

भारत सरकार
वाणिज्य एवं उद्योग मंत्रालय
वाणिज्य विभाग
विकास आयुक्त का कार्यालय
नोएडा विशेष आर्थिक क्षेत्र

नोएडा-दादरी रोड, फेज-2, नोएडा - 201305 (उत्तर प्रदेश)
दूरभाष (जोन कार्यालय): 0120 - 2567268-70 (3 लाइनें), फैक्स: 2562314, 2567276
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फा०सं०.10/06/2022-SEZ/

दिनांक : 09/09/2022

सेवा में,

(ई मेल के माध्यम से)

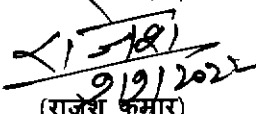
1. निदेशक, वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली- 110001।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग, इंद्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली - 110002।
3. आयुक्त, सीमा शुल्क, नोएडा सीमा शुल्क आयुक्तालय, इनलैंड कंटेनर डिपो, तिलपता, दादरी, गौतम बुध नगर, उत्तर प्रदेश - 201306.
4. प्रधान आयुक्त, आयकर, प्लॉट सं- ए-2 डी, आयकर भवन, सेक्टर - 24, नोएडा।
5. उपसचिव आई एफ - 1, बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
6. मुख्य कार्यकारी अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नोएडा (उत्तर प्रदेश)।
7. मुख्य कार्यकारी अधिकारी, ग्रेटर नोएडा औद्योगिक विकास प्राधिकरण, प्लॉट नं 01, नॉलेज पार्क -4, ग्रेटर नोएडा, गौतम बुद्ध नगर, (उत्तर प्रदेश)।
8. महाप्रबंधक, जिला उद्योग केंद्र, कलेक्ट्रेट के पास, सूरजपुर, ग्रेटर नोएडा (उत्तर प्रदेश)।
9. उपाध्यक्ष, बुलन्दशहर खुर्जा विकास प्राधिकरण, ओल्ड जी टी रोड, श्री आनंद वाटिका कॉलोनी, खुर्जा- 203131
10. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता।

विषय: नोएडा, ग्रेटर नोएडा और खुर्जा में स्थित निजी विशेष आर्थिक क्षेत्रों के संबंध में श्री ए० बिपिन मेनन, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में अनुमोदन समिति की दिनांक 01/09/2022 को पूर्वाह्न 11:15 बजे आयोजित बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,

उपरोक्त विषय के सन्दर्भ में नोएडा, ग्रेटर नोएडा और खुर्जा में स्थित निजी विशेष आर्थिक क्षेत्रों के संबंध में श्री ए० बिपिन मेनन, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में अनुमोदन समिति की 01/09/2022 को पूर्वाह्न 11:15 बजे आयोजित बैठक का कार्यवृत्त संलग्न है।

संलग्नक : उपरोक्त

भवदीय,

(राजेश कुमार)
उप विकास आयुक्त

प्रतिलिपि:-

1. सम्बंधित निर्दिष्ट अधिकारी।
2. सहायक विकास आयुक्त (प्रशासन) - कार्यवृत्त की एक प्रति हिंदी अनुवाद हेतु संलग्न है।

NOIDA SPECIAL ECONOMIC ZONE

Minutes of the Approval Committee meeting in respect of private SEZs located in Noida, Greater Noida & Khurja held under the Chairmanship of Shri A. Bipin Menon, Development Commissioner, NSEZ at 11:15 AM on 01.09.2022.

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

- i. Shri Rajesh Kumar, DDC, NSEZ.
- ii. Shri Sunil Kumar, Supdt. (Customs), Noida.
- iii. Ms. Pompi Das, Asstt. Commissioner of Industries, DIC, Noida
- iv. Shri Chaman Lal, Asstt. DGFT, O/o DGFT, CLA, New Delhi.
- v. Mr. Deepak Kumar, Income Tax Officer, Noida.

- Besides, during the meeting i) Shri Amit Gupta, Specified Officer, ii) Shri Prakash Chand Upadhyay, ADC, iii) Shri Rajendra Mohan Kashyap, Steno Gr-II and iv) Shri Anuj Dixit, UDC, ~~and~~ were also present to assist the Approval Committee. It was informed that the quorum was available and the meeting could proceed.
- At the outset, the Chairman welcomed the participants. After a brief introduction, the items of the agenda were taken up sequentially. After detailed deliberations amongst Approval Committee members as well as interaction with applicants / representatives of the developers / units, wherever required, the following decisions were taken:-

1. Ratification of the Minutes of the Approval Committee meeting held on 04.08.2022:-

As no reference in respect of the decisions of the Approval Committee held on 04.08.2022 was received from any of the members of the Approval Committee or trade, Minutes of the Meeting held on 04.08.2022 were unanimously ratified.

Item No.2: Proposals for setting up of new unit.

2.1.: M/s. Margo Impex Private Limited

2.1.1. M/s. Margo Impex Private Limited has submitted application for setting up a unit in Arshiya Northern FTWZ Ltd. Free Trade and Warehousing Zone at Village Ibrahimpur, Junaidpur urf Maujpur, Distt- Bulandshahr (U.P.). The units was to undertake "Warehousing, Trading with or without labeling, packing or re-packing without any processing, Assembly of Completely Knocked Down or Semi Knocked Down kits for the items as per list attached excepting for those 'Restricted' & Prohibited' for imports and exports. The applicant had attached a list of 73 Nos. of 4 digit HS Codes with item description. The applicant projected exports was Rs.419.49 lakhs with cumulative NFE of Rs.121.53 lakhs over a period of five years. The applicant submitted a copy of letter of consent for space admeasuring 185.80 Sqmt (2000 Sqft) in Arshiya FTWZ, issued by FTWZ Developer vide letter dated 08.08.2022.

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2.1.2. Following shortcomings have been observed in the application in the first instance:-

- i. In project report, the application had proposed service activities as '**Segregation, Mixing, Cutting, Polishing, blending etc.**', which are not covered under Rule 18(5) of SEZ Rules, 2006.
- ii. Personal profile / Background of the Director Ms. Nusrat Imran not submitted.
- iii. Source of Investment has been mentioned as 'Internal accruals', whereas company has incorporated in April, 2022. Hence, applicant needs to submit copies of last 3 years Income Tax Returns of both the directors.
- iv. The 4 Digit HS Code proposed by the applicant are examined and following have been observed:-
 1. Under 0801- HSN 08011100/3210/3220 are 'Prohibited' for import.
 2. Under 0802- HSN 08028010/8020/8030/8090 are 'Prohibited' for import.
 3. Under 2942- Export 'Restricted' for HSN 29420090.
 4. Under 3907- Import of HSN 39076110/6930 are 'Prohibited'.
 5. Under 3926 - Export of HSN 39269099 is 'Restricted'. Export of HSN 39269000 is 'Prohibited'.
 6. Under 4011- Import of HSN 40111010/1090/2010/2090/4010/4020/4090 /5000/5010/5090 are 'Restricted'.
 7. Under 8528 - Import of HSN 85287211/7212/7213/7214/7215/7216 /7217/7218/7219 are 'Restricted'.
 8. Under 8708 - Export of HSN 87081090/2900/4000/5000/7000/8000/ 9100/9200/9300/9400/9900 are 'Restricted'.

2.1.3. Ms. Nusrat Imran, Director & Mr. Fuzail Ahmad, Chartered Accountant of M/s. Margo Impex Private Limited joined the meeting through video conferencing and explained the proposal. Besides, Shri Roshan Lal, Sr. Manager of M/s. Arshiya Northern FTWZ Ltd., Developer also joined the meeting. The representatives informed that they have an existing DTA unit namely M/s. Goodluck Metals in Moradabad. The turnover of the said unit is more than Rs. 2 crores during last 3 years. On being asked by the Committee, the representatives informed that 1st year operational cost shall be approx. Rs.15 lakhs which shall be met from own funds and unsecured loan from relatives. They further informed that presently they have order of Betel Nut for which cutting & packing activities will be done in FTWZ.

2.1.4. After due deliberations, the Approval Committee unanimously granted in-principle approval for setting up of unit to undertake authorized activities strictly in accordance with Rule 18(5) of SEZ Rules, 2006 read with Instruction No. 49 dated 10.03.2010 (as per the proposed list of items except HS 2103, 2106, 2202, 2203, 2204, 2208, 2209, 4008, 4011, 4013, 4014, as well as excluding products 'Restricted' & 'Prohibited' for imports and exports. The approval is also subject to the verification of antecedents of M/s. Goodluck Metals at Moradabad and submission of the following:-

- i. Financial & technical statement, in the format to be provided.



- ii. Details of existing business along with copy of GST Registration of M/s. Goodluck Metals.

The approval is subject to the following terms & conditions:-

- i. No export / import of any items under the "Prohibited/Restricted" items/Negative list under Import and Export policy given in latest ITC(HS) Classification or any other law and/or covered under SCOMET list as per DGFT Notifications / Public Notice / Instructions issued from time-to-time.
- ii. The scope of authorized operations of the unit will be strictly as per Rule 18(5) of SEZ Rules, 2006 read with Instruction No. 49 datd 10.03.2010.
- iii. Import of items under HS Code 0801, 0802 & 0804 shall be for 100% Export and no DTA sale of these items will be allowed.
- iv. Any sale in DTA shall be only in convertible foreign currency in terms of proviso to Rule 18(5) of SEZ Rules, 2006.
- v. Port restrictions as per DGFT Notifications / Public Notice / Instructions issued from time-to-time, shall be applicable.
- vi. The unit shall obtain necessary 'NOC' from the concerned departments, whenever required as per Import Policy of DGFT or excise policy of the State Government.

2.2: M/s. Divis Fashion Imports.

2.2.1. M/s. Divis Fashion Imports has submitted an application for setting up a unit in Arshiya Northern FTWZ Ltd. Free Trade and Warehousing Zone at Village Ibrahimpur, Junaaidpur urf Maujpur, District Bulandshahr (U.P.). The unit is to undertake "Warehousing, Trading with or without labeling, packing or re-packing without any processing, Assembly of Completely Knocked Down or Semi Knocked Down kits for the items as per list attached barring those that were 'Restricted' & Prohibited' for imports and exports. The applicant has attached a list of 101 Nos. of 4 digit HS Codes with item description. The applicant projected exports was Rs.302.90 lakhs while the cumulative NFE is Rs.58.14 lakhs over a period of five years. The applicant submitted a copy of letter of consent for allotment of 100 Pallets (equivalent to 120.77 Sqmt) in Arshiya FTWZ, issued by FTWZ Developer vide letter dated 08.08.2022.

2.2.2. The following shortcomings were observed in the application in the first instance:-

- i. In project report, the application has proposed service activities as ***Segregation, Mixing, Cutting, Polishing, blending etc.***, which are not covered under Rule 18(5) of SEZ Rules, 2006.
 - ii. Personal profile / Background & work experience of proprietor Mr. Ajay Kumar not submitted.
 - iii. The 4 Digit HS Code proposed by the applicant are examined and following has been observed:-
1. Under 0802- Import of HSN 08028010/8020/8030/8090 are 'Prohibited'.

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2. Under 3907- Import of HSN 39076100/6930 are 'Prohibited'.
3. Under 3926 - Export of HSN 39269099 is 'Restricted'. Export of HSN 39269000 is 'Prohibited'.
4. HSN 6403 & 6702 are repeated at Sl. No. 62,63 & 65, 66, respectively.
5. Under 8529 - Import of HSN 85291011/1021/1091/9010 are 'Restricted'.
6. Under 8543 - Entire HSN 8543 are 'Prohibited' for Export. Besides, import of HSN 85434000 is 'Prohibited'.
7. Under 8708 - Export of HSN 87081090/2900/4000/5000/7000/8000/9100/9200/9300/9400/9900 are 'Restricted'.
8. Under 8714 - Export of HSN 87141010/1090/9100/9290/9390/9590/9990 are 'Restricted'.

2.2.3. Mr. Ajay Kumar, Proprietor of M/s. Divis Fashion Imports joined the meeting through video conferencing and explained the proposal. Besides, Shri Roshan Lal, Sr. Manager of M/s Arshiya Northern FTWZ Ltd, Developer was also joined the meeting. Mr. Ajay Kumar informed that he has approx. 12-14 years' experience of import of Handbags, Footwear, Readymade Garments etc. On being asked by the Committee, the representatives informed that 1st year operational cost shall be approx. Rs.50 lakhs which shall be met from own funds.

2.1.4. After due deliberations, the Approval Committee unanimously granted in-principle approval for setting up of unit to undertake authorised activities strictly in accordance with Rule 18(5) of SEZ Rules, 2006 read with Instruction No. 49 dated 10.03.2010 (as per the proposed list of items except HSN 0802, 1107, 1805, 2002, 2005, 2103, 2106, 2202, 2203, 2204, 2208, 2209 and 2843) as also excluding those items 'Restricted' & 'Prohibited' for imports and exports. The approval is also subject to the inspection of registered office including verification of antecedents of the applicant and submission of financial & technical statement, in the format to be provided.

The approval is subject to the following terms & conditions:-

- i. No export / import of any items will be allowed, which comes under "Prohibited/Restricted" items/Negative list of the Exports and Import policy given in latest ITC(HS) Classification or any other law and/or covered under SCOMET list as per DGFT Notifications / Public Notice / Instructions issued from time-to-time.
- ii. The scope of authorized operations of the unit will be strictly as per Rule 18(5) of SEZ Rules, 2006 read with Instruction No. 49 dated 10.03.2010.
- iii. Any sale in DTA shall be only in convertible foreign currency in terms of proviso to Rule 18(5) of SEZ Rules, 2006.
- iv. Port restrictions as per DGFT Notifications / Public Notice / Instructions issued from time-to-time, shall be applicable.
- v. The unit shall obtain necessary 'NOC' from the concerned departments, whenever required as per Import Policy of DGFT or excise policy of the State Government.

Item No. 3. Proposals for enhancement in the value of capital goods / services:-

Agree

3.1. M/s. HCL Technologies Ltd. (Unit-V)

3.1.1. M/s. HCL Technologies Ltd. (Unit-V) has applied for enhancement in the value of imported capital goods and revision in forex outgo / NFE projections of its unit located in the HCL Technologies Ltd. IT/ITES at SEZ Plot No. 3A, 3B & 2C, Sector- 126, Noida (U.P). The details of existing & revised projections are as under:-

(Rs. in lakhs)

Particulars	Existing projections	Revised projections
Projected FOB value of exports	417179.89	417179.89
Foreign Exchange outgo	35556.85	36556.85
NFE Earnings	381623.04	380623.04
Imported Capital Goods	8317.50	9317.50
Indigenous Capital Goods	1500.00	1500.00
Imported input services	19498.88	19498.88
Indigenous input services	25394.23	25394.23
Imported raw materials / components / consumables etc.	414.38	414.38
Indigenous raw materials / components / consumables etc.	41.44	41.44
Employment generation	6477 Nos.	6477 Nos.

3.1.2. Shri D.K. Sharma, Associate Director of M/s. HCL Technologies Ltd. joined the meeting through video conferencing and explained the proposal.

3.1.3. After due deliberations, the Approval Committee unanimously approved the proposal.

Item No. 4 . Proposals for inclusion of additional authorized operations in LOA of the unit.

4.1. M/s. Arshiya 3PL Services Ltd.

4.1.1. M/s. Arshiya 3PL Services Ltd. has submitted a proposal for inclusion of following items with HS / Exim Codes, in the LOA dated 30.10.2018 of its unit located in the Arshiya Northern FTWZ Ltd. Free Trade and Warehousing Zone at Village-Ibrahimpur, Junaidpur urf Maujpur, Khurja, District- Bulandshahr (U.P.):

Sl. No.	ITC(HS) / Exim Code proposed by the unit	Item description	DGFT Import / Export Policy
1.	7311	Containers for compressed or liquified gas, of iron or steel.	-



	73110010	Liquefied petroleum gas (LPG) cylinder	Import is Free with the condition at LPG containers for automotive must conform to IS 14899, and low carbon steel gas cylinder containing 5 litre water capacity for pressure liquefiable gases Part 1 Cylinders for liquefied petroleum (LPG) must conform to IS 3196
	73110020	Low pressure cylinder (working pressure up to 35.2 kg/sq.cm other than LPG).	Import is Free with the condition at Welded low carbon steel cylinders exceeding 5 litre Water capacity for low pressure liquefiable gases Part 2 Cylinders for toxic and corrosive gases must conform to IS 3196 (Pt 2) and Welded low carbon steel cylinder exceeding 5-litre water capacity for low pressure liquefiable gases Part 2 Cylinders for liquefiable gases other than LPG must conform to IS 3196(Pt 2)
	73110030	High pressure cylinder (working pressure exceeding 35.2 kg/sq.cm)	Import is Free with the condition at Welded low carbon steel gas cylinder for low pressure liquefiable gases not exceeding 5 litre water capacity must conform to IS 714 Refillable Seamless steel gas cylinders Part 1 Normalized steel cylinders must conform to IS 7285 (Part 1)
	73110090	Other	Import is Free with the condition at Welded and seamless dissolved acetylene gas cylinder must conform to IS 7312.
2.	8410	Hydraulic turbines, water wheels, and regulators therefor.	-
	84101100	Hydraulic turbines and water wheels : -- Of a power not exceeding 1,000 kW	Import & Export - Free
	84101210	Of power exceeding 1000 Kw but not exceeding 5000 Kw	Import & Export - Free
	84101220	Of power exceeding 5000 Kw but not exceeding 10000 Kw.	Import & Export - Free
	84101310	Of power exceeding 10000 Kw but not exceeding 30000 Kw	Import & Export - Free
	84101320	Of power exceeding 30000 Kw but not exceeding 80000 Kw	Import & Export - Free
	84101390	Of power exceeding 80000 Kw	Import & Export - Free
	84109000	Parts, including regulators	Import & Export - Free
3.	8412	Other Engines and Motors	
	84121000	Reaction engines other than turbo-jets	Import & Export - Free

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	84122100	Hydraulic power engines and motors : -- Linear acting (cylinders)	Import & Export - Free
	84122910	Hydrojet (hydraulic jet engines)	Import & Export - Free
	84122990	Other	Import & Export - Free
	84123100	Pneumatic power engines and motors : - - Linear acting (cylinders)	Import & Export - Free
	84123900	Pneumatic power engines and motors : - - Other	Import & Export - Free
	84128011	Steam or other vapour power: ---- Stationary	Import & Export - Free
	84128019	Steam or other vapour power: -Other	Import & Export - Free
	84128020	Steam or other vapour power: ---- Motors, spring operated excluding clock and watch movements	Import & Export - Free
	84128030	Steam or other vapour power: -Wind turbine or engine	Import & Export - Free
	84128090	Steam or other vapour power: - Other.	Import & Export - Free
	84129010	Of steam engines incorporating boilers.	Import & Export - Free
	84129020	Of other steam engines and other vapour power units not incorporating boilers	Import & Export - Free
	84129030	Of hydraulic engines and motors	Import & Export - Free
	84129090	Other	Import & Export - Free
4.	9019	Mechano-therapy appliances; massage apparatus; psychological aptitude testing apparatus; ozone therapy, oxygen therapy, aerosol therapy, artificial respiration or other therapeutic respiration apparatus.	
	90191010	Mechano-therapy appliances	Import & Export - Free
	90191020	Massage apparatus	Import & Export - Free
	90191090	Other	Import & Export - Free
	90192010	Oxygen therapy apparatus	Import & Export - Free
	90192090	Other	Import & Export - Free

4.1.2. Shri Roshan Lal, Sr. Manager of M/s Arshiya 3PL Services Ltd. and Mr. Vipin Kaushik- Sr. Manager Operation of Shaurya Aeronautics Pvt. Ltd. joined the meeting through video conferencing and explained the proposal.

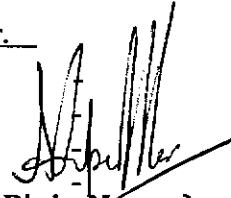
4.1.3. After due deliberations, the Approval Committee unanimously granted in-principle approval for inclusion of HS Code 8410, 8412 & 9019. The Committee directed to write a letter to other FTWZs regarding procedures being followed by them in respect of items under HS Code 8410 & 8412. The Committee further directed to obtain copies of Certificates under Cylinder Act in respect of items under HS Code 7311. The Committee empowered the administrative authority to take decision on the matter on file in respect of items under HS Code 8410, 8412 & 7311.

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



(Rajesh Kumar)
Dy. Development Commissioner



(A. Bipin Menon)
Development Commissioner