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No.14/1/2015-EOU
GOVERNMENT OF INDIA
MINISTRY OF COMMERCE & INDUSTRY
DEPARTMENT OF COMMERCE
EOU SECTION

Udyog Bhawan, New Delhi
Dated 4th March, 2015

OFFICE MEMORANDUM

Subject: Minutes of the 1st Meeting (2015 series) of the Board of Approval (BOA) for EOU Scheme held on 20th February, 2015.

The undersigned is directed to forward herewith a copy of the minutes of the 1st Meeting (2015 series) of the Board of Approval for EOU Scheme held on 20.02.2015 for necessary action.

2. Implementation report on the decisions taken by the Board of Approval may please be forwarded to this Department on priority basis.

Encl: As Above


4/3/2015
(S.S.Kumar)

Under Secretary to the Govt. of India
Telefax: 23062496
e-mail: kumar.ss@nic.in

1. D/o Industrial Policy & Promotion.
2. CBEC [Member (Customs)], M/o Finance.
3. CBDT [Member (Income Tax)], M/o Finance.
4. DGFT.
5. The Joint Secretary, M/o Environment & Forest.
6. The Joint Secretary, M/o Science & Technology.
7. M/o Micro, Small and Medium Enterprises.
8. All DCs.

Copy to: PPS to CS/PPS to AS(RRR)/PS to JS(GPM)/PS to Dir(MV).

MINUTES OF THE 1st MEETING (2015 SERIES) OF BOARD OF APPROVAL FOR EOU SCHEME HELD UNDER THE CHAIRMANSHIP OF COMMERCE SECRETARY ON 20.02.2015 AT 03:00 P.M. IN ROOM NO. 47, UDYOG BHAWAN, NEW DELHI

The 1st meeting (2015) Series of the Board of Approval for EOU was held on 20.02.2015 under the Chairmanship of Shri Rajeev Kher, Commerce Secretary in Room No.47, Udyog Bhawan, New Delhi. At the outset, the Chairman welcomed all the members of the BOA.

1.1(15) Confirmation of Minutes of the 3rd BOA (2015 Series) meeting held on 18.09.2014.

The BOA ratified the minutes of its 3rd meeting held on 18.09.2014.

1.2(15) M/s British Engines (India) Private Ltd., 100% EOU under CSEZ- Permission for inclusion of certain services relating to their present activities.

After deliberations, the Board approved the proposal of M/s British Engines (India) Private Ltd., an EOU under CSEZ to allow inclusion of certain services in the LoP viz., Design Services, Information Technology Software Services, Information Technology Design and Development Services), Technical Consultancy Services, Share Point Services and Animation Services subject to provisions contained in FTP and HBP.

1.3(15) M/s. Servocontrols Aerospace India Private Ltd., 100% EOU under CSEZ- Permission for inclusion of certain services relating to their present activities.

After deliberations, the Board approved the proposal M/s. Servocontrols Aerospace India Private Ltd., an EOU under CSEZ to allow inclusion of "repair and services" for all the items already listed in their LoP - (i) Actuators Motors & Encoders Repair & Services (ii) Motors & Encoders Repair & Services (iii) Under Carriages and Parts thereof Repair & Services (iv) Other Parts of Aeroplanes & Helicopter Encoders Repair & Services subject to para 6.16 of FTP wherein DTA sale is not allowed, and compliance with other provisions contained in FTP and HBP.

1.4(15) M/s Shell India Markets Private Ltd., an EOU under CSEZ- Permission for procurement of certain materials duty free, both imported and indigenous for their new laboratory.

The Board considered the proposal of M/s Shell India Markets Private Ltd., an EOU under CSEZ to allow duty free procurement of imported/indigenous materials viz. Aluminium cladding, Glass panels for laboratories, Fire doors and Fire Rolling shutters, Lighting management system, Lighting system and Lighting fixtures for the laboratory, Electrical items and Electrical Cables (Copper) and Electrical Cables (Aluminium). After deliberations, the Board deferred the case and directed DC, CSEZ to identify the items which are specific to the new laboratory.



1.5(15) M/s Vofox Solutions (P) Ltd., an EOU under CSEZ - Extension of EOU Status (which lapsed on 08.09.2013) beyond 5 years for continuation in 100% EOU Scheme.

The Board noted that as per para 6.2.9 of HBP, if an EOU opts to continue under EOU Scheme after the completion of approval period, it shall apply for extension of LoP to DC within six months of expiry of approval period. In the instant case, the unit sought extension for 2nd block of 5 years after a lapse of 1 year and 2 months. After deliberations, the Board decided to extend the LoP of the unit and imposed the penalty of Rs. 10,000 for delay in submitting application for extension of LoP.

1.6(15) M/s Medgenome Labs Private Ltd.: Proposal for setting up of EOU unit under CSEZ.

The Board considered the proposal of M/s Medgenome Labs Private Ltd. for setting up of EOU unit under CSEZ and decided to approve the proposal of the unit for export of (i) Health Care Services. (ii) Technical Testing & Analysis & (iii) R & D Services on Human Samples subject to para 6.16 of FTP wherein DTA sale is not allowed, and compliance with other provisions contained in FTP and HBP.

1.7(15) M/s John Deere India Pvt. Ltd.- Proposal for conversion of existing DTA unit into EOU unit for manufacturing of Agriculture Tractors, Aggregates, Components and Parts thereof under SEEPZ.

The Board considered the proposal of M/s John Deere India Pvt. Ltd. for conversion of existing DTA unit into EOU unit under SEEPZ and decided to approve the proposal of the unit for manufacture and export of Agriculture Tractors, Aggregates, Components and Parts thereof subject to provisions contained in FTP and HBP.

1.8(15) M/s Taurus Agile Technology Corporation Pvt. Ltd., an EOU under NSEZ- Extension of LoP despite negative NFE.

The Board considered the proposal of M/s Taurus Agile Technology Corporation Pvt. Ltd., an EOU under NSEZ for extension of LoP despite negative NFE. The Board noted that the unit is not only negative NFE, but has also effected DTA sales at concessional duty in contravention of the rules. The Board directed the DC, NSEZ to re-examine the proposal in the light of the facts of the case and applicable rule position.

1.9(15) M/s Tetra Pack India Pvt. Ltd.- Proposal for setting up of EOU unit for Repair and Refurbishing of old machines under SEEPZ.

The Board considered the proposal of M/s Tetra Pack India Pvt. Ltd. for setting up of EOU unit under SEEPZ and decided to approve the proposal of the unit for Repair and Refurbishing of Filling Machines and Maintenance units and subsequent export, subject to para 6.16 of FTP



wherein DTA sale is not allowed, and compliance with other provisions contained in FTP and HBP.

Other observations of the BoA:

With reference to the proposals where approval of BoA is sought for inclusion of services in existing LoP under para 6.2.2 of HBP, it was observed that authority for approval of such cases should be delegated to zonal Development Commissioners under FTP. In case of SEZs, such cases are handled by DCs. Therefore, in case of EOUs as well, it was directed that a proposal needs to be submitted to DGFT for necessary amendment in FTP.

PART II

**Approval granted by Development Commissioner Under Delegated Powers for
RATIFICATION OF BOA as per Press Note No. 3 of 1995**

A	Approvals granted under delegated powers for the period August, 2014 to October, 2014	SEEPZ
B	Approvals granted under delegated powers for the period August, 2014 to January, 2015	ISEZ
C	Approvals granted under delegated powers for the period July, 2014 to December, 2014	KASEZ
D	Approvals granted under delegated powers for the month of July, 2014 to November, 2014	MSEZ
E	Approvals granted under delegated powers for the period July, 2014 to December, 2014	FSEZ
F	Approvals granted under delegated powers for the month of September, 2014 to January, 2015	VSEZ
G	Approvals granted under delegated powers for the month of June, 2014 to October, 2014	CSEZ



List of Participants

1. Shri Rajeev Kher, Commerce Secretary - Chairman
2. Shri Ram Tirath, DG, DGEP, Deptt. of Revenue
3. Shri Pravir Kumar, DG, DGFT
4. Shri R.R Rashmi, Additional Secretary, Deptt. Of Commerce
5. Dr. Guruprasad Mohapatra, Joint Secretary, Deptt. of Commerce
6. Dr. Tejpal Singh, Addl. DGEP, Deptt. of Revenue
7. Shri Jitendra Kumar, Addl. Director, DGEP, Deptt. of Revenue
8. Dr. L.B.Singhal, Addl. DGFT
9. Shri. Madhup Vyas, Director, Deptt. of Commerce
10. Ms. Deepshika Sharma, Director, (ITA-1), CBDT, Deptt. Of Revenue
11. Shri Sumeet Jerath, Development Commissioner, NSEZ
12. Shri Vijay Shavale, Development Commissioner, KASEZ
13. Shri N.P.S.Monga, Development Commissioner, SEEPZ-SEZ
14. Shri Sanjeev Nandwani, Development Commissioner, FASEZ and VSEZ
15. Shri A. K Choudhary, Development Commissioner, MSEZ
16. Ms. Safeena A.N, Development Commissioner, CSEZ
17. Shri A.K.Rathore, Jt. Development Commissioner, ISEZ
18. Shri Rakesh Kumar, Deputy Development Commissioner, NSEZ
