

**MOST IMMEDIATE  
BY FAX/SPEED POST**

NO.14/1/2013  
GOVERNMENT OF INDIA  
MINISTRY OF COMMERCE & INDUSTRY  
DEPARTMENT OF COMMERCE  
EOU SECTION

Udyog Bhawan, New Delhi  
Dated 29<sup>th</sup> January, 2013

OFFICE MEMORANDUM

Subject : Minutes of the 1<sup>st</sup> Meeting (2013 series) of the Board of Approval (BOA) for  
EOU Scheme held on 18<sup>th</sup> January, 2013

The undersigned is directed to forward herewith a copy of the minutes of the 1<sup>st</sup> meeting (2013 series) of the Board of Approval for EOU Scheme held on 18.1.2013 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)

Under Secretary to the Govt. of India  
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e-mail: [kumar.ss@nic.in](mailto:kumar.ss@nic.in)

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 (AW)/PS to Dir (SS)

**MINUTES OF THE 1<sup>st</sup> MEETING (2013 SERIES) OF BOARD OF APPROVAL FOR EOU SCHEME HELD UNDER THE CHAIRMANSHIP OF COMMERCE SECRETARY ON 18.01.2013 AT 1000 HOURS IN ROOM NO. 47, UDYOG BHAWAN, NEW DELHI**

The 1<sup>st</sup> meeting (2013) Series of the Board of Approval for EOU was held on 18.01.2013 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.

**1.1(13) Confirmation of the minutes of the 5<sup>th</sup> BOA meeting dated 23.11.2012**

The BOA ratified the minutes of the 5<sup>th</sup> meeting of BOA held on 23.11.2012.

**1.2(13) Permission for duty free procurement of storage racks with mezzanine layout indigenously by M/s. Plasma Private Ltd., Bangalore / CSEZ**


The BOA considered the request of the Unit for duty free procurement of storage racks with mezzanine layout indigenously. After discussions the BOA approved the request of the Unit keeping in view the performance of the Unit and sourcing of the items indigenously.

Chairman observed that the rationale of restrictions placed on DTA sourcing by EOUs in the provision under FTP needs to be revisited. DGEP also expressed the view that it is desirable that DTA sourcing restrictions needs to be rationalised. The Chairman directed that the Committee of DCs may look at the restrictive provisions of the Foreign Trade Policy and give their recommendations within 60 days.

**Cases of Appeal for Personal Hearing**

**1.3(13) Appeal against the curtailment of validity of LOP to 31<sup>st</sup> March 2013 by M/s Geetanjali Woollens Pvt. Ltd. / KASEZ**

The BOA heard the representative of the Unit and took on record the written statement given by him. It had been decided by BOA in its meeting held on 14.09.2012 that in view of the explicit provisions of Annexure 14-I-C of the Handbook of Procedures under the Foreign Trade Policy (2009-14), and after considering all relevant circumstances, the validity of LOP would be permitted only till 31.03.2013. The BOA considered all the

  
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facts and circumstances of the case and the provisions of FTP in this regard and concluded that there was no case to differ with the decision arrived at by the BOA in its meeting held on 14.09.2012. The appeal was accordingly disposed off.


**1.4(13) CSEZ has conveyed the orders of the High court for allowing a personal hearing to the EOU - M/s Big Bags ( CSEZ )**

The Board heard Shri B.N.Gururaj, Advocate authorized representative of the Unit and took on record the written submissions made by him. The Board noted that the Karnataka High Court had directed vide its order dated 13.8.2012 to hear the petitioner on the appeal filed by him and pass appropriate orders as per law. The Board also noted that the Unit has submitted before the Court its request for extension of LOP only upto 29.11.2007.

The appeal of the Unit was discussed by the Board in detail. It was noted that the appeal of the Unit was earlier rejected by the Board in its meeting held on 9<sup>th</sup> April, 2010 (2<sup>nd</sup> meeting of 2010 series).

The Board, after deliberations, decided to dispose off the appeal by rejecting it and directed DoC to pass speaking order to this effect.


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## 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 for the period of November'2012	CSEZ
B	Approvals granted under delegated powers for the period 1.4.2012 to 30.9.2012	FASEZ
C	Approvals granted under delegated powers for the period of October and November'12	ISEZ
D	Approvals granted under delegated powers for the period 1.10.2012 to 31.12.2012	KASEZ
E	Approvals granted under delegated powers for the period August to October'2012	MSEZ
F	Approvals granted under delegated powers for the period July'12 to December'12	NSEZ
G	Approvals granted under delegated powers not received	SEEPZ-SEZ
H	Approvals granted under delegated powers for the period 1.8.2012 to 31.12.2012 and an old case of dated 14.3.2000	VSEZ

  
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**List of Participants:**

1. Shri S R Rao, Commerce Secretary - Chairman
2. Shri Madhusudhan Prasad, Additional Secretary
3. Shri Ram Tirath, DG, DGEP, Deptt. of Revenue
4. Shri Rajiv Arora, Joint Secretary
5. Dr. L.B.Singhal, Addl. DGFT
6. Shri Sanjeet Singh, Director, Deptt. of Commerce - Member Secretary
7. Ms. A.N.Safeenaa, 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.Sharma, Director(EP), MSME
17. Shri A.K.Pathania, SIO, DGEP
18. Ms. Surabhi Sharma, Under Secretary, (ITA-1), CBDT, Deptt. of Revenue
19. Shri S S Kumar, Under Secretary, Deptt. of Commerce

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