

नौएडा विशेष आर्थिक क्षेत्र

दिनांक 10.03.2021 को ईओयू से सम्बंधित यूनिट अनुमोदन समिति की बैठक का कार्यवृत्त

Minutes of Meeting of Unit Approval Committee of EOUs held on 10.03.2021

NOIDA SPECIAL ECONOMIC ZONE

Minutes of the Approval Committee meeting in respect of 100% Export Oriented Units held under the chairmanship of Shri A. Bipin Menon, Zonal Development Commissioner, NSEZ at 12.00 Noon on 10.03.2021 through Video Conferencing.

The following members of the Approval Committee participated in the meeting through video conferencing:-

1. Shri Rajesh Kumar, Deputy Development Commissioner, NSEZ.
2. Shri Vinod Ahirvar, Deputy Commissioner (Customs), New Customs House, New Delhi.
3. Shri Ashok Kumar Bishnoi, Deputy Commissioner (Customs), New Customs House, New Delhi.
4. Shri Rakesh Kumar, FTDO, Office of the Additional DGFT, Central Licensing Authority, New Delhi.

Besides, during the Approval Committee meeting Shri H. K. Meena, Assistant Development Commissioner and Shri Subodh Kumar Jha, Officer on Special Duty (Official Language), NSEZ were also present to assist the Approval Committee. It was informed that the quorum is available and the meeting can proceed.

At the outset, the Chairman welcomed the participants. After brief introduction, each items included in the agenda were taken up for deliberation one by one. After detailed deliberations amongst the members of the Approval Committee as well as interaction with the applicants / units wherever required, the following decisions were taken:-

1. Ratification of the Minutes of the Approval Committee meeting held on 14.01.2021:-

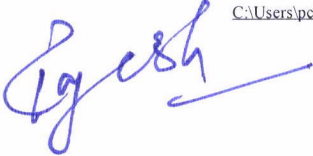
As no reference in respect of the decisions of the Approval Committee held on 14.01.2021 was received from any of the members of the Approval Committee or Trade, Minutes of the Meeting held on 14.01.2021 were unanimously ratified.

सिटी ऑफिस: स्टेट ट्रेडिंग कॉर्पोरेशन ऑफ इण्डिया लिमिटेड, चतुर्थ तल, जवाहर व्यापार भवन, टॉलस्टोय मार्ग, नई दिल्ली-110001.

दूरभाष जॉन कार्यालय: 0120-2567270; 3021444 से 46, / फैक्स 0120-2562314, 0120-2567276

सिटी ऑफिस टेलीफैक्स: 011-23701096; वेबसाइट: www.nsez.gov.in ; ई-मेल: <dc@nsez.gov.in>

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2. Proposal of Paras Impex for setting up a new 100%EOU at Ground Floor, 21, Zalim Mohalla, Tuglakabad Village, Delhi-110010.

2.1 It was informed to the Approval Committee that the said unit M/s Paras Impex has submitted an application for setting up a new 100%EOU at Ground Floor, 21, Zalim Mohalla, Tuglakabad Village, Delhi for manufacture and export of following items:-

- | | |
|---|----------|
| (i) BLACK PEPPER 575 MT (in five years) | 09041120 |
| (ii) CASHEW NUT 670 MT (in five years) | 08013100 |

The unit is proprietorship concern and the proprietor is Shri Paras Jain. Unit has submitted self-certified copy of Aadhar as Residence Proof of the Proprietor; self-certified copy of PAN and Income Tax Returns for the last three assessment years 2019-20, 2018-19 and 2017-18 in respect of the proprietor. The investment in plant and machinery is Rs.8.00 lakhs and proposed employment is 15 persons. Unit is registered with APEDA. As per para 6.06 of FTP 2015-2020, Agriculture units are exempted from investment criteria of Rs.1.00 crore.

2.2 The proprietor Shri Paras Jain is having more than 15 years of experience in trading of spices, dry fruits etc. and previously owned a traditional spice shop at Old Spice Market, Khari Baoli, Delhi and now wants to set up a 100%EOU for export of Black Pepper (Raw and grinded) and cashew nut. Unit is having RCMC from APEDA (Agricultural and Processed Food Products Export Development Authority); IEC Number; Udyog Aadhar from Ministry of MSME; and General Trade and Storage License from South Delhi Municipal Corporation.

2.3 There is sector-specific requirements for spices. As per S.No. (10) of Appendix 6B, spices (covered by Chapter 9 of the IFC (HS) Classification of export & import items (i) import of spices for export shall be permitted with or without payment of duties and/or taxes and compensation cess as provided under para 6.01(d)(ii) of FTP 2015-20 only for value

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addition purposes like crushing /grinding/ sterilization or for manufacture of oils and oleoresins and not for simple cleaning, grading, repacking etc.; (ii) A minimum value addition of 15% shall have to be fulfilled. In this connection, unit has submitted an undertaking to fulfil the said conditions.

2.4 Certain deficiencies have been observed in the application which were communicated to the unit vide letter dated 01.03.2021 and unit has submitted its reply only on the day of UAC meeting i.e. on 10.03.2021. Alongwith other deficiencies, following deficiencies were also communicated:-

- (a) It is observed that 09041120 is HS Code of 'Light Black Pepper'. As per Flow-Chart submitted for Black Pepper processing, it is mentioned that Unit shall import Black Pepper and processes of Cleaning, Grading, Grinding, Packaging also involved before exports. It is clear that Grinded Black Pepper will be exported and not 'Black Pepper'.
- (b) In the same way, ITC (HS) Code 08013100 is for 'Cashew Nuts – In Shell'. As per process flow-chart for Cashew Nut submitted, unit shall buy Cashew and process of cleaning and grading, re-packing involved before exports. It is clear that Cleaned Cashew Nuts will be exported by you and not 'Cashew Nuts – In shell'.
- (c) Revised ANF-6A was requested with Distinctive Name of the Items of Manufacture with Annual Capacity and Revised ITC HS Codes at S.No. (V) of ANF-6A and other columns. Details of raw materials with Distinctive Name and ITC HS Code were also requested.
- (d) There is no significant process involved to ascertain the process of 'manufacturing' for 'Cashew Nut'. As per para 6.00 of FTP, Trading units are not covered in EOU scheme. Detailed justification on processes involved is required in the light of definition of 'manufacture' as mentioned in para 9.31 of FTP.

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(e) It was advised to provide the copies of balance sheets for the last three years for the current business of the proprietor.

2.5 Unit's representative informed that they have submitted the requisite reply through email on 10.03.2021 and submitted revised ANF-6A with distinctive name and ITC (HS) Code of the proposed items of manufacture and export and also submitted separate list of raw materials with ITC (HS) Codes.

2.6 He further stated that they will domestically procure the Cashew Nuts and during first year, they will procure clean cashew nuts after sorting and re-packing, the same will be exported. From second year onwards, they will also procure Cashew Nuts in Shell and after processing, clean cashew nuts will be exported. Unit has stated the source of raw material (cashew nut) as Goa and the export destination as Dubai. Further, on being asked about addition of other value added products like salted cashews – Unit's representative has stated that they will look into the market for generating revenue.

2.7 The Committee desired the Unit to submit details of capital goods proposed for installation for processing of raw cashew and detailed manufacturing process of cashew and black pepper. Unit stated that they will submit the details of the capital goods for processing of cashew and other things at the earliest.

2.8 The committee observed that there is no manufacturing activity involved in re-packing of Cashewnuts and also there is no value addition.

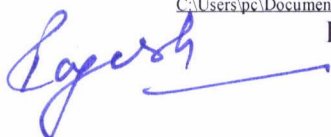
2.9 Unit's proprietor Shri Paras Jain has informed that he was a partner in a firm namely 'Chander Catering Company' for the last 20 years. The Committee advised to provide copies of ITR / Balance Sheets for the last three years of the said firm.

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2.10 The representative of Customs informed to the Committee that their officers have visited the unit and within a week-time, they will forward the site inspection report to this office.

2.11 After due deliberations, the committee unanimously approved the proposal for manufacture and export of 'Grinded Black Pepper' [HS Code 09041200] only. Proposal for export of Cashew Nuts has been deferred as there is no value addition shown by the Unit. The same may be considered on receipt of details of plants and machinery and detailed manufacturing process involved for cashew nuts from the Unit. The proposal for manufacture and export of 'Grinded Black Pepper' approved, subject to submission of list of capital goods, receipt of positive site inspection report from jurisdictional Customs and subject to condition that DTA sale of the product will not be permitted to the Unit. Sector-specific requirements for EOUs for manufacture of spices as mentioned in the Appendix 6B of Handbook of Procedures 2015-2020 and other conditions of Foreign Trade Policy 2015-2020 will be strictly followed by the unit.

3. Proposal of Repro India Limited for extension of time for submission of copy of registered sub-lease deed of 600 sq.ft. of proposed location of the unit.

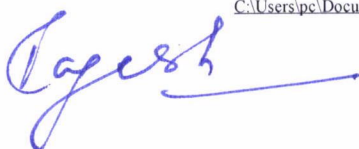
3.1 Proposal of Repro India Limited for setting up of a 100%EOU at Khasra No. 13/9, 22, 17/1/1, Village Malpura, Mau Road, Tehsil Daharuhera, Rewari, Haryana-123110 (area 600 sq.ft.) for manufacture and export of Trade Books, Education Books, Children Books and Magazines was approved by UAC in its meeting dated 07.09.2020. The Committee also directed the unit to submit the duly registered revised sub-lease deed of the said location prior to execution of LUT with this office.

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3.2 As per para 6.01(h) of HBP 2015-2020, *“EOUs shall have separate earmarked premises for separate LoP. Similarly, EOUs may be approved on leased premises provided lease has been obtained from Government Department / Undertaking / Agency. However, in case lease is obtained from private parties, it shall have a validity period of five years from date of LUT and DC shall satisfy himself of genuine nature of lease”.*

3.3 Further, on unit's request, the UAC in its meeting dated 02.11.2020, accepted the request of the unit and allowed the unit to execute LUT and to comply with other formalities to run the unit. The Committee also granted time till 31st Dec 2020 to the unit for submitting the registered sub-lease deed. As per record, the Unit has also commenced production w.e.f. 01.12.2020.

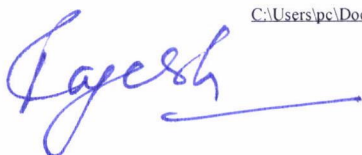
3.4 Vide letter dated 27.01.2021, unit has once again represented the matter and expressed inability to submit the Registered copy of Sub-Lease Deed and stated that the server in the Registrar office at Dharuhera (Haryana) where the sub-lease is to be registered is down. They are following up with the Sub-Registrar office in Dharuhara (Haryana) but the situation has not improved so far. In support, unit has submitted copy of letter dated 14.01.2021 from Dharuhera Registrar Office to Zila Suchana Adhikari Rewari (जिला सूचना अधिकारी रेवाड़ी) wherein they have requested to put the server system in order on priority basis so that the work of registration of properties / sub-lease may start. Further, unit requested to further extend the date for submission of the registered Sub-lease Deed till 31.03.2021.

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3.5 As the condition of submission of registered lease deed for the proposed location upto 31.12.2020 imposed by the Approval Committee in its meeting held on 02.11.2020, the relaxation as requested by the unit, can only be considered by the Approval Committee.

3.6 Unit's representative appeared before the Committee through video conferencing and informed that they had a meeting in the office of Tehsildar, Tehsil Daharuhera on 09.03.2021 to know the facts about the registration of their said location situated in Village Malpura and they were informed that within a week or two, the online registration system shall be restored. However, unit has stated that every time, they have received the same reply from Tehsildar office and requested to extend the time for submission of registered copy of sub-lease deed beyond 31.03.2021.

3.7 The Committee noted that the reason(s) for non-submission of copy of Registered Sub-lease deed is beyond control of the unit and hence after due deliberations, unanimously decided to accept the request of the unit and allowed the unit to submit copy of Registered Sub-lease Deed by next Unit Approval Committee meeting.

4. Ratification of proposal for setting up of 100% EOU at Ground Floor, Plot No. 2269-2271, Food Park, Industrial Estate, HSIIDC, Phase-II, RAI, (District Sonapat) Haryana, for manufacture and export of Ready to Eat Food (Curries and Rice) by M/s Bikanervala Foods Private Limited.

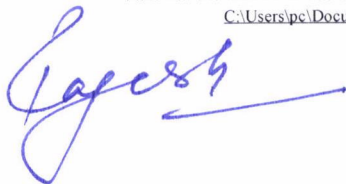
4.1 M/s Bikanervala Foods Private Limited having its Registered Office at Plot No. 2269-2271, Food Park, Industrial Estate, HSSIIDC, Phase-II, RAI, Haryana (in District Sonapat)

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applied conversion of existing DTA unit into 100%EOU at Ground Floor, Plot No. 2269-2271, Food Park, Industrial Estate, HSSIDC, Phase-II, RAI, District Sonapat, Haryana, for manufacture and export of Sweets and Chips.

4.2 Unit's proposal was placed before the UAC meeting held on 17.12.2020. After deliberations, the Approval Committee decided to approve "In Principle" the proposal for conversion of existing DTA unit into 100%EOU by Bikanervala Foods Private Limited at Ground Floor, Plot No. 2269 to 2271, Food Park, Industrial Estate, HSIIDC, Phase-II, RAI (District Sonapat) Haryana, subject to receipt of re-inspection report of the premises from the jurisdictional Customs authorities with their specific recommendation.

4.3 Vide letter F.NO. VIII(SB)10/Cus.Prev/EPC-Rohtak/Bikanervala/ 98/2020/7541 dated-01-2021 received on 02.02.2021, the Deputy Commissioner of Customs (EPC Rohtak) forwarded its report that proposed premise was physically verified on 22.01.2021 and it is found that the DTA unit and the proposed 100%EOU premises were effectively separate.

4.4 As the unit fulfilled the condition to issue Letter of Permission (LOP) to the unit, it was decided to issue the LOP and to inform the UAC. Accordingly, LOP was issued on dated 12.02.2021.

4.5 The Approval Committee noted the issuance of Letter of Permission to M/s Bikanervala Foods Private Limited.

5. Re-consideration of proposal of Enhancement of production capacity, Broad banding of LOP and enhancement in the limit of imported capital goods and revision of foreign exchange balance sheet for the current block.

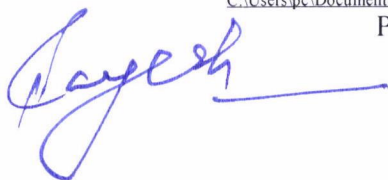
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5.1 M/s Meneta Automotive Components Pvt. Ltd. follows requests vide letter dated 19.11.2020, was placed before the Unit Approval Committee meeting held on 14.01.2021

- (i) Broad banding by inclusion of **Brake Shoe (Naked Shoe)** with ITC (HS) Code 8708 3000 with maximum annual capacity of 16,00,000 pcs annually, for manufacture and export.
- (ii) Enhancement of existing production capacity of some of their finished products in following manner:-

Sr. No	Description of the Goods	Current Capacity	Proposed Capacity
1	Anti-Noise Shim	16 Crore Pcs	21 Crore Pcs
2	Back Plate	14 Crore Pcs	20 Crore Pcs
3	Accessory	4 Crore Pcs	4 Crore Pcs
4	Window Component	1 Crore Pcs	1 Crore Pcs
5	Suspension systems other parts and Accessories (Including shock absorbers):-	10 lacs Pcs	10 lacs Pcs
6	Coated Steel (Mother Coil With Glue	1560000 Sqm	1560000 Sqm
7	Coated Steel (Glued Slited Coil	1560000 Sqm	1560000 Sqm

- (iii) Enhancement in the limit of imported capital goods and revision of foreign exchange balance sheet for the current block in following manner:-

(Rs. in Lakhs)

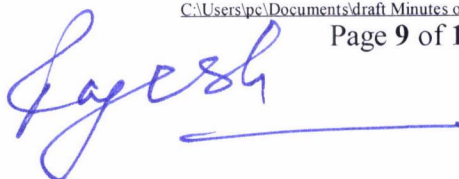
S.No.	Description	Current projection	Revised projection
1.	FOB value of exports in five years	157554.50	161076.50
2.	Foreign exchange outgo on:		
	Import of machinery	4418.50	5,438.75
	Import of raw material and components	66206.21	70,596.21
	Import of Spares and consumables	3020.00	3,064.00

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सिटी ऑफिस टेलीफैक्स: 011-23701096; वेबसाइट: www.nsez.gov.in; ई-मेल: <dc@nsez.gov.in>

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नौएडा विशेष आर्थिक क्षेत्र

दिनांक 10.03.2021 को ईओयू से सम्बंधित यूनिट अनुमोदन समिति की बैठक का कार्यवृत्त

Minutes of Meeting of Unit Approval Committee of EOUs held on 10.03.2021

	Royalty	Nil	Nil
	Sales Business Promotion	Nil	Nil
	Design and drawing fee	Nil	Nil
	Payment of foreign Technicians	90.00	90.00
	Commission on export etc.	Nil	Nil
	Foreign Travel	602.00	748.00
	Any other payment (Repair & Maint)	Nil	Nil
	TOTAL :	74336.71	79936.96
3.	NFE earnings in five years	83217.79	81139.54

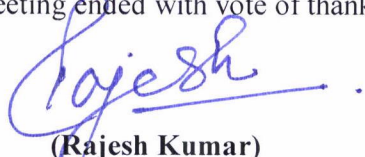
5.2 The above proposal was approved by the UAC subject to receipt of physical verification report from jurisdictional Customs authority.

5.3 Since the report from the Customs was awaited and the unit requesting for issue of the letter conveying UAC approval, it was placed before the Unit Approval Committee.

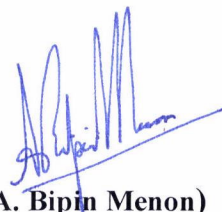
5.4 It was informed to the Committee by the representative of Customs that as per minutes of UAC meeting held on 14.01.2021, the physical verification of the unit has been done by them and they are satisfied with physical verification and also forwarded their verification report to this office.

5.5 After due deliberations, the committee unanimously approved the proposals mentioned at para 5.1 above.

The meeting ended with vote of thanks to the Chair.



(Rajesh Kumar)
Deputy Development Commissioner



(A. Bipin Menon)
Development Commissioner

सिटी ऑफिस: स्टेट ट्रेडिंग कॉर्पोरेशन ऑफ़ इण्डिया लिमिटेड, चतुर्थ तल, जवाहर व्यापार भवन, टॉलस्टॉय मार्ग, नई दिल्ली-110001.

दूरभाष जोन कार्यालय: 0120-2567270; 3021444 से 46, / फ़ैक्स 0120-2562314, 0120-2567276

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