informed that they have orders for manufacturing and provided list of items of manufacture along with ITC (HS) Code as follows:

S.No.	Name of item of manufacture	ITC HS Code
1.	Cord set with Switch or without Switch	85446020
2.	Breaded Cord set with Switch or without Switch	85446020

Unit also provided manufacturing process flow chart of above items *along with list of materials.*

The Approval Committee, after due deliberations, approved the items of manufacture as given above and extended the validity of LOA for one year i.e. upto 07/06/2017. The Approval Committee also approved the trading activities subject to the following conditions:

- (i) Unit will make 100% physical export of trading goods and no DTA clearance for 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.

(iii) NFE status for manufacturing activity and trading activity will be seen separately.

The Approval Committee also allowed 45 days time for clearance of goods lying in the stock of the unit, as on date of UAC, in DTA, against foreign exchange, as permissible under Rule 53 of SEZ Rules 2006. In respect of activity already carried out so far also, status of NFE achievement will be examined.

3. Proposal of M/s. SU Import Services Pvt. Ltd. for renewal of LOA for next five years in terms of rule 19(6) of SEZ Rules'06.

It was informed to the Approval Committee that M/s. SU Import Services Pvt. Ltd. has been issued an LOA dated 16/02/2006 for manufacturing & trading activities. It was further informed that the unit is substantially doing business in trading from by making supply under Rule 53 of SEZ Rules 2006.

The Approval Committee observed that there are some differences in the figures of export, import & NFE earnings as seen in the APRs submitted by the unit. The Approval Committee directed to ³⁰cross-examine the said details so that exact NFE position could be worked out.

Shri Sunil Puri, Director of the unit appeared before the Approval Committee. He informed that they are going to diversify and expand their business very soon by adding manufacture and export of some new items and they are confident that gradually physical export will increase in coming years. He also stated that it will take 4-5 months to get the machines installed for manufacturing activities.

Shri Puri informed that currently the goods worth Rs. 2-3 Crores are lying at the unit and ready for clearance in DTA under Rule 53 of SEZ Rules, 2006 and he requested to give permission for clearing these goods in DTA against free foreign exchange, as permissible under Rule 53 of SEZ Rules, 2006. He further stated that they will need 1 year time for removal of these goods. He also stated that all the goods are imported and there is no DTA procurement of trading goods. Approval Committee did not agree with his request



for grant of time of 1 year.

Shri Puri pleaded that they are working in the zone from 2006 and the stocks have been accumulated during the course of time. He further requested to allow them a time upto 31/03/2017 for clearance of these goods. The Approval Committee, after due deliberations, agreed with the request and allowed time upto 31/03/2017 for clearance of goods lying in the stock of the unit as on date of UAC in DTA against free foreign exchange, as permissible under Rule 53 of SEZ Rules, 2006.

The Approval Committee observed that the unit has been allowed following manufacturing activities in their LOA:

1. Power cord set with fabric braiding, connected with lamp holders.
2. Power cord sets with fabric braiding, connected with inline switch and lamp holders.
3. Fitting of inline switch or Foot switch in Power cord sets.
4. Wire cut pieces with connectors at one end and ferrule at another end.
5. Wire cut pieces with connectors.
6. Wire cut pieces of various lengths and
7. Table lamps, Floor lamps, Ceiling lamps, Wall lamps, Garden lamps etc. with and without shades.

Shri Puri further informed that they have planned to increase manufacture & physical export from SEZ and provided list of items of manufacture as under:

S.No.	Name of item of manufacture
1	Wide range of Electrical Lamps like Table Lamps, Floor Lamps, Hanging Lights, Wall Lights, Chandeliers etc.
2	Power Cord, Cord sets/Wire fitting with Inline Switch & Lamp Holder
3	Lamp Holder
4	Cutting of wire & Fixing of Ferruls

Unit has also provided manufacturing process flow chart of above items. The Approval Committee observed that unit has not mentioned the ITC HS Code of the said items.

The Approval Committee, after due deliberations, approved the items of manufacture as given above and directed the unit to submit list of all manufacturing items along with ITC

HS Code. The Approval Committee also directed the unit to submit complete details of NFE achievement for manufacturing & trading activities separately.

The Approval Committee decided to renew the LOA for remaining period of five years block i.e. upto 04/06/2021. The Approval Committee also approved the trading activities subject to the following conditions:

- (i) Unit will make 100% export of trading goods and no DTA clearance for 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.
- (iii) NFE status for manufacturing activity and trading activity will be seen separately.

1. Proposal in respect of M/s. Jayshree General Trading Co. for Monitoring of performance, renewal of LOA and review of authorized operations.

It was informed to the Approval Committee that M/s. Jayshree General Trading Co. has been issued an LOA for Manufacturing of Plain Jewellery Articles of Gold/Silver/Platinum and/or Studded with Diamond/Color Stones/ Precious & Semi Precious Stones along with Trading of general items. LOA of the unit has expired on 12/07/2016.

It was also informed that DOC vide Instruction dated 25/04/2013 & 31/12/2013 restricted trading of gold, silver, platinum, other precious metals, diamonds and other precious and semi-precious stones. The DOC has also informed that the existing LOAs of SEZ units will also be modified accordingly to give effect the above decision. Accordingly, a circular dated 07/02/2014 was issued by this office to the above effect.

It was further informed that the NSEZ Custom vide its report dated 06/09/2016 has informed that last trading of gold jewellery was made by the unit in the FY 2011-12. It has been further stated that last export trading was made on 18/03/2014 of Glass Chatons for Rs. 29,85,645/-.

The Approval Committee further observed that as per submitted APRs, Unit has achieved negative NFE to the tune of Rs.258.08 Lakhs during previous block of five years and apparently unit has also failed to achieve Value Addition norms for the period from



22/07/2013 as well.

No one from the unit appeared for the meeting.

The Approval Committee directed to ensure that LOA of all the units in Gems & Jewellery sector have been amended individually as per the Instruction dated 25/04/2013 & 31/12/2013 issued by DOC. The Approval Committee further directed to verify from Customs the export, import & local procurements made by the unit so to ensure the correct status of NFE position of the unit.

Accordingly, the matter was deferred for next meeting of the Approval Committee.

2. Proposal of M/s. Aksasia Creations Pvt. Ltd. for inclusion of additional authorized operations in LOA.

It was informed to the Approval Committee that M/s. Aksasia Creations Pvt. Ltd. has submitted a proposal for inclusion of additional items i.e. "Manufacturing & Export of (i) Leather & Leatherite-PU Goods; (ii) Garments; (iii) Denims; (iv) Home Furnishing; and (v) Gift Items" in their authorized operations. It was further informed that currently unit has been allowed manufacturing & export of Leather Garments.

Shri Arvind Singh and Smt. Chhaya Devi, Directors of company appeared before the Approval Committee. Shri Singh informed that they have been allowed manufacturing & export of Leather Garments. He further stated that they wish to expand the scope of the business in view of the demand of these new items as the situation of the leather garment market is decreasing globally & not very positive at present.

It was informed to the promoters that broadbanding of unrelated items cannot be allowed in terms of Instruction No. 69 issued by Deptt. of Commerce. Shri Singh stated that the proposed items relate to the same line of business i.e. garments and main objective of their company.

The Approval Committee, after due deliberations, agreed to the request of unit for revision of the authorized operations as under:

- (i) Manufacturing of Garments including garments of leather.



(ii) Manufacturing of Leather & Leatherite-PU Goods such as Back Packs, Mobile Covers, Laptop & iPad Cases, Purses, Office bags, Photo Frame, Various Box Covers, Wallet, Belt & Other Decorative Items made with Leather/Fake-Leather and other Accessories and creating design for goods etc.

(iii) Manufacturing of Gift items with leather finish, Trims, Covering and leather with metal combo such as brass, stainless steel, copper & other metals used as combination with leather & Fake Leather (PU).

The Approval Committee however did not agree to include manufacturing of Home Furnishing items as the products were of different sector.

3. Proposal of M/s. AC Impex for change in partners.

It was informed to the Approval Committee that M/s. AC Impex has submitted a proposal for change in partners of the firm as per following details:-

S.No.	Partners (prior to change)	Partners (post change)
1	Shri Amar Chand Garg	Shri Amit Garg
2	Shri Amit Garg	Smt. Nisha Garg

Shri Amit Garg, Partner of the firm appeared before the Approval Committee. He informed that Smt. Nisha Garg is his wife and 50% shareholding held by Shri Amar Chand Garg, his father, has been transferred to Smt. Nisha Garg.

It was informed to the Approval Committee that Board of Approvals in its 69th meeting held on 23.02.2016 has issued clarification / instruction regarding Rule 74A of SEZ Rules, 2006. The extract of minutes of said meeting is reproduced below here:-

“The Joint Secretary (GPM) explained to the Board that representations have been received on the applicability of Rule 74A of SEZ Rules, 2006 in cases where the operational SEZ units continue to operate as such, i.e. on a going concern basis as a result of change of name, court approved mergers/de-mergers, slump sale, change of constitution from proprietorship to partnership & vice-versa, change of constitution from public limited company to private/limited liability company & vice-versa,

company to partnership & vice-versa, change in shareholding up to 50 per cent, etc. and per se are not opting out/exiting out of the SEZ scheme.

With a view to promote the ease of doing business in India and that restructuring of entity/business is a fairly common occurrence, BOA decided that provisions of Rule 74A shall not apply to SEZ units that do not exit or opt out of the SEZ scheme by transferring its assets and liabilities to another person and the SEZ unit continues to operate as a going concern in the situations mentioned above. The UACs concerned, may consider such requests under Rule 19 (2) of the SEZ Rules, 2006.

In so far as Business Transfer Agreement is concerned, it was explained that certain acquisitions happen globally as a result of Business Transfer Agreement which result in transfer of the SEZ unit of the Indian company on a going concern basis to acquirer. The BOA decided that such cases resulting in change of ownership would be decided on merits by the Board of Approvals on a case to case basis."

Shri Garg informed that they have submitted the documents as asked vide this office letter dated 23/08/2016. He further informed that they have applied for registration of partnership deed in Registrar of Firms. It was observed that the letter submitted by the unit was signed by a signatory without mentioning name, designation etc.

The Approval Committee, after due deliberations, approved the proposal of unit for change in partners as the change in shareholding pattern is 50%, subject to submission of registered partnership deed and other documents as called for vide this office letter dated 23.08.2016 duly signed by authorized signatory of the firm mentioning name, designation etc.

4. Review of authorized operations of M/s. Lakshman Overseas, NSEZ, Noida.

It was informed to the Approval Committee that M/s. Lakshman Overseas has been issued an LOA dated 25/10/2002 for following authorized operations:

1. Manufacturing of Consumer electronics items such as CD Player, DVD, Electronic Office Equipments, Calculators, Communicators, Palm Top & Computers.



2. Manufacturing of Handicraft of Fabrics, Brass and Marble, LED manufacturing, LED Display, Electrical machinery and equipment and parts thereof, Sound Recorder and Reproducers, Television Images and Sound Recorder Reproducers and parts and accessories.
3. Manufacturing of Diamond Cutting Tools.

Further, it was also informed to the Approval Committee that this office has issued a clarification to NSEZ Customs vide letter No. NEPZ/03/03/2002-Proj/8014 dated 02.12.2002 that the items like "Electronics Time Piece/ Electronic Wrist Watch/Electronic Movement & Modules (parts of Electronics Wrist Watch) are covered under unit's authorized operations.

Accordingly, the authorized operations of the unit were as under:

1. Manufacturing of Consumer electronics items such as CD Player, DVD, Electronic Office Equipments, Calculators, Communicators, Palm Top & Computers including Electronics Time Piece/ Electronic Wrist Watch/Electronic Movement & Modules (parts of Electronics Wrist Watch).
2. Manufacturing of Handicraft of Fabrics, Brass and Marble, LED manufacturing, LED Display, Electrical machinery and equipment and parts thereof, Sound Recorder and Reproducers, Television Images and Sound Recorder Reproducers and parts and accessories.
3. Manufacturing of Diamond Cutting Tools.

It was observed that items included in the LOA of the unit belong to different sectors and as per DOC's Instruction No. 69, all these operations cannot be remain part of the one and same LOA.

Shri Ashwani Agarwal appeared before the Approval Committee on behalf of the unit. It was informed to him that the authorized operations of the unit relate to different sectors and as per Instruction No. 69 issued by Deptt. of Commerce, unrelated items cannot be allowed in single LOA.

Shri Ashwani Agarwal informed that currently manufacturing of Diamond Cutting tools is



not viable as the market condition is not good for the same. He further informed that they also have very less orders for Handicrafts items. Hence, the above manufacturing items can be removed from their authorized operation. He also informed that CD Player, DVD etc. are now outdated and these items can also be removed from the authorized operations.

The Approval Committee, after due deliberations, decided to remove item No. 2 & 3 including CD Player, DVD from S.No.1 above and also to include Electronics Time Piece/ Electronic Wrist Watch/Electronic Movement & Modules (parts of Electronics Wrist Watch) in their authorized operations, as already clarified to the unit vide letter NEPZ/03/03/2002-Proj/8014 dated 02.12.2002, on receipt of written request from the unit. Now the revised authorized operations of the unit shall be as under:

“Manufacturing of Consumer electronics items such as Electronic Office Equipments, Calculators, Communicators, Palm Top & Computers, Electronics Time Piece/ Electronic Wrist Watch/Electronic Movement & Modules (parts of Electronics Wrist Watch).”

5. Following cases for monitoring of performance/APRs under Rule 54 of SEZ Rules, 2006 were also placed before the Approval Committee. The unit wise decision of UAC are indicated below:-

i) **M/s. Herbul Henna Export House** - The Approval Committee monitored the performance of the unit on the basis of APRs up to 2015-16 and noted achievement of positive NFE by the unit. The Approval Committee further observed that foreign exchange of Rs. 277.29 Lakhs is outstanding as per APR for the year 2015-16.

Shri Ved Prakash Gupta and Shri Satish Gupta, partners of the unit appeared before the Approval Committee. Shri Ved Prakash Gupta informed that all the pending foreign exchange have been realized within the prescribed time. He further informed that they have also submitted the documents as asked vide this office letter dated 26/09/2016 related to renewal of LOA.

The Approval Committee observed that the realization statement has not been certified by Chartered Accountant. The Approval Committee directed the promoters of the unit to submit a CA certified realization certificate for this office records. The Approval Committee also approved to renew the LOA of the unit for



next five years i.e. upto 01/11/2021.

- ii) **M/s. Sahasra Electronics Pvt. Ltd.** - The Committee monitored the performance of the unit on the basis of APRs up to 2014-15 and noted achievement of positive NFE by the unit.

6. **Proposal of M/s. AIR IT for setting up a unit in NSEZ.**

It was informed to the Approval Committee that the applicant has proposed to set up a new unit in NSEZ to undertake service activities viz Software Development Solutions & Mobile App Development with projected exports of Rs. 3033 Lakhs and the NFE of Rs. 2430 Lakhs over a period of five years.

It was also informed that the applicant is also a director in M/s. Openlabs Technologies & Consulting Pvt. Ltd. The said company is holder of LOA and was working from SDF No. L-12A, NSEZ. It was further informed that the said unit is in process of exit from SEZ scheme.

Shri Varun Kumar, proprietor appeared before the Approval Committee to explain the project. He informed that he has got experience of running various businesses including a technology business worth over 1 Million Dollar since 2010. He further informed that the proposed unit will employ approx. 270 employees during the course of five years.

The Approval Committee observed that the applicant has shown space requirement of 185.51 Sq. mtrs. for the proposed project, which is not feasible compared to employee strength. Shri Kumar informed that many of their employees will work at client site and also do the job on work from home basis. Hence, the space is not required for them. The Approval Committee informed Shri Varun Kumar that DOC has issued Instruction No. 85 regarding allowing of authorized employees of IT/ITES units in SEZ to Work from Home or Place outside the SEZ unit. However, export revenue of the resultant products/services should be accounted for by the SEZ unit and at no given point should work from home involve the export of services from outside the SEZ unit. The Approval Committee also informed that the necessary permission for allowing employees to work from home shall need to be taken by the unit. Shri Kumar assured that he will comply with all the guidelines and instruction in this regard.



The Approval Committee also observed that M/s. Openlabs Technologies & Consulting Pvt. Ltd. is defaulter in payment of lease rent and an amount of Rs. 2,55,885/- is outstanding against lease rent as on 30/09/2016. Shri Varun Kumar informed that there is a dispute between the directors of the said company due to which they have decided to close the unit in NSEZ. He assured to clear the entire outstanding lease rent and complete exit formalities in respect of M/s. Openlabs Technologies & Consulting Pvt. Ltd.

The Approval Committee, after due deliberations, approved the proposal of M/s. AIR IT for setting up a unit in Noida SEZ for Software Development Solutions & Mobile App Development. However LOA shall be issued only after clearance of outstanding lease rent against M/s. Openlabs Technologies & Consulting Pvt. Ltd.

7. Proposal of M/s. Vikas Ecotech Ltd. for setting up a unit in NSEZ.

It was informed to the Approval Committee that the applicant has proposed to set up a new unit in NSEZ to undertake manufacturing & export of Manufacturing of Methyl Tin Mercaptide (MTM) and PVC Compound with projected exports of Rs. 51544.79 Lakhs and the NFE of Rs. 26307.56 Lakhs over a period of five years.

Shri Ashutosh Verma, Director, Shri Sunil Dhaneja, VP and Shri Rajendra Agarwal, VP appeared before the Approval Committee for the meeting. Shri Verma informed that the company was incorporated in 1985 as a Non-Banking Finance Company and started trading & distribution of petrochemical and petrochemical products in 1998. The company started manufacturing activities in the year 2008 and has two units in Jammu and one in Rajasthan. He further informed that the proposed items of manufacture do not fall under SCOMET items.

The Approval Committee, after due deliberations, approved the proposal of M/s. Vikas Ecotech Ltd. for setting up a unit in Noida SEZ for manufacturing & export of Manufacturing of Methyl Tin Mercaptide (MTM) [ITC HS - 38123090] and PVC Compound [ITC HS-39042190] subject to compliance of SCOMET regulations, if item is a SCOMET item.



8. Request of M/s. Phoenix Lamps Ltd. for clubbing of their LOAs.

It was informed that M/s. Phoenix Lamps Ltd. has been issued two LOAs viz. (i) LOA No. 08/18/91-Proj dated 05/08/1991 at Plot No. 59-A,B,C and (ii) 02/06/2004-Proj/7179 dated 15/09/2004 at Plot No. 59-D,E,F, NSEZ. It was further informed that the company has now requested to grant them permission to merge both their LOAs into single LOA.

Shri Vijay Goel, Shri A.S. Negi and Shri Sanjeev Malik, Authorized representatives of the company appeared before the Approval Committee. Shri Malik informed that M/s. Phoenix Lamps Ltd. has been taken over by M/s. Suprajit Engineering Ltd. Now the new management wants to club both LOAs as due to separate LOAs, company is required to maintain separate books and comply separate compliances for both the units. It was also stated that had the units have been under the common LOA, this will enable the company and SEZ to monitor and ensure compliances more effectively.

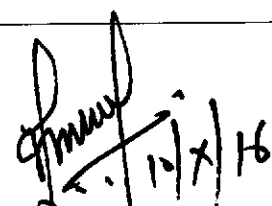
Shri Malik further requested that both the units avail no special incentive as on date; are under same management and carry the same manufacturing activities. Therefore approval may be granted for merging both LOAs into single LOA. Approval Committee gave an option to them to continue with existing system as one of their LOA is going to expire on 31/03/2017. In the meantime their proposal may be examined further.

The Approval Committee, after due deliberations, deferred the matter for its next meeting and directed the unit representatives to submit a detailed write up on the proposed merger.

Meeting ended with thanks to the Chair.


(S. S. Shukla)

Jt. Development Commissioner


(Dr. L. B. Singhal)

Development Commissioner