

Noida Special Economic Zone

(Minutes of Meeting of Approval Committee of Noida SEZ held on 29/01/2015)

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The meeting of the Approval Committee of Noida SEZ was held at 11:30 AM on 29/01/2015 in the Conference Hall of NSEZ, Noida. The meeting was chaired by Shri Sumeet Jerath, Development Commissioner, Noida SEZ. Following members were present:

- 1 Shri Amiya Chandra, Joint DGFT, Delhi.
- 2 Shri Bharat Bhushan Garg, Joint Commissioner, Income Tax Deptt., Noida.
- 3 Shri Rohit Dwivedi, Dy. Commissioner, Customs, Noida Commissionerate.
- 4 Shri G.P. Singh, Asstt. Manager, DIC. Noida (Rep. of Principal Secretary, Industry, Govt. of UP.)

Besides, Shri Rakesh Kumar, Dy. Development Commissioner, NSEZ, Shri K. Bhattacharjee, Specified Officer, NSEZ, Shri R.P. Verma, Asstt. Development Commissioner, NSEZ, Shri A.K. Sharma, J.E., U.P.P.C.B. Noida, Shri Anil Kumar Sharma, SDO, UPPCL, Smt. Bimla Singh, A.T.P., Noida and Smt. Renu Aggarwal, Planning Assistant, Noida Authority also attended the meeting.

Chairman welcomed all members and consented to the agenda being placed before the Approval Committee. The issues discussed and the decisions are as below:-

GIST OF THE MEETING:

Ratification of Minutes of last meeting of the Approval Committee:

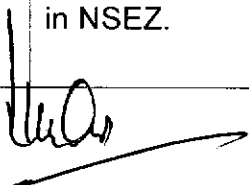
The Approval Committee ratified the minutes of the last meeting held on 25/11/2014.

Decisions on Proposals:

1. Application of M/s. JMD Overseas for setting up a unit in NSEZ.

The Approval Committee discussed the agenda and the clarification received from the DOC vide letter dated 12.01.2015. The Committee noted that the DOC has clarified that the proposal of M/s. JMD Overseas and others for setting up Gems & Jewellery unit in NSEZ may be considered in view of provisions laid down under SEZ Act/Rules and guidelines issued vide DOC's Circular No. D.12/4/2013-SEZ dated 31.12.2013.

Hence, the Committee approved the proposal of M/s. JMD Overseas for setting up a unit in NSEZ.

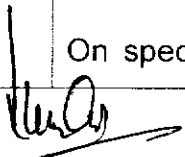


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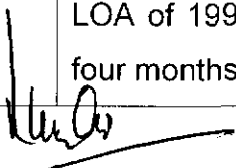
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2.	<p>Application of M/s. Shree Raj Mahal Jewellers Ltd. for setting up a unit in NSEZ.</p> <p>Since no-one from the applicant company turned up for the meeting, the Committee decided to <u>defer</u> the proposal for its next meeting.</p>
3.	<p>Application of M/s. Classic Jewellers for setting up a unit in NSEZ.</p> <p>After due deliberations, the Committee <u>approved</u> the proposal of M/s. Classic Jewellers for setting up a unit in NSEZ in view of DOC letter dated 12/01/2015 and Circular No. D.12/4/2013-SEZ dated 31.12.2013.</p>
4.	<p>Application of M/s. Daiwik Exports for setting up a unit in NSEZ.</p> <p>After due deliberations, the Committee <u>approved</u> the proposal of M/s. Daiwik Exports for setting up a unit in NSEZ in view of DOC letter dated 12/01/2015 and Circular No. D.12/4/2013-SEZ dated 31.12.2013.</p>
5.	<p>Application of M/s. Saasfocus Consulting Pvt. Ltd. for setting up a unit in NSEZ.</p> <p>The Approval Committee discussed the agenda at length and observed that the promoter i.e. Mr. Vinay Agarwal had obtained three LOAs in the name of M/s. Novo Technologies Pvt. Ltd., M/s. Regent Lighting Asia Pvt. Ltd. and M/s. Intercraft Engineering Pvt. Ltd. and exit formalities have also not been completed in case of M/s. Regent Lighting Asia Pvt. Ltd. The Committee also monitored the performance of above three companies and noted that M/s. Intercraft Engineering Pvt. Ltd. & M/s. Novo Technologies Pvt. Ltd. are not working since 2011-12 & 2012-13 respectively.</p> <p>Hence, the Committee was of the view that there is no justification to issue another LOA. However, the promoters were given three options as under:</p> <ol style="list-style-type: none">1. The activities/authorized operations proposed in new application of M/s. Saasfocus Consulting Pvt. Ltd. may be incorporated in the existing LOA of M/s. Novo Technologies Pvt. Ltd., or2. The name/constitution of M/s. Novo Technologies Pvt. Ltd. may be changed to M/s. Saasfocus Consulting Pvt. Ltd., and3. Performance in respect of M/s. Novo Technologies Pvt. Ltd. & M/s. Intercraft Engineering Pvt. Ltd. be shown by March' 2015.
6.	<p>Application of M/s. Krish Biomedicals Pvt. Ltd. for setting up a unit in NSEZ.</p> <p>On specific request of the applicant for reschedule the meeting and in view of pending</p>



	submissions, the Committee decided to <u>defer</u> the proposal for its next meeting.
7.	Application of M/s. Knoldus Software LLP for setting up a unit in NSEZ. The Approval Committee considered the proposal of M/s. Knoldus Software LLP for setting up a unit in Noida SEZ for Service Activities. After due deliberations, the Committee <u>approved</u> the proposal subject to the submission of required documents/ information as already communicated to the applicant.
8.	Application of M/s. Sterling Enterprises for setting up a unit in NSEZ. On specific request of the applicant and in view of pending submissions, the Committee decided to <u>defer</u> the proposal for its next meeting.
9.	Application of M/s. Garmex India for setting up a unit in NSEZ. The Approval Committee discussed the agenda at length and noted that unit has filed an appeal before the BOA against the order of UAC issued on 19/11/2014. The Committee after due deliberation gave option to the applicant to either withdraw their appeal filed against BOA if they want new LOA <u>or</u> wait for the decision of BOA. In case the applicant withdraws their appeal then UAC was of the view that their proposal for issuance of new LOA may be forwarded to DOC to waive off the transfer charges as allotment is made against the strength of LOA. The earlier LOA of unit has been lapsed being exit from SEZ Scheme. The Committee further directed that on receipt of the decision from DOC, their proposal for grant of new LOA be placed again before the UAC for consideration.
10.	Proposal in respect of M/s. Stalwart Overseas for Enhancement of projections/production capacity. The Approval Committee discussed the proposal at length and approved the same for enhancement of projections/production capacity.
11.	Proposal in respect of M/s Moser Baer India Ltd. for withdrawal of in-principle exit approval from SEZ and Renewal of LOA. The Approval Committee deliberated on the proposal in detail and approved renewal of LOA of 1990 subject to condition that the unit will commence commercial activities within four months.




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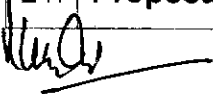
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12.	<p>Proposal in respect of M/s. Market Movers Exports (India) Pvt. Ltd. for inclusion of additional items as authorized operation in LOA.</p> <p>The Approval committee deliberated on the matter and approved the proposal of unit for inclusion of additional items in LOA and also allowed "Manufacturing of All kind of Stationery items & Products" retrospectively.</p>
13.	<p>Application of M/s. M/s. Lakeland Gloves & Safety Apparels Pvt. Ltd. for amendment in LOA & approval for procurement of additional indigenous goods etc.</p> <p>The Approval Committee discussed the proposal at length and imposed a penalty amounting of Rs. 1 Lakh on the unit for negative NFE. The Committee directed the unit to produce a certificate from Bank regarding realization of export proceeds as Unit representative confirmed that all pending forex has been realized.</p> <p>Besides, the Committee also approved the proposal for amendment in LOA as earlier applied by the unit.</p>
14.	<p>Proposal in respect of M/s GCS Impex (NSEZ) for transfer of building at Plot No.144.</p> <p>Shri Amit Kumar Jindal appeared before the Approval Committee on behalf of M/s. GCS Impex (NSEZ). The representative explained that M/s. GCS Impex was allowed to take over assets & liabilities during the year 2011 by the then Development Commissioner, subject to condition to take over the assets & liabilities of M/s. Pudong Steel, but this decision was not conveyed to them and their sharing permission was also not extended beyond 24/08/2009. So he requested to renew their LOA & allow them to work in the building constructed at Plot No.144.</p> <p>The legal opinion obtained in this case were explained to M/s. GCS Impex (NSEZ) that transfer of building can't be allowed as their LOA is not valid as on date.</p> <p>Unit representative explained that they are continuously approaching office of development Commissioner to renew their LOA & they are ready to pay liability of M/s. Pudong Steel, transfer charges of NSEZ & other applicable charges and requested to restore the decision of the then Development Commissioner taken during 2011.</p> <p>The Approval Committee decided to obtain a fresh legal opinion, if unit submit an undertaking as stated above.</p>
15.	<p>Proposal in respect of M/s. Ajit Exports for renewal of LOA.</p> <p>The Approval Committee deliberated on the matter and perused the contents of the legal</p>



	<p>opinion obtained. The Committee decided not to renew the LOA of M/s. Ajit Exports till adjudication of the SCNs by the DRI and NSEZ.</p>
16.	<p>Proposal in respect of M/s Kanak Exports for monitoring of performance & Renewal of LOA.</p> <p>The Approval Committee discussed the agenda at length and deferred the proposal with the direction to the unit to submit revised projection with Value Addition Norms as prescribed by the DOC.</p>
17.	<p>Proposal in respect of M/s Virtual Studio Pvt. Ltd. for adjudication of SCN, taking note of DCP & Review of performance.</p> <p>The Committee <u>deferred</u> the proposal for its next meeting as no one from the unit turned up for meeting.</p>
18.	<p>Proposal in respect of M/s. Intelligrape Software Pvt. Ltd. for expansion of project/requirement of additional space.</p> <p>The Approval Committee discussed the proposal at length and approved the same for expansion of project/requirement of additional space.</p>
19.	<p>Proposal in respect of M/s. Groz Engineering Tools Pvt. Ltd. for inclusion of Trading as authorized operations in LOA.</p> <p>The Committee deferred the proposal with the direction to the unit to submit revised list of items to be traded with nomenclature and specification of each item.</p>
20.	<p>Proposal in respect of M/s Prolific Engineers for change of Entrepreneur.</p> <p>The Approval Committee after due deliberation, approved the proposal for transfer of assets of M/s. Prolific Engineers in favour of M/s. Medico Electrodes International subject to fulfillment of exit formalities by M/s. Prolific Engineers; payment of applicable transfer charges and submission of an undertaking by incoming entrepreneur regarding taking over the assets & liabilities of existing unit.</p> <p>The Committee also monitored the performance of M/s. Prolific Engineers on the basis of submitted APRs and noted achievement of positive NFE as on 31/03/2014 and compliance with the terms and conditions of LOA.</p>
21.	<p>Proposal in respect of M/s India Craft Loom for ratification/approval of trading of</p>



indigenous goods under the item "Emergency Relief Items".

The Approval Committee deliberated on the proposal in detail and ratified the approval dated 19/12/2014 granted to the unit by the Development Commissioner for export of 28000 units of Emergency Relief Kit for a consolidated value of US \$3,77,720 in order to execute the export order in hand.

The Committee, however, did not agree with the unit's request for inclusion of trading of indigenous goods under the item "Emergency Relief Item" and rejected the same.

22. Proposal for approval of additional list of Services.

The Committee considered the proposal for approval of additional list of services in terms of guidelines laid down in Instruction No. 79 dt. 19.11.2013 and DOC letter dated 24th June, 2014 (other than default services) as applied by individual NSEZ units and approved the same.

1. Business Auxiliary Services – Stable Packaging Pvt. Ltd. & Gripwel Fasteners Pvt. Ltd.
2. Catering Services – Gripwel Fasteners Pvt. Ltd. (Already in the default list of services)

Supplementary Agenda:

1. Proposal in respect of M/s. Etrastar Hardware & Exports Pvt. Ltd. for adjudication of SCN/Renewal of LOA.

On specific request of the applicant for reschedule, the Committee decided to defer the proposal for its next meeting.

2. Proposal in respect of M/s Lakshman Overseas for Amendment in LOA.

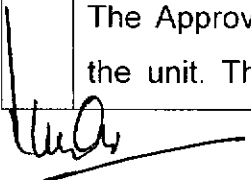
The Approval Committee discussed the proposal for amendment in LOA for inclusion of additional manufacturing items and approved the same except Handicrafts of Wood/Wood.

3. Proposal in respect of M/s Sterling Ornaments Pvt. Ltd. on the matter related to clearance of Brass ingots

The Approval Committee deliberated on the proposal in detail and rejected the unit's proposal for addition of compression of Brass Scrap into their LOA.

4. Proposal in respect of M/s Aparna Fashions for monitoring of Performance.

The Approval Committee reviewed the performance and noted negligible performance of the unit. The Committee directed the representative to clear lease rent first and submit



projections etc. for renewal of LOA.

The Committee also directed the Specified Officer, NSEZ to inspect the premises of unit and submit a report whether unit is carrying out in-house manufacturing or not.

5. **Proposal in respect of M/s Nulux Tools for change of entrepreneur/transfer of assets.**

The Approval Committee after due deliberation, approved the proposal for transfer of assets of M/s. Nulux Tools in favour of M/s. Indica Industries Pvt. Ltd. subject to fulfillment of exit formalities by M/s. Nulux Tools; payment of applicable transfer charges and submission of an undertaking by incoming entrepreneur regarding taking over the assets & liabilities of existing unit.

The Committee further monitored the performance of M/s. Nulux Tools on the basis of submitted APRs and noted achievement of positive NFE as on 31/03/2014 and compliance with the terms and conditions of LOA.

The Committee also extended the validity of LOA of M/s. Indica Industries Pvt. Ltd. upto 23.10.2015.

6. **Proposal in respect of M/s Bullet International for compliance with 'In-Principle' Exit permission.**

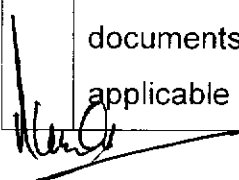
The Approval Committee discussed the agenda at length and granted one month extension to the unit to complete the exit formalities.

7. **Proposal in respect of M/s Stylistic Metals Pvt. Ltd. for monitoring of performance and Renewal of LOA.**

No one from the unit turned up for meeting. The Committee however monitored the performance and noted that a Show Cause Notice has already been issued. The Committee therefore decided to wait till the time given in SCN.

8. **Proposal in respect of M/s Sensport International for review of compliance with 'In-principle' exit and transfer of assets at Plot No.10.**

The Approval Committee discussed the agenda in detail and after due deliberation, approved the proposal for transfer of assets of M/s. Sensport International in favour of M/s. Cadence Design Systems (India) Pvt. Ltd. subject to submission of all required documents/fulfillment of exit formalities by M/s. Sensport International; payment of applicable transfer charges and submission of an undertaking by incoming entrepreneur

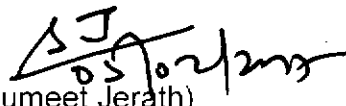


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	regarding taking over the assets & liabilities of existing unit.
9.	Proposal of M/s Corbus India Pvt. Ltd. for change of Name/Constitution. The Approval Committee discussed the proposal at length and approved the same for change of Name/Constitution.
10.	Additional Matters discussed in the UAC. It was also informed to the Approval Committee by the Dy. Development Commissioner, NSEZ that 9 other proposals were also received prior to the meeting, which were found deficient. Deficiencies have been conveyed to the applicants and the proposals shall be placed before the UAC on submission of required documents.

Meeting ended with vote of thanks to the chair.


(Sumeet Jerath)

Development Commissioner