

NOIDA SPECIAL ECONOMIC ZONE

Minutes of 9th meeting (2013 Series) of Unit Approval Committee for Joint Monitoring of EOUs under the Chairmanship of Shri Jayant Misra, Development Commissioner, NSEZ held on 30.01.2013 at 11.30 AM at NSEZ.

9th meeting (2013 Series) of Unit Approval Committee (UAC) for joint monitoring of EOUs falling under jurisdiction of Central Excise Commissionerate, Meerut-II & Delhi-IV, held on 30.01.2013 under the Chairmanship of Shri Jayant Misra, Development Commissioner, Noida SEZ in the Office of the Development Commissioner, Noida-Dadri Road, Phase-II, Noida. List of officers participated in the meeting is enclosed at Annexure-I. The Chairman welcomed all participants of the UAC and thereafter joint monitoring of each unit was taken up.

9.1 (13): Joint monitoring of EOUs falling under jurisdiction of Central Excise Commissionerate, Meerut-II in terms of Appendix 14-I-G of HBP.

- 1. *M/s. Ansar Chemical:*** The Committee noted that LOP was issued to this unit on 02.11.2007 for manufacture and export of "Methanol". Unit has neither submitted Quarterly Progress Report (QPR) during the period of implementation, nor the unit surrendered LOP.

The Committee, therefore, directed that the jurisdictional Central Excise authorities may examine the matter and inform status of the unit during the period of validity of the LOP, along with a report on export, import, domestic procurement etc. Simultaneously, Income tax exemption for EOU availed by this unit may also be examined.
- 2. *M/s. Fine Organics:*** The Committee reviewed performance of the unit and noted that nature of the deemed export shown in the year 2010-11 & 2011-12 is not known.

The Committee desires that eligibility of these deemed export as well as the DTA sale done by the unit with the proper permission or intimation, as the case may be, to the Development Commissioner may be examined.
- 3. *M/s Infrago Industries Ltd.:*** The Committee noted that this unit is lying closed and the LOP expired on 31.03.2010. The Development Commissioner has not renewed the LOP further. Central Excise officers informed that a demand Central Excise duty amounting Rs 1.11 crore has been confirmed and the unit is in BIFR.

The Committee, therefore, directed the jurisdictional Central Excise authorities to send a copy of SCN and Order-in-Original, if any, issued to the unit.
- 4. *M/s. Neeru Enterprises (Unit-II):*** The Committee reviewed performance of the unit. It is informed that the Net Foreign Exchange (NFE) earning by the unit in the current block is under examination.

- 5. M/s. Quality Flavours Exports:** The Committee reviewed performance of the unit and found it satisfactory. The Central Excise officers informed that a demand of Central Excise duty against the unit has been confirmed. The Committee directed to send a copy of the Order-in-Original issued to the unit.
- 6. M/s. Radikal Overseas Pvt Ltd. :** The Committee reviewed performance of the unit and noted that the Development Commissioner have issued SCNs to the unit for irregular DTA sale, which are being adjudicated.
- 7. M/s. Teva API India Ltd. :** The Committee reviewed performance of the unit. It is noted that the unit is undertaking inter-unit transfer of manufactured goods. However, the acoountal of the same is to be clarified by the unit. Further, being the status holder, the prior intimations of DTA sale submitted by the unit, are to be reconciled after obtaining from the unit. A foreign exchange remittances of Rs. 122.94 lakhs shown pending in the year 2010-11 are to be examined for its realization through BRC.
- 8. M/s. Zakaria Shaid Industries:** The Committee noted that LOP was issued to the unit on 09.06.2000 for manufacture and export of "Handicrafts". Unit has neither submitted Quarterly progress report (QPR) during implementation, nor surrendered LOP. The Committee, therefore, directed that the jurisdictional Central Excise authorities may examine the matter and inform status of the unit during the period of the validity of the LOP along with a report on export, import, domestic procurement etc. Simultaneously, Income tax exemption for EOU availed by this unit may also be examined.

9.2 (13): Joint monitoring of EOUs falling under jurisdiction of Central Excise Commissionerate, Delhi-IV (Faridabad) in terms of Appendix 14-I-G of HBP.

1. **M/s. Agro Food Industries:** The Committee reviewed performance of the unit and found it satisfactory, except the APR for the year 2011-12 yet to be received from the unit, requiring necessary action under FTDR.
2. **M/s. Ajanta Offset and Packagings Ltd.:** The Committee reviewed performance of the unit and noted that the unit is engaged in Book printing. The clearances of the printed books by the unit under provisions of the para 6.9 (b) of the FTP, may be examined.
3. **M/s Exonex Leisuregar Pvt Ltd:** The Committee noted that the status of the unit is not known. The unit started production on 20.10.2001 and the LOP was valid upto 19.10.2006. The unit has neither obtained extension of the LOP, nor followed exit formalities from EOU scheme. The Central Excise informed that a demand of Central Excise duty for Rs. 22.69 lakhs has been confirmed against the unit.
Taking into account the above, the Committee directed that the jurisdictional Central Excise may examine the matter and inform status of the unit along with a report on export, import and duty free procurement etc. Further, the Committee directed that the Range officer may discuss the matter along with the file of the unit with NSEZ authorities, so that concerted action can be devised to safeguard the revenue and fulfillment of export obligation etc.
4. **M/s. Hennex India (Unit-II):** The Committee reviewed performance of the unit and found it satisfactory. However, the Committee desired that the jurisdictional Central Excise may inspect premises for the EOU operation in accordance with the approval granted in the LOP and send a report in this regard.
5. **M/s. Indian Armour Systems Pvt. Ltd.:** The Committee reviewed performance of the unit and noted that the APRs submitted by the unit are not correct, in as much as the unit has not shown value of raw materials, consumables etc in the specified columns and thus need to be revised immediately. Further, the Committee directed the unit to clarify nature of the deemed export done by them.
6. **M/s. Italian Motor Engines & Technologies:** The Committee reviewed performance of the unit and noted that the "in-principle" exit was allowed to the unit in 25.07.2012. "NOC" has been received from the Central Excise for considering final debonding from EOU scheme.

The Committee, however, desired examination of the exports by the unit in the year 2012-13, before grant of final debonding order.

- 7. M/s. Lakhani Medicare Pvt. Ltd.:** The Committee reviewed performance of the unit and noted that the “in-principle” exit permission was granted to the unit in 27.04.2012. It is noted that the unit has undertaken deemed export under para 6.9(b) of the FTP. The unit’s representative clarified that these deemed exports were to the SEZs.
The Committee, therefore, directed that the eligibility of deemed export may be examined in terms of the Foreign Trade Policy (FTP) and the pending foreign exchange remittances may also be examined as unit has left said column blank in the APRs.
- 8. M/s. Nutech Print Services:** The Committee reviewed performance of the unit and noted that this is a new unit engaged in Book printing.
- 9. M/s. Poly Medicure Ltd.:** The Committee reviewed performance of the unit and noted the exports in Rupee payment area (RPA). The unit’s representative clarified that these exports are through third party. Since, payment of such export received in rupee from the merchant exporter, they have shown it under RPA. The Committee felt that the exports in RPA are meant for such Countries, where exports are allowed under Rupee payment. The Committee, however, directed to examine it further.
- 10. M/s. Rollatantor Ltd.:** The Committee noted that the status of the unit is not known. The unit started production on 14.09.1998 and done substantial import of capital goods and raw materials. Certain reports on the status of the unit sought from Central Excise are pending.
The Committee, therefore, directed that the jurisdictional Central Excise authorities may examine the matter and inform status of the unit along with a report on exports, import etc., so that concerted action can be devised to safe guard the revenue.
- 11. M/s. S.M. Carapace Armor:** The Committee reviewed performance of the unit and noted that unit is engaged in manufacture of military stores. The unit started production on 29.03.2009. Unit’s representative expressed certain difficulties in respect of certain policy provisions and requested for suitable interventions. They stated that their exports are picking up. With respect to a pending foreign exchange remittance, the unit’s representative stated that they have already paid back the duties.
The Committee directed to examine the above aspects and keep watch on the performance of the unit
- 12. M/s. Thomson Press (I) Ltd.:** The Committee reviewed performance of the unit. Being the status holder, the prior intimations of DTA sale submitted by the unit are to be reconciled after obtaining from the unit. A foreign exchange remittance of Rs. 180 lakhs pending in the year 2007-08 is to be examined for its realization through BRC.

13. M/s. Vamani Overseas Pvt. Ltd. : The Committee reviewed performance of the unit and noted that the certain reports on reconciliation of data sought from the Central Excise are pending. Being the status holder, the prior intimations of DTA sale submitted by the unit are to be reconciled after obtaining from the unit.

Encl: annexure- I

Sd/-
(Development Commissioner)

Annexure- I**List of Participants**

1. Shri Jayant Misra, Development Commissioner , NSEZChairman.
2. Shri R.S.Chahal, Commissioner of Central Excise, Meerut-II.
3. Shri Neerav Mallick, Additional Commissioner of Central Excise, Commissionerate Delhi-IV (Faridabad).
4. Smt Mala Rangarajan, Dy. Development Commissioner, NSEZ, Noida
5. Shri D.P. Sharma, Assistant Commissioner, Central Excise, Rampur.
6. Shri Rohit Diwedi, Assistant Commissioner, Central Excise, Meerut-II.
7. Shri A.P. Singh, Supdt., Central Excise, Meerut-II.
8. Shri Rakesh Agarwal, Asstt. Development Commissioner, NSEZ
9. Shri S.K. Pundir, Inspector, Central Excise, Meerut-II.