

**MOST IMMEDIATE  
BY FAX/SPEED POST**

NO.14/4/2013-EOU  
GOVERNMENT OF INDIA  
MINISTRY OF COMMERCE & INDUSTRY  
DEPARTMENT OF COMMERCE  
EOU SECTION


Udyog Bhawan, New Delhi  
Dated 9<sup>th</sup> September, 2013

OFFICE MEMORANDUM

Subject : Minutes of the 4<sup>th</sup> Meeting (2013 series) of the Board of Approval (BOA)  
for EOU Scheme held on 30<sup>th</sup> August, 2013

The undersigned is directed to forward herewith a copy of the minutes of the 4<sup>th</sup> meeting (2013 series) of the Board of Approval for EOU Scheme held on 30.8.2013 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.

  
(S.S.Kumar) 9/9/2013

Under Secretary to the Govt. of India  
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Encl: as above

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. The Development Commissioners, CSEZ, FASEZ, ISEZ, KASEZ, MSEZ, NSEZ, SEEPZ-SEZ and VSEZ
9. The Director General, EPCES
10. All Concerned Administrative Ministries.

Copy to: PPS to CS/PPS to AS (MP)/PS to JS (RA)/PS to Dir (SS)

**MINUTES OF THE 4<sup>th</sup> MEETING (2013 SERIES) OF BOARD OF APPROVAL FOR EOU SCHEME HELD UNDER THE CHAIRMANSHIP OF COMMERCE SECRETARY ON 30.8.2013 AT 1000 HOURS IN ROOM NO. 47, UDYOG BHAWAN, NEW DELHI**

The 4<sup>th</sup> meeting (2013) Series of the Board of Approval for EOU was held on 30.8.2013 under the Chairmanship of Shri S.R. Rao, Commerce Secretary in Room No.47, Udyog Bhawan, New Delhi. The Chairman welcomed all the members of the BOA. The Chairman appreciated and placed on record the good work done by Sh. Manoj Arora, Addl DGEP in assisting the efforts of the committee of DCs SEZ.

**4.1(13) Confirmation of the minutes of the 3<sup>rd</sup> BOA meeting dated 12.6.2013**

The BOA ratified the minutes of the 3<sup>rd</sup> meeting of BOA held on 12.6.2013.

**4.2(13) Request for Change of location of EOU from Ramnagaram District (Karnataka) to Krishnagiri District (Tamil Nadu)- M/s Pinnacle Ring Binder India Pvt. Ltd.**

The BOA considered the request of the Unit for Change of location of EOU from Ramnagaram District (Karnataka) to Krishnagiri District (Tamil Nadu) and approved the proposal subject to following conditions:

- i. The Unit will obtain new PBWH license, In-bond Manufacturing Sanction order as well new Central Excise registration from jurisdictional Commissioner for new location.
- ii. The eligibility for benefit under Section 10 B of Income Tax Act will be subject to the following conditions:-
  - a. It manufactures or produces any articles or things or computer software;
  - b. It is not formed by the splitting up, or reconstruction, of a business already in existence;
  - c. It is not formed by the transfer to a new business of machinery or plant previously used for any purpose.

**4.3(13) Extension of EOU Status (which lapsed on 14.01.2013) beyond 5 years for continuation in 100% EOU Scheme – M/s Vector Shades Engineering Service Pvt. Ltd. (CSEZ)**



The Board noted that the Unit applied for extension of EOU status after a lapse of over 7 months. Considering the circumstances of the case, the BOA approved the proposal for extension of EOU status for second block of five years from 15.01.2013.

**4.4(13) Application for setting up an EOU for the manufacture and export of Plush Toys like Animals, Insects, Creatures, Bags, Pillows etc at Manakkara, Sasthamkotta, Kerala - M/s Bodygear International Pvt. Ltd (CSEZ)**

The BOA considered the request of the Unit for setting up an EOU for the manufacture and export of Plush Toys and approved the proposal in terms of para 6.6(d) of FTP 2009-14.

**4.5(13) Extension of EOU Status (which lapsed on 29.03.2011) beyond 5 years for continuation in 100% EOU Scheme - M/s Moham Infotech (CSEZ)**

The Board noted that the Unit applied for extension of EOU status after a lapse of over two years. Considering the circumstances of the case, the BOA approved the proposal for extension of EOU status for second block of five years from 30.5.2011.

The Board directed all the DCs to evolve a mechanism to ensure that the request for extension of LOPs from the Units is received in time to avoid such undue delays.

**4.6(13) Permission for duty free indigenous procurement of Plant and Machinery, Scientific Doors (Steel Doors) and Clean Room Panels etc. - M/s Raichem Medicare (P) Limited, (CSEZ)**

The BOA considered the request of the Unit for Permission for duty free indigenous procurement of Plant and Machinery, Scientific Doors (Steel Doors) and Clean Room Panels etc., and approved the proposal in terms of Para 6.5.1(f) of HBP, as recommended by the DGEP and the DC, CSEZ.

**4.7(13) Prayer for extension of permission to sell in DTA – M/s Mizoram Venus Bamboo Products (P) Ltd. (FASEZ)**

The BOA noted that the proposal for extension of permission to sell in DTA upto January, 2014 has been recommended by the Government of Mizoram. After considering the circumstances mentioned in the proposal, the Board approved the



proposal for extension of permission to sell in DTA as recommended by DGEP and DC, FASEZ.

**4.8(13) Setting up of 100% EOU for "Engineering Design Services for RC Electronics and Power Electronics and Technical Testing, Analysis and Certification including proto types" – M/s Danfoss Industries Pvt. Ltd. (MSEZ)**

The BOA considered the request of the Unit for Setting up of 100% EOU for "Engineering Design Services for RC Electronics and Power Electronics and Technical Testing, Analysis and Certification including proto types" and approved the proposal in terms of para 6.7 (b) of FTP 2009-14 as recommended by DGEP and DC, MSEZ.

**4.9(13) To allow duty free import of 6440 sq.mtr "Tarkett Primo Premium Flooring" valued at € 61,180 approx. - M/s Kusum Health Care Pvt. Ltd., - NSEZ**

The Board noted that the proposal of the Unit is for duty free import of "Tarkett Primo Premium Flooring". The Board approved the proposal in terms of para 6.5.1(f) of HBP as recommended by DGEP and DC, NSEZ

**4.10(13) Setting up of 100% EOU for "Service Unit for Engineering Design Services and Technical Testing Analysis including prototypes" - M/s Danfoss (MSEZ)**

The BOA considered the request of the Unit for Setting up of 100% EOU for "Service Unit for Engineering Design Services and Technical Testing Analysis including prototypes" and approved the proposal in terms of para 6.7 (b) of FTP 2009-14 as recommended by DGEP and DC, MSEZ.

**4.11(13) Appeal against Curtailment of validity of LOP with reference to the decision taken by the BOA meeting dated 14.9.2012 - Geetanjali Woollens Pvt. Ltd. (KASEZ)**

Representatives of the Unit Shri Surendra Goel, Managing Director and Shri Deepak Goel, Director handed over the written submissions to the Board which were taken on record. The representative of the Unit informed that they have nothing more to add to what has been mentioned in the written submissions. The



issue was discussed by the Board in detail. The Board of Approval however found no merit in the case presented by the Unit and declined to interfere with its earlier decision. The appeal was accordingly disposed off.

**4.12(13) Appeal against cancellation of LOP - M/s. Parmeshwar Creations (NSEZ)**

DC, NSEZ apprised the Board that a personal hearing was accorded to the Unit on 9.7.2013 which was not attended by the Unit and another personal hearing was given on 15.7.2013. Two representatives from the Unit appeared for the personal hearing but did not submit the balance sheets of the Unit for the Year 2005-06 to 2011-12 which are inevitably required for the decision on the operation of the EOU and validity of LOP. The Unit has been again called for personal hearing.

The Board directed the DC, NSEZ to accord the personal hearing to the Unit and pass a speaking order within a month.

**4.13(13) Appeal against DC(NSEZ) - M/s Hritnik Export Pvt. Ltd., (NSEZ)**

The Board noted that the Unit applied for debonding but their case has not been disposed off by the NSEZ till date.

The Board directed the DC, NSEZ to accord the personal hearing to the Unit and pass a speaking order within a month.

**4.14(13) Permission to migrate from EOU Scheme to EPCG Scheme - M/s Samyu Glass (VSEZ)**

The BOA after considering the facts of the case BoA observed that the Unit was at liberty to apply to the authority concerned for placing its case before Policy Relaxation Committee of DGFT and the case did not fall under the purview of the BoA.



## Part II

The BOA ratified following approvals granted by UAC/Development Commissioners under delegated powers as per Press Note No.3 of 1995.

A	Approvals granted under delegated powers not received	CSEZ
B	Approvals granted under delegated powers for the period 1.4.2013 to 30.6.2013 is NIL	FASEZ
C	Approvals granted under delegated powers for the period May to July, 2013 is NIL	ISEZ
D	Approvals granted under delegated powers for the period 1.4.2013 to 30.6.2013	KASEZ
E	Approvals granted under delegated powers for the months of May, June and July, 2013	MSEZ
F	Approvals granted under delegated powers not received	NSEZ
G	Approvals granted under delegated powers for the period 1.5.2013 to 31.7.2013	SEEPZ-SEZ
H	Approvals granted under delegated powers for the period of May to July'2013	VSEZ

## Old Cases

A	<p><b>Approvals granted under delegated powers as below</b></p> <p>4 LOPs upto 31/12/2004 issued by Chennai – I Commissionerate  21 LOPs upto 31/12/ 2004 issued by Chennai – II Commissionerate  55 LOPs upto 31/12/2004 issued by Chennai – III Commissionerate  29 LOPs upto 31/12/2004 issued by Chennai – IV Commissionerate  12 LOPs upto 31/12/2004 issued by Pondicherry  31 LOPs upto 31/12/2004 issued by Salem  14 LOPs upto 31/12/2004 issued by Madurai Commissionerate  28 LOPs upto 31/12/2004 issued by Tirunelveli Commissionerate  18 LOPs upto 31/12/2004 issued by Coimbatore Commissionerate</p>	MSEZ
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**List of Participants:**

1. Shri S. R. Rao, Commerce Secretary - Chairman
2. Shri A.K.Pujari, DG, DGFT.
3. Shri Ram Tirath, DG, DGEP, Deptt. of Revenue
4. Shri Rajiv Arora, Joint Secretary
5. Shri Sanjeet Singh, Director SEZ and EOUs
6. Dr. L.B.Singhal, Addl. DGFT
7. Ms. A.N.Safeena, Development Commissioner, CSEZ
8. Shri Sanjeev Nandwani, Development Commissioner, FASEZ
9. Shri A.K.Rathore, Jt.Development Commissioner, ISEZ
10. Shri Mahendra Jain, Development Commissioner, KASEZ
11. Shri Anil Bamba, Development Commissioner (In-charge), MSEZ
12. Shri Jayant Misra, Development Commissioner, NSEZ
13. Shri N.P.S.Monga, Development Commissioner, SEEPZ-SEZ
14. Shri S.Kishore, , Development Commissioner, VSEZ
15. Shri Manoj Kumar Arora, Addl. Director, DGEP, CBEC, Deptt. of Revenue
16. Shri S.K.Sahoo, Dy.Director(EP), O/o. DC, MSME
17. Ms. Deepshika Sharma, Deputy Secretary, (ITA-1), CBDT, Deptt. of Revenue
18. Shri S S Kumar, Under Secretary, Deptt. of Commerce

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