

Minutes of 81<sup>st</sup> meeting of the Approval Committee for Dahej Special Economic Zone held on 24-07-2018, at 12.00 hours under the Chairpersonship of Shri A.K. Choudhary, ITS, Development Commissioner in the in the Conference Room of DC OFFICE, DAHEJ SEZ, 4<sup>th</sup> Floor, FADIA CHAMBERS, TIMES OF INDIA BUILDING, ASHRAM ROAD, AHMEDABAD-380009.

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**A. List of participants is annexed as per Annexure-A.**

(The quorum is complete as per section 13(5) of the SEZ Act, 2005 read with Notification dated 26.07.2007 of MOCI issued from F. No. 1/1/2006-SEZ, as out of the present, there were four designated members).

**B. Ratification of the Minutes of last meeting of the Approval Committee.**

As no comments/observations on the minutes of 80th meeting of the Approval Committee of the Dahej SEZ held on 12-06-2018 have been received from any member, Minutes of the Meeting as circulated earlier were unanimously ratified.

**C. The following cases were discussed as per the Agenda:**

**Item No. 81.03.01      M/s Shiva Pharmachem Limited.**

Shri Prakash Chavan, Sr.GM. Tech. & Shri Ani Nair, Manager Commercial appeared before the Approval Committee and explained their request in detail.

M/s Shiva Pharmachem Limited submitted letter No.SPL/Dahej-SEZ/LOA/Addition dated 05-07-2018 enclosing the list of additional manufacturing items under chapter 29 of ITC(HS) code and requested to add in the Letter of Approval without enhancing existing LOA capacity.

The Approval committee after detailed discussion unanimously deferred the above proposal of the applicant for want of details of investment, employment generation, import of capital goods and raw material, projected net foreign exchange earnings for five years of additional manufacturing items.

**Item No. 81.03.02      M/s Dahej SEZ Ltd.: -  
Application for permission of Sub-Contracting/ Job  
Work as per rules 41(3) & 42 of SEZ Rules, 2006.**

Shri S.N. Patil, Chief Executive Officer, Dahej SEZ Limited explained their request in detail before the committee.

M/s. Dahej SEZ Ltd., Gandhinagar a Developer of Multi Product Special Economic Zone has submitted application for permission of Sub-contracting/Job Work as per Rules 41(3) & 42 pf SEZ Rules, 2006. Dahej SEZ Ltd was approved list of Goods including the chassis for Fire Tender vide letter dated 02.12.2013 for construction of 57-MLD Water Supply Scheme at Dahej SEZ in terms of Rule 10 and 12(2) of SEZ Rules, 2006. Now the Developer requests for permission of Sub-Contracting / Job Work as per Rules 41(3) & 42 of SEZ Rules, 2006 in the process





of procurement of Multipurpose Fire Tender in SEZ. The Multipurpose Fire Tender requires specialized assembly of different parts from M/s N K Fire & Safety who is already having the required technology and machinery for the same. Chassis will go outside SEZ and will come after Job-Work.

The Approval committee after detailed discussion unanimously approved the above proposal of Dahej SEZ Limited.

**Item No. 81.03.03**

**M/s Swarnim Dahej Spring Desalination P Ltd.: -**  
**Proposal for cancellation of Letter of Approval**

No one is present from M/s Swarnim Dahej Spring Desalination P. Ltd. before Approval Committee to defend the proposal for cancellation of Letter of Approval.

Ministry of Commerce & Industry, Government of India, New Delhi vide their letter No.F.2/9/2003-SEZ dated 25<sup>th</sup> April, 2014 approved the proposal of M/s Swarnim Dahej Spring Desalination P Ltd (SDSDPLAR) as Co-Developer for providing infrastructure facilities to develop, operate and maintain desalination plant of 336 MLD capacity for supply of desalinated water to developer, co-developer and SEZ unit, over an area of 60 hectares.

M/s Dahej SEZ Limited, Developer of Dahej SEZ informed vide their letter dated 30/12/2017 that no work has been carried out by M/s SDSDPLAR and no payment has been made towards land allotted to the co-developer and requested to take suitable action against the co-developer.

The Approval committee after detailed discussion unanimously decided that M/s Dahej SEZ Limited, Developer of Dahej SEZ will hear M/s Swarnim Dahej Spring Desalination P Limited on this issue and inform the Development Commissioner, Dahej SEZ the actual position of the co-developer to develop the plant or recommend the cancellation of Letter of Approval/Co-developer agreement.

**Item No. 81.03.04**

**M/s Dev International: -**  
**Proposal for cancellation of Letter of Approval**

No one is present from M/s Dev International, Dahej SEZ to defend the proposal for cancellation of Letter of Approval.

M/s Dev International was issued Letter of Approval No.DAHEJ/SEZ/II/007/2014-15 dated 20/04/2015 which was expired on 19.04.2016.

M/s Dahej SEZ Limited vide their letter No.DSL/DC/Unit progress/2017/3635 dated 12/12/2017 listed the unit in non-functional units and informed that Dahej SEZ has been receiving many inquiries for setting of new units, but due to unavailability of vacant plots their request is not accepted.

The Approval Committee after detailed discussion unanimously decided that Development Commissioner, Dahej SEZ will cancel the Letter of Approval of





M/s Dev International after giving them an opportunity of personal hearing. The unit will be exited from Dahej SEZ subject to

- (1) Payment of applicable duties/benefits availed as per SEZ Act, 2005 and SEZ Rules, 2006
- (2) No due certificate from Specified Officer and Developer, Dahej SEZ

**Item No. 81.03.05**

**M/s Hanzi Healthcure Private Limited: -**  
**Proposal for cancellation of Letter of Approval**

Shri Puneet Mittal, Director of M/s Hanzi Healthcure Private Limited appeared before the Approval Committee and explain their position.

M/s Hanzi Healthcure Private Limited was issued Letter of Approval No.DAHEJ/SEZ/II/007/2014-15 dated 07/10/2013 which was expired on 06-10-2016.

M/s Dahej SEZ Limited vide their letter No.DSL/DC/Unit progress/2017/3635 dated 12/12/2017 listed the unit in non-functional units and informed that Dahej SEZ has been receiving many inquiries for setting of new units, but due to unavailability of vacant plots their request is not accepted.

The Approval Committee is not convinced with the explanation of the Director of the unit and the committee unanimously decided that Development Commissioner, Dahej SEZ will cancel the Letter of Approval of M/s Hanzi Healthcure Private Limited The unit will be exited from Dahej SEZ subject to

- (1) Payment of applicable duties/benefits availed as per SEZ Act, 2005 and SEZ Rules, 2006
- (2) No due certificate from Specified Officer and Developer, Dahej SEZ

**Item No. 81.03.06**    **Monitoring of Performance of Dahej SEZ units**

The Approval Committee has monitored the 24 Annual Performance Reports (APRs) of Dahej SEZ units for the financial year 2016-17 duly audited and certified by the Chartered Accountant appointed by the units , export-import data verified by Specified Officer, Dahej SEZ and APRs upto 2015-16 were already monitored by 74<sup>th</sup> UAC, Dahej SEZ in terms of provisions of Rule 22 & 54 of the Special Economic Zones Rules, 2006.

The following units has achieved positive Net Foreign Exchange Earnings during the period under review.

Sr No	Name of the unit
1	Fermenta Biotech Limited
2	C S Performance Chemicals Private Limited
3	Sighachi Industries Private Limited
4	Firmenich Aromatics Production (I) Pvt. Ltd.





The Approval Committee has monitored the APR of Tiong Woon Project & Contracting (India) Pvt. Ltd upto 13/10/2015 and APR of Vijay Tanks & Vessels (P) Ltd. upto 31/12/2017. These units has achieved positive Net Foreign Exchange Earnings during the period under review and they requested exit from Dahej SEZ.

### **Minutes of Meeting for Table Agenda**

#### **Item No. 81. 04.01**

#### **Vijay Tanks & Vessels (P) Limited Request for exit from Dahej SEZ**

The request for exit from Dahej SEZ was placed before 78<sup>th</sup> Approval Committee of Dahej SEZ held on 28-02-2018 and the committee unanimously agreed "in principal" to accede to the proposal of de-bonding. It directed the Specified Officer, Dahej SEZ to submit the verification of export-import data of FY 2016-17 & from April, 2017 to December, 2017 and to furnish a no due certificate in respect of this unit. Exit may be granted after the unit clears all its dues and fulfill condition of Rule 74 of SEZ Rules, 2006.

M/s Dahej SEZ Limited, Developer of Dahej SEZ informed vide their letter No.DSL/VIJAY TANK/2018/374 dated 20-03-2018 that there are no other dues pending for payment from M/s Vijay Tank & Vessels Pvt. Ltd.

Specified Officer, Dahej SEZ informed vide their letter No.DSEZ/Cus/VTVL/Corr/12-13 dated 19.06.2018 that No dues certificate is being issued to M/s Vijay Tanks & Vessels (P) Ltd., Z/100/2, SEZ, Dahej in terms of Rule 74 of SEZ Rules, 2006.

M/s Vijay Tanks & Vessels (P) Ltd. submitted undertaking on stamp paper dated 19/06/2018 that in future any liability arise under SEZ Act in respect of lawful charges and interest in reasonable period, they will be liable to pay outstanding amount along with interest.


In view of above, the committee decided to approve the request of cancellation/withdrawal of the Letter of Approval for exit from Dahej SEZ of Vijay Tanks & Vessels (P) Ltd. as per SEZ Act, 2005 & SEZ Rules, 2006.

#### **Item No. 81. 04.02**

#### **Tiong Woon Project & Contracting (India) Pvt. Ltd. Applicant for "EXIT"- plot on land Z/88/1, LOA No.DAHEJ/II/1/2009-10/435 dated 25/09/2009**

Shri Manohar Masilamani, Director of Tiong Woon Project & Contracting (India) Pvt. Ltd. appeared before the Approval Committee and explained their request in detail.

Tiong Woon Project & Contracting (India) Pvt. Ltd. ( plot on land Z/88/1) was issued LOA\_No.DAHEJ/II/1/2009-10/435 dated 25/09/2009. M/s Tiong Woon Project & Contracting (India) Pvt. Ltd. requested vide their application No.TWPCI/SEZ/0231/10/2015/AJ dated 13/10/2015 for exit - Plot No.Z/88/1,





LOA No.DAHEJSEZ/II/1/2009-10/435 dated 25/09/2009. They are not able to secure any new orders and they have decided to withdraw from Dahej SEZ.

M/s Dahej SEZ Limited, Developer of Dahej SEZ informed vide their letter No. DSL/Tiong Woon/2016/0087 dated 19-01-2016 that there are no other dues pending for payment from M/s Tiong Woon Project & Contracting (India) Pvt. Ltd.

Specified Officer, Dahej SEZ informed vide their letter No.DSEZ/07/Cus/APR/TWC/2015-16 dated 19.06.2018 that No dues certificate is being issued to M/s Tiong Woon Project & Contracting (India) Pvt. Ltd., Z/88/1, SEZ, Dahej in terms of Rule 74 of SEZ Rules, 2006.

M/s Tiong Woon Project and Contracting (India) Pvt. Ltd. submitted on stamp paper on 23.11.2016 that they undertake to pay any duty or interest which will arise in future towards their liability for exemptions claimed by them.

In view of above, the committee decided to approve the request of cancellation/withdrawal of the Letter of Approval for exit from Dahej SEZ of Tiong Woon Project & Contracting (India) Pvt. Ltd. as per SEZ Act, 2005 & SEZ Rules, 2006.

**Annexure-A**

List of Participants of 81<sup>st</sup> Approval Committee Meeting Dahej SEZ held on 24.07.2018:-

01	Shri A.K. Choudhary ITS Development Commissioner,	Chairperson
02	Shri Sanjeev Bhagat, IRS	Dy. CIT
03	Shri Akshay S C, ITS	Dy. DGFT
03	Shri J.P.Meena	Asstt. Commissioner, Central Excise, Customs & Service Tax
04	Shri M.A. Saiyed	Industry Officer, DIC, Bharuch
05	Shri Mahesh Kumar IRS Specified Officer, Dahej SEZ	Special Invitee
06	Shri S N Patil, CEO, Dahej SEZ Ltd., (Developer)	Special Invitee
07	Shri J N Acharya, ADC Dahej SEZ.	Coordinator

