

Minutes of 84th meeting of the Approval Committee for Dahej Special Economic Zone held on 30-10-2018, at 12.30 hours under the Chairpersonship of Shri A.K. Choudhary, ITS, Development Commissioner in the in the Conference Room of DC OFFICE, DAHEJ SEZ, 4th Floor, FADIA CHAMBERS, TIMES OF INDIA BUILDING, ASHRAM ROAD, AHMEDABAD-380009.

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 83rd meeting of the Approval Committee of the Dahej SEZ held on 05-10-2018 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. 84.01

Fresh cases for unit in Dahej -SEZ:-

Item No. 84.01.01

M/s Thema Nutriment and Packaging Pvt.Ltd.

Transfer of Letter of Approval under SEZ Rules, 2006 & SARFAESI Act, 2002.

Ms Toushi Jha & Shri Sunil Bhatia, Directors & others of Applicant Company appeared before the committee and explained their proposal in detail for transfer of Letter of Approval under SEZ Rules, 2006 & SARFAESI Act, 2002. They explained that

- (i) The proposal is to manufacture and export of F.I.B.C. Bags and Small Bags.
- (ii) Total cost of project is Rs. Rs.796.04 lakhs and the project will generate employment for 302 persons.
- (iii) Projected FOB Value of Export in first 5 years Rs. Rs. 12691.80, Foreign Exchange Outgo in first 5 years Rs. NIL & Net Foreign Exchange Earnings for the first five years Rs Rs. 12691.80 Lakhs.

They require permission for transfer of Letter of Approval no. DAHEJSEZ/II/13/NEOBAGS OVERSEAS/10-11 dated 09.11.2010 issued to Neobags Overseas Pvt Ltd to M/s. Thema Nutriment and Packaging Pvt Ltd and transfer of lease hold properties for un-expired lease period of the lease hold scheduled properties i.e. plot no. Z/73,Z/74 & Z/75 in Dahej SEZ as the Bank of Baroda sold the said movable and immovable properties in favour of M/s. Thema Nutriment and Packaging Pvt Ltd under SARFAESI Act, 2002 and fulfils all eligibility criteria applicable to a unit and applicable duties and liabilities, if any, as calculated under Rule 74, as well as export obligations of the Neobags Overseas Pvt Ltd, if any, shall stand transferred to the M/s. Thema Nutriment and Packaging Pvt Ltd which shall be under obligation to discharge

the same on the same terms and conditions as the Neobags Overseas Pvt Ltd., unit in Dahej SEZ. For this, M/s. Thema Nutriment and Packaging Pvt Ltd submitted an undertaking duly notarised regarding acceptance of liabilities vide letter dated 24.10.2018.

The committee discussed the proposal in detail. The committee unanimously approved the above proposal under Rules 74 A of SEZ Rules, 2006 & SARFAESI Act, 2002 subject to compliance of SEZ Act, 2005, SEZ Rules 2006 and orders made there-under.

The committee discussed regarding show cause notice issued to M/s Neobags Overseas Private Limited as to why the Letter of Approval dated 09/11/2010 issued to them should not be cancelled and benefits availed under SEZ Rules, 2006 should not be recovered, their appearance and written reply on 15/10/2018. The Order-in-Original against the show cause notice was placed before the committee. The committee unanimously approved the action of Development Commissioner under this order.

Item No. 84.01.02

**M/s Soft Rainbow Color Private Limited.,,-
Application for setting up unit in Dahej SEZ**

Shri Dhaval Shah, Director & others of Applicant Company appeared before the committee and explained their proposal in detail for setting up unit in Dahej SEZ.

- (i) The proposal is to manufacture and export of AZO Dyes (Including DTP Dyes, Synthetic food color, Textile dyes color, inkjet dyes, Solvent dyes, cosmetic dyes and etc.)
- (ii) Total cost of project is Rs. Rs. Rs.1000.00 and the project will generate employment for 75 persons.
- (iii) Projected FOB Value of Export in first 5 years Rs. 42550.00 Lakhs Lakhs, Foreign Exchange Outgo in first 5 years Rs. 35050.00 Lakhs & Net Foreign Exchange Earnings for the first five years Rs. 7500.00 Lakhs

The committee discussed the proposal in detail. The committee unanimously approved the above proposal subject to compliance of SEZ Act, 2005, SEZ Rules 2006 and orders made there-under.

Item No. 84.01.03

**M/s . C S Specialty Chemicals Pvt Ltd.,,-
Application for setting up unit in Dahej SEZ**

Shri Sandip Zaveri, Director & others of Applicant Company appeared before the committee and explained their proposal in detail for setting up unit in Dahej SEZ.

- (i) The proposal is to manufacture and export of U Donor (Diethyl Amino- Triethoxy Silane), Catalyst Support (magnesium Ethoxide), Donor B (IPIA) (3,3 - BIS (methoxymethyl)-2-6- DMH)
- (ii) Total cost of project is Rs.700.00 and the project will generate employment for 60 persons.

- (iii) Projected FOB Value of Export in first 5 years Rs. 18600.00 Lakhs, Foreign Exchange Outgo in first 5 years Rs. 2014.00 Lakhs & Net Foreign Exchange Earnings for the first five years Rs. 16586.00 Lakhs

The committee discussed the proposal in detail. The committee unanimously approved the above proposal subject to compliance of SEZ Act, 2005, SEZ Rules 2006 and orders made there-under.

Item No. 84.2 **Deferred cases for Dahej -SEZ:-**

Item No. 84.02.01 **M/s Arora Sales Agency.: -**
Surrender of Letter of Approval for Exit.

Shri Shiv Kumar Arora, Director of M/s Arora Sales Agency appeared before the committee and explained proposal for surrender of Letter of Approval for exit.

M/s Arora Sales Agency, Surat was issued Letter of Approval dated 14.06.2011 and amended from time to time up to 30.04.2023 for manufacturing and export of Carbon Steel, Mild Steel, Alloy Steel, Structural Steel, Tor Steel, Pipe & Pipe fittings 25000 MT per Annum. The unit commenced commercial production on 01.05.2013 .

The unit requested vide their letter dated 30.08.2018 to surrender letter of approval and exit as Dahej SEZ Unit. The 82nd UAC monitored positive Net Foreign Exchange Earnings upto 2016-17. The applicant unit was directed to furnish Annual Performance Report for the years 2017-18 (copy) and 2018-19 (upto September, 2018).

The committee unanimously agreed "in principal" to accede to the proposal of exit from Dahej SEZ. It directed the Specified Officer, Dahej SEZ to submit the verification of export import data for of FY 2017-18 & from April, 2018 to till date.. Specified Officer & Developer, Dahej SEZ are directed to furnish 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.

Item No. 84.3 **Other cases for Dahej - SEZ:-**

Item No. 84.03.01 **M/s. Torrent Pharmaceuticals Ltd., Dahej SEZ**
Request for amendment in production capacity of existing
Products.

Shri Rajender Middha, Asstt. General Manager(Finance), Shri Raja Sekaran, Manager (Procurement) and Shri Neel Mehta, Liaison Manager of Torrent Pharmaceuticals Limited appeared before the committee and explained their proposal for enhancement of production capacity of existing products in detail.

The applicant unit submitted actual and projected details of the unit including the capacity enhancement from 2016-17 to 2020-21 for investment Rs.1100

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crores, employment generation 1500 and net foreign exchange earnings Rs.1020.26 crores.

The committee discussed the proposal in detail. The committee unanimously approved the above proposal subject to compliance of SEZ Act, 2005, SEZ Rules 2006 and orders made there-under.

Item No. 84.03.02 M/s. Glenmark Pharmaceuticals Limited., Dahej SEZ
Re-organisation through Business Transfer Agreement

Shri Haresh Kuber, CS & Shri Pradip Halbe, GM of M/s. Glenmark Pharmaceuticals Limited & others appeared before the committee and explained their proposal of reorganisation through Business Transfer Agreement.

They explained that M/s Glenmark Pharmaceuticals Limited ((Erstwhile M/s Glenmark Generics Limited) which is the parent company has reorganized itself by creating a wholly subsidiary for API business, Glenmark Life Sciences Limited (erstwhile Zoro Laboratories Private Limited) and the expected effective date of the transfer is 1st December, 2018. They informed that there is no change in share holding pattern of Glenmark Pharmaceuticals Limited and Glenmark Life Sciences Limited. But both have separate identity, separate PAN No. and separate structure of directors. They submitted copy of notarized Business Purchase Agreement dated 9th October, 2018 between Glenmark Pharmaceuticals Limited (seller) and Glenmark Life Sciences Limited (purchaser). They informed vide their letter dated 10/08/2018 to Department of Corporate Services, BSE Ltd., Mumbai and National Stock Exchange of India Limited, Mumbai that Board of Glenmark Pharmaceuticals Limited (the "Company") at its meeting held today approved the transfer of the Company's business of Active Pharmaceuticals Ingredient (API) to its wholly owned subsidiary, subject to the approval of the shareholders.

The objective of this reorganization of the business is to provide more focus to the API business and build additional capabilities to accelerate growth in research and development, manufacturing and marketing. In view of the same certain obligations that are being performed by Glenmark Pharmaceuticals Limited will now be performed by Glenmark Life Sciences Limited.

The committee discussed the proposal in detail. The committee unanimously decided to defer the proposal and direct the Glenmark Pharmaceuticals Limited to submit the application for amendment of Letter of Approval from Glenmark Pharmaceuticals Limited (Seller) to Glenmark Life Sciences Limited, a wholly owned subsidiary company of GPL (purchaser) on account of re-organisation through Business Transfer Agreement and accordingly all other applicable eligibility criteria fulfils to a SEZ unit and applicable duties and liabilities, if any, as calculated as well as export obligations of the M/s Glenmark Pharmaceuticals Limited, if any, shall stand transferred to the Glenmark Life Sciences Limited which shall be under obligation to discharge the same on the same terms and conditions as the M/s Glenmark Pharmaceuticals Limited unit in Dahej SEZ. For this, Glenmark Life Sciences Limited will submit legal undertaking duly

notarised for accepting all applicable duties, liabilities and obligation of M/s Glenmark Pharmaceuticals Limited under SEZ Rules, 2006 and orders made there-under.

Item No. 84.03.03 Monitoring of Performance of Dahej SEZ units

The Approval Committee has monitored the two 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. The committee monitored positive performance of the following units.

Sr No	Name of the unit
1	M/s. Roxul Rockwool Insulation India Private Ltd
2	M/s. Coromondal International Limited
3	M/s. Hindustan M I Swaco Limited

Annexure-A

List of Participants of 84th Approval Committee Meeting Dahej SEZ held on 30-10-2018:-

01	Shri A.K. Choudhary ITS Development Commissioner,	Chairperson
02	Shri Jaiprakash Bhamu	Asstt. Commissioner, Central Excise, Customs & Service Tax, Bharuch
03	Shri Akshay S C, ITS	Dy. DGFT, Ahmedabad
04	Shri Saiyed Mubassirali	DIC, Bharuch
05	Shri S N Patil, CEO, Dahej SEZ Ltd., (Developer)	Special Invitee
06	Shri J N Acharya, ADC Dahej SEZ.	Coordinator

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