

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)

No.10/13/2006-Proj/

Dated: 15/05/2015

To

1. The Chief Executive Officer, New Okhla Industrial Development Authority, Main Administrative Building, Sector-6, Noida.
2. The Zonal Addl. Director General of Foreign Trade, C.L.A., "A" Wing, I.P. Bhavan, I.P. Estate, New Delhi.
3. The Commissioner of Income Tax, A-2D, Aaykar Bhawan, Sector-24, Noida.
4. The Commissioner of Customs, Noida Custom Commissionerate, Inland Container Depot, Tilpata, Dadri, Gautam Budh Nagar (U.P.) 201306.
5. The Director, Department of Commerce (SEZ Section), Udyog Bhavan, New Delhi.
6. Shri Sanjeev Kumar Jindal, Deputy Secretary (IF-I), Ministry of Finance, Department of Financial Services, Jeevan Deep Building, Parliament Street, New Delhi- 110 001.
7. The General Manager, District Industry Centre, Sector-20, Noida, Dist: G.B. Nagar (Representative of Principal Secretary, Industries, Govt. of U.P. Lucknow).

Sub: Minutes of Meeting of the Approval Committee of Noida SEZ held on 07.05.2015.

Sir,

I am directed to refer to the subject cited above and to forward herewith a copy of minutes of the meeting of Approval Committee of Noida SEZ held on **07.05.2015**, for your information/necessary action.

Yours faithfully,

Encl: As above

(Rakesh Kumar)

Dy. Development Commissioner

Copy to:-

1. P.S. to Development Commissioner – for information.
2. The Specified Officer, NSEZ – (along with copy of minutes) for information & necessary action.
3. ADC, EM Section, NSEZ – (along with copy of minutes) for information & necessary action.

Dy. Development Commissioner

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(Minutes of Meeting of Approval Committee of Noida SEZ held on 07/05/2015)

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The meeting of the Approval Committee of Noida SEZ was held at 11:30 AM on 07/05/2015 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 Ajay Sharma, Asstt. Commissioner, DIC. Noida (Rep. of Principal Secretary, Industry, Govt. of UP.).
- 5 Smt. Bimla Singh, A.T.P., Noida (Rep. of CEO, Noida Authority)

Besides, Shri Rakesh Kumar, Dy. Development Commissioner, NSEZ, Shri A.K. Srivastava, Specified Officer, NSEZ, Shri R.P. Verma, Asstt. Development Commissioner, NSEZ, Shri S.M. Garg, EE, EUDD-II, UPPCL, 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:-

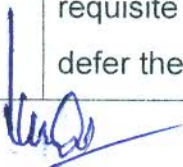
GIST OF THE MEETING:

Ratification of Minutes of last meeting of the Approval Committee:

The Approval Committee ratified the minutes of the last meeting held on 12/03/2015.

Decisions on Proposals:

1.	Application of M/s. Vintage Linen for setting up a unit in NSEZ. No one turned up for the meeting. The Committee, therefore, decided to defer the proposal for its next meeting.
2.	Application of M/s. Krish Biomedicals Pvt. Ltd. for setting up a unit in NSEZ. No one turned up for the meeting. The Committee noted that applicant has not submitted requisite documents as asked in previous meeting. The Committee, therefore, decided to defer the proposal for its next meeting.



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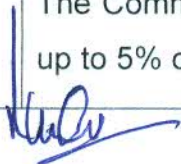
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3.	<p>Application of M/s. Prince Export for setting up a unit in NSEZ.</p> <p>The Committee gone through the contents of agenda and noted that Smt. Archana Chowdhary, wife of Mr. Purnandu Chowdhary (the applicant) is a partner in M/s. Bera Enterprises, an NSEZ unit and the said unit has not achieved prescribed value addition. Hence, the Committee did not consider issuing another LOA for same business and rejected the proposal.</p>
4.	<p>Application of M/s. Infinity Global for setting up a unit in NSEZ.</p> <p>After due deliberations, the Committee approved the proposal of M/s. Infinity Global for setting up a unit in NSEZ subject to submission of requisite documents/information by the applicant.</p>
5.	<p>Application of M/s. Walnut Consulting for setting up a unit in NSEZ.</p> <p>No one turned up for the meeting. The Committee deferred the proposal with the directions to the applicant to describe services to be exported and complete all formalities as conveyed vide this office letter dated 21.01.2015.</p>
6.	<p>Application of M/s. Optimal Transnational India Pvt. Ltd. for setting up a unit in NSEZ.</p> <p>The Approval Committee discussed the agenda at length. It was explained by the applicant that M/s. One Touch Solutions (India) Pvt. Ltd. has major shareholding in M/s. Optimal Transnational India Pvt. Ltd. After due deliberations, the Committee approved the proposal of M/s. Optimal Transnational India Pvt. Ltd. for setting up a unit in NSEZ subject to submission of requisite documents/information by the applicant.</p>
7.	<p>Application of M/s. Soyuz Trading Company Ltd. for setting up a unit in NSEZ.</p> <p>A general consensus could not take place on the explanation given by the applicant on the services to be provided to the foreign buyers. The Committee, therefore, rejected the proposal.</p>
8.	<p>Application of M/s. Ujjala Exports for setting up a unit in NSEZ.</p> <p>The Committee noted that applicant has applied on Appendix- 14-1A, which is meant for EOU. The Committee, therefore, rejected the proposal being improper documentation and application form.</p>



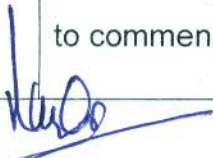
9.	Application of M/s. Sterling Enterprises for setting up a unit in NSEZ. The Committee noted that the proprietor of the company did not turned up for the meeting. Besides, a general consensus could not take place on the proposal of the applicant to provide services to the foreign buyers. The Committee, therefore, rejected the proposal.
10.	Application of M/s. Iridium Technosystems Pvt. Ltd. for setting up a unit in NSEZ. No one turned up for the meeting. The Committee observed that discrepancies have been conveyed to the applicant and reply is awaited. The Committee, therefore, decided to defer the proposal for its next meeting.
11.	Application of M/s. Jessica Jewels & Fashions Pvt. Ltd. for setting up a unit in NSEZ. No one turned up for the meeting again. The Committee noted that reply of the discrepancies as conveyed vide this office letter dated 06/01/2015, has not been received from the applicant. The Committee, therefore, rejected the proposal.
12.	Application of M/s. U.K.B. Cords & Cable Exports Pvt. Ltd. for setting up a unit in NSEZ. The Approval Committee discussed the agenda at length and noted that the applicant has withdrawn their request for manufacturing activities and applied only for trading. The Committee insisted the applicant to carry out manufacturing activities also. The promoters agreed and also assured to commence manufacturing activities within 6 months. The Committee, hence approved the proposal for manufacturing and trading activities and advised applicant to submit requisite documents for manufacturing activities as conveyed earlier. LOA to be issued after receipt of above documents.
13.	Application of M/s. Garmex India for setting up a unit in NSEZ. The Committee deferred the proposal as the matter has been referred to the DOC for consideration of waiver of transfer charges.
14.	Proposal in respect of M/s. Romsons International for inclusion of additional trading items in LOA. The Committee considered the proposal of the unit and allowed trading of items as per list up to 5% of FOB Value.



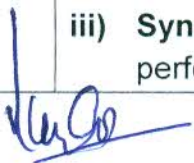
15.	<p>Proposal in respect of M/s. Lingo Impex for renewal of LOA & Revision in the list of authorized operations.</p> <p>The Committee discussed the agenda at length and noted that the unit has changed their items/ proposal frequently. The Committee, therefore, deferred the proposal and directed the promoter to submit revised proposal along with projections, description of items with ITC(HS) code of each item, manufacturing process flow chart and employment generation etc., for further consideration.</p>
16.	<p>Proposal in respect of M/s. Aksasia Creations Pvt. Ltd. (Unit-II) for extension in the validity of LOA.</p> <p>No one turned up for the meeting. The Committee, however, discussed the agenda and decided to issue a Show Cause Notice to the unit.</p>
17.	<p>Proposal in respect of M/s. Baba Global Ltd. for renewal of LOA.</p> <p>The Approval Committee has gone through the agenda and notification of Govt. of Uttar Pradesh dated 04/10/2012 regarding ban on manufacture, storage, sale or distribution of Gutkha and Pan Masala containing tobacco or nicotine as ingredients, by whatsoever name it is available in the market.</p> <p>The Committee decided to amend the LOAs of such units in Noida SEZ by deleting Gutkha and Pan Masala containing tobacco or nicotine as ingredients. The Committee also approved renewal of LOA of M/s. Baba Global Ltd. for further five years as per projections submitted by them. Besides, the Committee monitored the performance of M/s. Baba Global Ltd. 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>
18.	<p>Proposal in respect of M/s. Bera Enterprises for Change of constitution.</p> <p>The Approval Committee discussed the agenda and approved proposal of unit for change of constitution from 'Proprietorship' to "Partnership". The Committee also decided to issue a Show Cause Notice to the unit for non-achievement of prescribed Value addition.</p>
19.	<p>Proposal in respect of M/s. Kris Flexipacks Pvt. Ltd. for exit & transfer of assets.</p> <p>The Approval Committee after due deliberation, approved the proposal for transfer of</p>



	<p>assets of M/s. Kris Flexipacks Pvt. Ltd. in favour of M/s. Maya Crafts Pvt. Ltd. subject to fulfillment of exit formalities by M/s. Kris Flexipacks Pvt. Ltd.; payment of applicable transfer charges and submission of an undertaking by incoming entrepreneur regarding taking over the assets & liabilities of existing unit.</p>
20.	<p>Proposal in respect of M/s. One Touch Solutions (India) Pvt. Ltd. adjudication of SCN & Renewal of LOA.</p> <p>The Approval Committee discussed the proposal at length and imposed a penalty amounting of Rs. 1 Lakh on the unit for working without a valid LOA and non-submission of LOA Renewal request on time. The Committee further decided to renew the LOA for five years w.e.f. 01/02/2014. The Committee empowered the Development Commissioner to issue Order-in-Original as per above decision against the SCN dated 01/04/2015.</p>
21.	<p>Proposal in respect of M/s. Shahtootwale Industries Ltd. adjudication of SCN & Renewal of LOA.</p> <p>No one from the unit turned up for meeting. The Committee decided to grant one last opportunity of being heard and directed to inform the unit to ensure their presence before the Approval Committee in its next meeting.</p>
22.	<p>Proposal in respect of M/s. Furniture for USA adjudication of SCN, Exit & transfer of assets.</p> <p>The Approval Committee discussed the agenda and noted that the unit has achieved positive NFE as on 31/03/2014. The Committee, after due deliberation, decided to withdraw the SCN dated 23/01/2015 and approved the proposal for transfer of assets of M/s. Furniture for USA in favour of M/s. Medico Electrodes International Ltd. subject to fulfillment of exit formalities by M/s. Furniture for USA; payment of applicable transfer charges and submission of an undertaking by incoming entrepreneur regarding taking over the assets & liabilities of existing unit.</p>
23.	<p>Proposal in respect of M/s. H & S Industries for adjudication of SCN.</p> <p>The Approval Committee discussed the agenda at length and decided to extend the validity of LOA for six months from the date of UAC meeting i.e. 07/05/2015 subject to condition that no request for transfer of building shall be entertained. The Committee directed the unit to commence activities within the extended validity of LOA.</p>



	<p>The Committee further decided that if authorized operations could not be commenced within six months, possession of the Plot No. 151 shall be taken over.</p>
24.	<p>Proposal in respect of M/s. Kishan Lal Jewels Pvt. Ltd. for adjudication of SCN.</p> <p>No one from the unit turned up for meeting. The Committee decided to grant one last opportunity of being heard and directed to inform the unit to ensure their presence before the Approval Committee in its next meeting.</p>
25.	<p>Proposal in respect of M/s. De Core Science & Technologies Ltd. for adjudication of SCN.</p> <p>Shri Deepak Loomba appeared for personal hearing. The Approval Committee heard his submissions and empowered DC, NSEZ to issue adjudication order as under:</p> <ul style="list-style-type: none">- To cancel allotment of SDFs.- Unit be directed to first pay the lease rent and handover possession of SDFs upto 30/06/2015. <p>Request of unit for restarting activities shall be placed before the UAC in next meeting after surrender of SDFs, deposition of lease rent, submission of settlement documents with IDBI, credible business plan and completion certificate of building at Plot No. 59-H(B).</p>
26.	<p>Proposal in respect of M/s. Goldwyn Ltd for amendment in LOA.</p> <p>The Approval Committee discussed the proposal for amendment in LOA for revision in manufacturing items and approved the same.</p>
27.	<p>Following cases for monitoring of performance/APRs were also placed before the Approval Committee. The unit wise decision of UAC are indicated below:-</p> <ul style="list-style-type: none">i) Indeutsch Industries Pvt. Ltd. (Unit-I) - The Committee monitored the performance of the unit on the basis of APRs up to 2013-14 and noted achievement of positive NFE by the unit.ii) Piezo Technology India Pvt. Ltd. - The Committee monitored the performance of the unit on the basis of APRs up to 2013-14 and decided to issue a letter to the unit to realize the pending foreign exchange of Rs. 444.69 Lakhs or to obtain permission from RBI.iii) Synapse India Outsourcing Pvt. Ltd. (LOA-2008) - The Committee monitored the performance of the unit on the basis of APRs up to 2013-14 and noted achievement of



positive NFE by the unit.

- iv) **Karna Apparel Pvt. Ltd.** - The Committee monitored the performance of the unit on the basis of APRs up to 2013-14 and noted achievement of positive NFE by the unit.
- v) **Sterling Brassware** - The Committee monitored the performance of the unit on the basis of APRs up to 2013-14 and decided to issue a letter to the unit to achieve positive NFE.
- vi) **Thomson Digital, Editorial & Design Services Division** - The Committee monitored the performance of the unit on the basis of APRs up to 2013-14 and decided to issue a letter to the unit to realize the pending foreign exchange of Rs. 336.39 Lakhs or to obtain permission from RBI.
- vii) **Tinius Olsen India Pvt. Ltd.** - The Committee monitored the performance of the unit on the basis of APRs up to 2013-14 and decided to issue an SCN for negative NFE.

28. Issuance of Completion/Occupancy certificates to units in NSEZ.

Smt. Bimla Singh, A.T.P., Noida and Smt. Renu Aggarwal, Planning Assistant, appeared from Noida Authority and discussed the agenda at length. The Approval Committee approved the proposals for issuance of Completion/occupancy certificates as recommended by the nominated Architect.

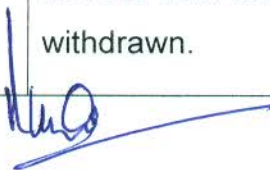
The Committee directed that further drawings/completion requests shall be forwarded to NOIDA first for examination and then shall be placed before the UAC for approval.

Supplementary Agenda:

1. Proposal in respect of M/s GCS Impex (NSEZ) for Renewal of LOA/transfer of Plot No. 144.

The Approval Committee discussed the agenda & legal opinion obtained and approved the proposal subject to production of documentary evidence by M/s. GCS Impex(NSEZ) regarding payment of all liabilities of M/s. Pudong Steel, transfer charges and other dues of NSEZ Authority, Customs and bank etc. with the condition that no request for further transfer of building shall be considered. The Committee directed M/s. GCS Impex(NSEZ) to produce No Dues/NOCs from respective departments.

The Committee has further directed that all formalities shall have to be completed within six months from the date of UAC meeting i.e. 07/05/2015 failing which above approval may be withdrawn.



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2.	Proposal in respect of M/s Maharishi Ayurveda Care for extension of LOA. The Committee discussed the agenda at length and approved extension of LOA upto 21.08.2015.
3.	Proposal in respect of M/s RFB Latex Ltd. for approval of additional list of services. The Committee considered the proposal for approval of "Business Auxiliary 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 M/s. RFB Latex Ltd. and approved the same.
4.	Proposal in respect of M/s. Sahdev Jewellers for Renewal of LOA. No one from the unit turned up for meeting. The Committee decided to grant last opportunity of being heard and directed to inform the unit to ensure their presence before the Approval Committee in its next meeting.

Meeting ended with vote of thanks to the chair.


(Sumeet Jerath)

Development Commissioner