

मुरादाबाद विशेष आर्थिक क्षेत्र

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(15/02/2019 को आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त)

डॉ. एल० बी० सिंघल, विकास आयुक्त, नॉएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 15/02/2019 को सुबह 11:30 बजे सम्मेलन हॉल, प्रशासनिक भवन, नॉएडा विशेष आर्थिक क्षेत्र, नॉएडा में आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त

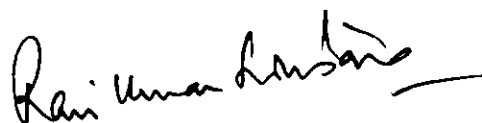
The following members of the Approval Committee were present during the meeting:-

- 1) Shri S. S. Shukla, Jt. Development Commissioner, NSEZ.
- 2) Shri Manvendra Singh, Joint DGFT, Moradabad.
- 3) Shri Rajesh Sharma, Assistant Commissioner, Noida Customs.
- 4) Shri Shree Prakash, Superintendent, Central GST, Moradabad.

2. Besides, during the meeting (i) Shri R. K. Srivastava, Dy. Development Commissioner, NSEZ (ii) Shri Tapan Bhattacharyya, Specified Officer, Moradabad SEZ, (iii) Dr. V. P. Sharma, Asstt. Development Commissioner, Moradabad SEZ were also present to assist the Approval Committee.

3. At the outset, Development Commissioner, NSEZ welcomed the participants. After brief introduction, each item of the agenda was taken up for deliberation one by one. After detailed deliberations as well as interaction with the applicants/ representatives of the units, the following decisions were taken:-

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| 1 | <p>Ratification of Minutes of last meeting of the Approval Committee held on 14/12/2018</p> <p>It was informed that no reference against the decisions of the Approval Committee held on 14/12/2018 has been received, and therefore, Approval Committee ratified the Minutes of meeting held on 14/12/2018.</p> |
| 2.1 | <p>Proposal of M/S Global Export House - review of performance as per provisions of Rule 54 of SEZ Rules, 2006 - regarding.</p> <p>It was informed that M/s Global Export House was issued LOA No. NSEZ/4-367/2003-MBD/8579 dated 19.09.2014. The unit has been allotted Plot No. G-28, Pocket-"A". The unit commenced production on 20.01.2016 and the LOA is valid up to 19.01.2021.</p> <p>It was informed to the Approval Committee that remittances in respect of export proceeds amounting to Rs. 38,27,600.00/- pertaining to exports made from 01.04.2015 to 30.04.2018 have not been realized within the prescribed time period of nine months. It was informed that the case of</p> |



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unit was considered in the Approval Committee meeting held on 14.12.2018 as the unit had Foreign Exchange pending for realization beyond nine months. However, the case was deferred for next Approval Committee meeting as no-one from the unit appeared before Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit from the meeting and directed that a communication to promoters be sent through registered/speed post on the official/ residential address asking them to ensure their presence in the next meeting of Approval Committee.

Shri Mohan Maheshwari, CEO, M/s Global Export House appeared before the Approval Committee and informed that Foreign Exchange amounting to Rs. 12,61,600.00 has already been realized and remaining amount of Rs. 25,66,000.00 will be realized in February 2019. He also stated that the NFE of the unit is already positive but due to wrong entry of one Bill Of Entry (BOE) by the unit, NFE is showing negative on SEZ Online system. He informed that he will request the Customs officers, Moradabad SEZ and will get it corrected.

The Approval Committee directed Shri Maheshwari to (i) submit the e-BRC/ Bank Certificate for the Foreign Exchange pending for realization beyond nine months to ADC, Moradabad SEZ, (ii) submit time extension from AD Bank or RBI, as the case may be, for regularization of the Foreign Exchange realized after the stipulated time period of 9 months, and (iii) submit the CA certified Export and Import report for the unit to this office so as to ascertain the exact NFE status.

The Approval Committee, after deliberations, directed that the NFE status in accordance with Rule 54 of SEZ Rules, 2006 and pending Foreign Exchange for the unit may be ascertained by 31st March 2019.

2.2 **Proposal of M/S Guildart Unit-II - review of performance as per provisions of Rule 54 of SEZ Rules, 2006 - regarding.**

It was informed that M/s Guildart Unit-II was issued LOA No. NSEZ/4-169/2003-MBD/443 dated 05.07.2005. The unit has been allotted Plot No. D-08, Pocket-"A". The unit commenced production on 18.05.2009 and the LOA is valid up to 17.05.2019.

It was informed to the Approval Committee that remittances in respect of export proceeds amounting to Rs. 65,224.00/- pertaining to exports made from 01.01.2017 to 30.04.2018 have not been realized within the prescribed time period of nine months. It was informed that the case of unit was considered in the Approval Committee meeting held on 14.12.2018 as the unit had Foreign Exchange pending for realization beyond nine months. However, the case was deferred for next

Sanjiv Kumar

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Approval Committee meeting as no-one from the unit appeared before Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit from the meeting and directed that a communication to promoters be sent through registered/speed post on the official/ residential address asking them to ensure their presence in the next meeting of Approval Committee.

Shri Prashant Mathur, authorized Representative appeared before the Approval Committee and informed that Rs. 43,897.00 will be realized in February 2019. He further informed that Foreign Exchange amounting to Rs. 21,327.00 cannot be realized as the amount pertains to Free Trade Samples sent to overseas buyers and the customs certified copies of Shipping Bills of the same have already been submitted to ADC, Moradabad SEZ.

The Approval Committee directed Shri Mathur to (i) submit the e-BRC/ Bank Certificate for the Foreign Exchange pending for realization beyond nine months to ADC, Moradabad SEZ and (ii) submit time extension from AD Bank or RBI, as the case may be, for regularization of the Foreign Exchange realized after the stipulated time period of 9 months.

It was advised by the Committee that in case the unit feels that the pending foreign exchange is not going to be realized, unit have an option of self write off or write off by the concerned AD Bank. For the unrealized export proceeds unit has to pay applicable customs duties with interest. The Committee also directed Specified Officer, MSEZ to look into the matter and ascertain applicable customs duties with interest if unit wants to write off the foreign exchange pending for realization.

The Approval Committee, after deliberations, deferred the case for the next Approval Committee meeting.

2.3 Proposal of M/S Indian Heritage Perfumers - review of performance as per provisions of Rule 54 of SEZ Rules, 2006 - regarding.

It was informed that M/s Indian Heritage Perfumers was issued LOA No. NSEZ/4-342/2003-MBD/7069 dated 16.05.2013. The unit has been allotted Plot No. L-05, Pocket-"A".The unit commenced production on 14.05.2015 and the LOA is valid up to 13.05.2020.

It was informed to the Approval Committee that remittances in respect of export proceeds amounting to Rs. 69,76,913.00/- pertaining to exports made from 01.04.2015 to 31.10.2017 have not been realized within the prescribed time period of nine months and is still pending. It was informed that the case of unit was considered in the Approval Committee meeting held on 14.12.2018 as the unit had Foreign Exchange pending for realization beyond nine months. However,

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the case was deferred for next Approval Committee meeting as no-one from the unit appeared before Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit from the meeting and directed that a communication to promoters be sent through registered/speed post on the official/ residential address asking them to ensure their presence in the next meeting of Approval Committee.

However, no one from the unit appeared before Approval Committee.

The Approval Committee deferred the case of unit for next Approval Committee meeting and directed that a communication to promoters be sent through registered/speed post on the official/ residential address mentioning details of all previous letter issued to them clearly mentioning that if no response is received, action in accordance with provisions of FT (D&R) Act, 1992 will be initiated without any further notice.

3.1 **Proposal of M/S Jainsons International - review of Expired/ Lapsed LOA- regarding**

Approval Committee was informed that M/s Jainsons International was issued LOA No. NSEZ/4-207/2003-MBD/978 dated 14.09.2006 for Manufacturing & Export of "Handicrafts made of iron artware, Brass artware, Aluminum artware and other Indian handicrafts" in Moradabad SEZ. The unit has been allotted Plot No. A-3 & 4, Pocket-"A", Moradabad SEZ.

The unit commenced production on 12.04.2007. The first block of 5 years for the unit expired on 11.04.2012. The unit was granted renewal of LOA for the 2nd 5 years block up to 11.04.2017 by the Competent Authority. However, the unit then suspended their production from 01.04.2012. A Show Cause Notice was issued to the unit on 17.11.2014 due to non-operationalization of the unit since 01.04.2012 and the proposal was placed before Approval Committee for personal hearing on 19.06.2015. No one from the unit appeared before the Approval Committee for the hearing so the case was deferred for the next UAC.

Approval Committee was also informed that as per records, the LOA was valid up to 11.04.2017 and no request for renewal of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee took serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next

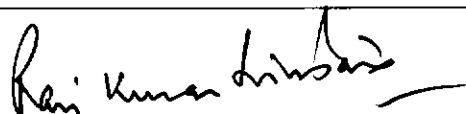
Ravi Kumar Dutt

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| | <p>Approval Committee meeting and directed a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.</p> <p>No one from the unit appeared before the Approval Committee but the unit vide their email dated 13.02.2019 informed that Mr. Ashok Kumar Jain (Partner) is under treatment for health issues and doctor has advised him not to move frequently so he will not be able to attend the meeting. The unit in their email also requested to provide them a date in the month of March 2019 so that the partner can appear in person in this office for submitting the required documents for renewal of their LOA.</p> <p>The Approval Committee, after deliberations, deferred the case for the next Approval Committee meeting.</p> |
| 3.2 | <p>Proposal of M/S Switamber International - review of Expired/ Lapsed LOA- regarding</p> <p>The Approval Committee was informed that M/s Switamber International was issued LOA No. NSEZ/4-337/2003-MBD/7582 dated 17.10.2013 for Manufacturing & Export of "Handicrafts & Artware made of Brass, Iron, Stainless Steel, Aluminium, Copper, Ferrous, Non-Ferrous Metal, Glass, Stone, Wax, Horn, Bone, Shell, Wood, Leather & Resine" in Moradabad SEZ. The unit has been allotted Plot No. D-05, Pocket-"A", Moradabad SEZ.</p> <p>It was also informed to the Approval Committee that as per records their LOA was valid up to 16.10.2017 and no request for renewal of LOA has been received.</p> <p>It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. Shri Upanshu Agarwal, Partner appeared before the Approval Committee and stated that most of the construction work on his SEZ unit is complete. He informed that in the year 2015-16, there was a change in partnership of the firm which was approved by the Approval Committee in its meeting held on 19.06.2015 but the same has not been approved by UPSIDC Ltd. (developer) till date. He stated that due to this he was not able to complete construction work and commence production. He also stated that he had made request with SEZ office for extension of his LOA beyond 16.10.2017.</p> <p>The Approval Committee had directed Shri Upanshu Agarwal to submit the details/proof of requests that he has made with O/o the Development Commissioner, Moradabad SEZ for extension of his LOA. The Approval Committee further decided to defer the case and directed that the matter may be placed again with complete facts before Approval Committee in its next meeting. The Approval Committee had further directed that the position of plot of the unit may be ascertained from UPSIDC</p> |



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Ltd. (developer) and matter may be taken up with the developer for resolving these types of cases, expeditiously.

The Approval Committee was also informed that the unit has not submitted any documents in this office till date as directed by the Approval committee in its meeting held on 14.12.2018.

No one from the unit appeared before the Approval Committee on 15.02.2019. However, the unit vide their email dated 13.02.2019 informed that the partners of the firm are out of India for Frankfurt Fair and hence will not be able to attend the meeting. The unit also informed in their email that their firm transfer proceeding is going on in UPSIDC Ltd.

The Approval Committee, after deliberations, deferred the case for the next Approval Committee meeting.

3.3 **Proposal of M/S United Star Exports – review of Expired/ Lapsed LOA- regarding**

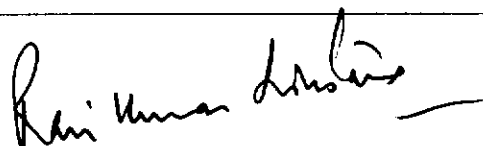
The Approval Committee was informed that M/s United Star Exports was issued LOA No. NSEZ/4-358/2003-MBD/8107 dated 31.01.2014 for Manufacturing & Export of "Handicraft made of Iron, Brass, Aluminium, Copper, Zinc & Other Alloy products & Wood, Leather, Glass, Textile and Home Furnishing" in Moradabad SEZ. The unit has been allotted Plot No. G-51, Pocket-"A", Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 30.01.2016.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.

No one from the unit appeared before the Approval Committee.

The Approval Committee noted that since the unit was given two opportunities for being heard but **no one from the unit appeared before the Approval Committee. The LOA of the unit expired 3 years back on 30.01.2016 and no request for extension of LOA has**



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been received from the unit till date.

Committee took note of the provision of Rule 11(5) of SEZ Rules, 2006 which provides as under:

*"The land or built up space in the processing area or free Trade and Warehousing Zone shall be given on lease only to the entrepreneurs holding a valid Letter of Approval issued under Rule 19 and the lease period shall not be less than five years but **notwithstanding any other condition in the lease deed, the lease rights would cease to exist in case of the expiry or cancellation of the Letter of Approval.**"*

The provisions of Rule 18 (2) of SEZ Rules, 2006, were also taken note of by the Committee which provides as under :-

"Provided further that a copy of the registered lease deed shall be furnished to the Development Commissioner concerned within six months from the issuance of the Letter of Approval and failure to do so, the Approval Committee may take action to withdraw the Letter of Approval after giving an opportunity of being heard;"

Approval Committee, after due deliberations, decided that the Letter of Approval for the unit which was valid up to 30.01.2016 may be treated as already expired/lapsed.

3.4

Proposal of M/S Craft Angles Inc.- review of Expired/ Lapsed LOA- regarding

Approval Committee was informed that M/s Craft Angles Inc. was issued LOA No. NSEZ/4-400/2003-MBD/10036 dated 17.11.2016 for Manufacturing & Export of "Handicrafts Items made of Textile, Hand Knotted Carpets, Handmade Rugs & Druggets, Home Décor & Home Furnishing, Handmade Imitation Jewellery, Fashion Accessories excluding Shawls, Scarves & Mufflers, Handcrafted Items of Copper, Brass, Tin, Wood, Aluminium, Iron & Steel and Leather" in Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 16.11.2017 and no request for renewal of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next

Ravi Kumar

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Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.

No one from the unit appeared before the Approval Committee.

The Approval Committee noted that since the unit was given two opportunities for being heard but **no one from the unit appeared before the Approval Committee. The LOA of the unit expired more than a year back on 16.11.2017 and no request for extension of LOA has been received from the unit till date.**

Committee took note of the provision of Rule 11(5) of SEZ Rules, 2006 which provides as under:

"The land or built up space in the processing area or free Trade and Warehousing Zone shall be given on lease only to the entrepreneurs holding a valid Letter of Approval issued under Rule 19 and the lease period shall not be less than five years but notwithstanding any other condition in the lease deed, the lease rights would cease to exist in case of the expiry or cancellation of the Letter of Approval."

The provisions of Rule 18 (2) of SEZ Rules, 2006, were also taken note of by the Committee which provides as under :-

"Provided further that a copy of the registered lease deed shall be furnished to the Development Commissioner concerned within six months from the issuance of the Letter of Approval and failure to do so, the Approval Committee may take action to withdraw the Letter of Approval after giving an opportunity of being heard;"

Approval Committee, after due deliberations, decided that the Letter of Approval for the unit which was valid up to 16.11.2017 may be treated as already expired/lapsed.

3.5 Proposal of M/S Techno Aluminium Products Pvt. Ltd.- review of Expired/ Lapsed LOA-regarding

Approval Committee was informed that M/s Techno Aluminum Products Pvt. Ltd was issued LOA No. NSEZ/4-279/2003-MBD/3066 dated 18.12.2009 for Manufacturing & Export of "Builders Hardware items such as Aluminum, Brass Ferrous casting items including fabrication of Steel, Aluminum Products Items" in Moradabad SEZ. The unit has been allotted Plot No. M-35 & 38, Pocket-"B", Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 17.12.2010 and

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no request for extension of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.

No one from the unit appeared before the Approval Committee

The Approval Committee noted that since the unit was given two opportunities for being heard but **no one from the unit appeared before the Approval Committee. The LOA of the unit expired more than 8 years back on 17.12.2010 and no request for extension of LOA has been received from the unit till date.**

Committee took note of the provision of Rule 11(5) of SEZ Rules, 2006 which provides as under:

*"The land or built up space in the processing area or free Trade and Warehousing Zone shall be given on lease only to the entrepreneurs holding a valid Letter of Approval issued under Rule 19 and the lease period shall not be less than five years but **notwithstanding any other condition in the lease deed, the lease rights would cease to exist in case of the expiry or cancellation of the Letter of Approval.**"*

The provisions of Rule 18 (2) of SEZ Rules, 2006, were also taken note of by the Committee which provides as under :-

"Provided further that a copy of the registered lease deed shall be furnished to the Development Commissioner concerned within six months from the issuance of the Letter of Approval and failure to do so, the Approval Committee may take action to withdraw the Letter of Approval after giving an opportunity of being heard;"

Approval Committee, after due deliberations, decided that the Letter of Approval for the unit which was valid up to 17.12.2010 may be treated as already expired/lapsed.

3.6

Proposal of M/S Lotus International - review of Expired/ Lapsed LOA- regarding

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Approval Committee was informed that M/s Lotus International was issued LOA No. NSEZ/4-349/2003-MBD/8108 dated 31.01.2014 for Manufacturing & Export of "Handcrafted Fashion Garments & Bags" in Moradabad SEZ. The unit has been allotted Plot No. F-21, Pocket-"A", Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 30.01.2016 and no request for renewal of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.

No one from the unit appeared before the Approval Committee

The Approval Committee noted that since the unit was given two opportunities for being heard but **no one from the unit appeared before the Approval Committee. The LOA of the unit expired more than 2 years back on 30.01.2016 and no request for extension of LOA has been received from the unit till date.**

Committee took note of the provision of Rule 11(5) of SEZ Rules, 2006 which provides as under:

*"The land or built up space in the processing area or free Trade and Warehousing Zone shall be given on lease only to the entrepreneurs holding a valid Letter of Approval issued under Rule 19 and the lease period shall not be less than five years but **notwithstanding any other condition in the lease deed, the lease rights would cease to exist in case of the expiry or cancellation of the Letter of Approval.**"*

The provisions of Rule 18 (2) of SEZ Rules, 2006, were also taken note of by the Committee which provides as under :-

"Provided further that a copy of the registered lease deed shall be furnished to the Development Commissioner concerned within six months from the issuance of the Letter of Approval and failure to do so, the Approval Committee may take action to

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withdraw the Letter of Approval after giving an opportunity of being heard;"

Approval Committee, after due deliberations, decided that the Letter of Approval for the unit which was valid up to 30.01.2016 may be treated as already expired/lapsed.

3.7 Proposal of M/S Samco International Unit-II - review of Expired/ Lapsed LOA- regarding

Approval Committee was informed that M/s Samco International Unit-II was issued LOA No. NSEZ/4-332/2003-MBD/7581 dated 17.10.2013 for Manufacturing & Export of "Handicrafts made of Stainless Steel, Cutlery Items, Kitchen ware and Other Handicrafts" in Moradabad SEZ. The unit has been allotted Plot No. G-1 & 2, Pocket-"A", Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 16.10.2015 and no request for renewal of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.

No one from the unit appeared before the Approval Committee

The Approval Committee noted that since the unit was given two opportunities for being heard but **no one from the unit appeared before the Approval Committee. The LOA of the unit expired more than 3 years back on 16.10.2015 and no request for extension of LOA has been received from the unit till date.**

Committee took note of the provision of Rule 11(5) of SEZ Rules, 2006 which provides as under:

"The land or built up space in the processing area or free Trade and Warehousing Zone shall be given on lease only to the entrepreneurs holding a valid Letter of Approval issued under Rule 19 and the lease period shall not be less than five years but notwithstanding any other condition in the lease deed, the lease rights would cease to exist in case of the expiry or cancellation of the Letter of Approval."

मुरादाबाद विशेष आर्थिक क्षेत्र

(15/02/2019 को आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त)

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The provisions of Rule 18 (2) of SEZ Rules, 2006, were also taken note of by the Committee which provides as under :-

“Provided further that a copy of the registered lease deed shall be furnished to the Development Commissioner concerned within six months from the issuance of the Letter of Approval and failure to do so, the Approval Committee may take action to withdraw the Letter of Approval after giving an opportunity of being heard;”

Approval Committee, after due deliberations, decided that the Letter of Approval for the unit which was valid up to 16.10.2015 may be treated as already expired/lapsed.

3.8 **Proposal of M/S Dollar Overseas – review of Expired/ Lapsed LOA- regarding**

Approval Committee was informed that M/s Dollar Overseas was issued LOA No. NSEZ/4-345/2003-MBD/7071 dated 16.05.2013 for Manufacturing & Export of “Handicrafts made of Brass, Aluminum, Copper, Zinc, Iron and their Alloy Products” in Moradabad SEZ. The unit has been allotted Plot No. D-10, Pocket-“A”, Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 15.05.2015 and no request for renewal of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee

Shri Akhtar Rasool, Partner appeared before the Approval Committee and stated that he wants to set up an Engineering unit on the plot allotted to M/s Dollar Overseas by UPSIDC Ltd since after trifurcation of Moradabad SEZ, Engineering sector has been embedded with Handicrafts Sector in Pocket “A”. As currently the allotment is for setting up a unit for manufacturing and export of handicraft items, he will discuss the matter with UPSIDC Ltd for change of allotment type of the already allotted plot, otherwise he will surrender the plot for re-allotment in Engineering sector. He requested that he may be granted some time to take the decision in the matter.

Ravi Kumar Dandia

मुरादाबाद विशेष आर्थिक क्षेत्र

(15/02/2019 को आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त)

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| | <p>The Approval Committee, after deliberations, deferred the case for the next Approval Committee meeting.</p> |
| 3.9 | <p>Proposal of M/S Designco Overseas - review of Expired/ Lapsed LOA- regarding</p> <p>The Approval Committee was informed that M/s Designco Overseas Pvt. Ltd. was issued LOA No. NSEZ/4-379/2003-MBD/9414 dated 07.03.2016 for Manufacturing & Export of "Handicrafts made of Wood, Iron Steel, Steering & Rubber equipment of Ship and glass" in Moradabad SEZ.</p> <p>The committee was also informed that as per records the LOA was valid up to 06.03.2017 and no request for renewal of LOA has been received.</p> <p>It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. Shri Irshad Hussain, authorised representative of unit had appeared before the Approval Committee and stated that he had made request with SEZ office for extension of his LOA beyond its expiry i.e. 06.03.2017. Shri Hussain informed that he is doing business from DTA unit and his turnover was around Rs. 500.00 Crores last year. He had further submitted that he is very keen to operate in SEZ.</p> <p>The Approval Committee directed Shri Irshad to submit the details/proof of requests he had made with O/o the Development Commissioner, Moradabad SEZ for extension of LOA.</p> <p>The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee</p> <p>It was informed that the unit had not submitted any documents in this office till date as directed by the Approval committee in its meeting held on 14.12.2018.</p> <p>Shri Ayush Kumar Lohia, Partner appeared before the Approval Committee and stated that he will make a request with this office for extension of his LOA beyond its expiry i.e. 06.03.2017. He stated that he is keen to operate in SEZ but due to issues being faced from the developer (UPSIDC Ltd) he is not able to set up his SEZ unit in time.</p> <p>The Approval Committee directed the representative of the unit to apply for extension of LOA along</p> |

Shri Ayush Kumar Lohia

मुरादाबाद विशेष आर्थिक क्षेत्र

(15/02/2019 को आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त)

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| | <p>with complete details including export projections of five years and time schedule for implementation of authorized operations of SEZ unit to ADC, Moradabad SEZ. The Approval Committee also directed ADC, Moradabad SEZ to organize a meeting with Regional Manager, UPSIDC to resolve the issues faced by the unit.</p> <p>The Approval Committee, after detailed deliberations, deferred the case for the next Approval Committee meeting.</p> |
| 3.10 | <p>Proposal of M/S Jasper Overseas - review of Expired/ Lapsed LOA- regarding</p> <p>Approval Committee was informed that M/s Jasper Overseas Pvt. Ltd. was issued LOA No. NSEZ/4-386/2003-MBD/9410 dated 16.06.2016 for Manufacturing & Export of "Handicrafts made of Brass, Aluminum, Iron, Glass and Cooper" in Moradabad SEZ.</p> <p>Approval Committee was also informed that as per records the LOA was valid up to 15.06.2017 and no request for renewal of LOA has been received in this office.</p> <p>It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.</p> <p>No one from the unit appeared before Approval Committee but the unit vide its email dated 15.02.2019 stated that due to some unavoidable circumstances they were unable to attend the meeting. The unit in their email also stated that there has been some dispute in partnership of their company due to which they are dissolving the partnership and hence requested to close their LOA.</p> <p>Approval Committee, after due deliberations, decided that the Letter of Approval for the unit which was valid up to 15.06.2017 may be treated as already expired/lapsed.</p> |
| 3.11 | <p>Proposal of M/S Shree Jee Exports - review of Expired/ Lapsed LOA- regarding</p> <p>Approval Committee was informed that M/s Shree Jee Exports was issued LOA No. NSEZ/4-382/2003-MBD/9411 dated 07.03.2016 for Manufacturing & Export of "Handicrafts made of Brass,</p> |

Raj Kumar

मुरादाबाद विशेष आर्थिक क्षेत्र

(15/02/2019 को आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त)

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Iron, Glass, Copper, Aluminum, Wood, Leather, Imitation Jewelry, Textiles, Tin, Stainless Steel, Home Décor & Furnishing, Rugs & druggets, and Fashion Accessories" in Moradabad SEZ. The unit has been allotted Plot No. F-13, Pocket-"A", Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 06.03.2018 and no request for renewal of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit from the meeting. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, The Approval Committee deferred the case of the unit for next Approval Committee meeting and directed a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.

The Approval Committee was also informed that the unit vide their letter dated 31.12.2018 has requested for extension of their LOA up to 31.12.2020 which was submitted for consideration by Competent Authority, NSEZ, Noida. Competent Authority directed to ask the unit to submit certificate of a Chartered Engineer certifying the current construction status of the unit with actual site photographs as the unit has applied for extension of LOA for 4th year. Alternatively the unit can apply for extension up to 3rd year i.e. 06.03.2019. In this regard, this office had sent a letter No NSEZ/4-382/2003-MBD/13520 dated 24.01.2019 to the unit asking them to submit the required documents for consideration of their LOA extension request. In this regard, no response has been received in this office from the unit till date.

No one from the unit appeared before the Approval Committee.

The Approval Committee, after detailed deliberations, deferred the case for the next Approval Committee meeting. The Approval Committee also directed ADC, Moradabad SEZ to write a letter to the unit seeking complete details including export projections of five years and time schedule for implementation of authorized operations of SEZ unit.

3.12

Proposal of M/S Craftmade Metals Pvt. Ltd. - review of Expired/ Lapsed LOA- regarding

Approval Committee was informed that M/s Craftmade Metals Pvt. Ltd. was issued LOA No. NSEZ/4-396/2003-MBD/10035 dated 17.11.2016 for Manufacturing & Export of "Handicraft Items made of Brass, Aluminum, Glass, Copper, Iron, Wood, Iron & Steel, Ceramic, Fashion Accessories

Ravi Kumar

मुरादाबाद विशेष आर्थिक क्षेत्र

(15/02/2019 को आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त)

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excluding Shawls, Scarves & Mufflers, Leather, Granite Stones and Embroidered Textile items" in Moradabad SEZ.

Approval Committee was also informed that as per records the LOA was valid up to 16.11.2017 and no request for renewal of LOA has been received in this office.

It was informed that the case was placed in the Approval Committee meeting held on 14.12.2018 for review of expired/lapsed LOA of the unit. No one from the unit appeared before the Approval Committee. The Approval Committee had taken serious note of absence of the promoters of the unit. However, Approval Committee decided that a last opportunity may be provided to the unit for appearing in its next meeting failing which the matter shall be decided on merit on the basis of available records. Accordingly, the Approval Committee deferred the case of the unit for next Approval Committee meeting and directed that a communication be sent to promoters of the unit through registered/speed post on the official/residential address asking them to ensure their presence in the next meeting of Approval Committee.

No one from the unit appeared before the Approval Committee

The Approval Committee noted that since the unit was given two opportunities for being heard but **no one from the unit appeared before the Approval Committee. The LOA of the unit expired more than a year back on 16.11.2017 and no request for extension of LOA has been received from the unit till date.**

Committee took note of the provision of Rule 11(5) of SEZ Rules, 2006 which provides as under:

*"The land or built up space in the processing area or free Trade and Warehousing Zone shall be given on lease only to the entrepreneurs holding a valid Letter of Approval issued under Rule 19 and the lease period shall not be less than five years but **notwithstanding any other condition in the lease deed, the lease rights would cease to exist in case of the expiry or cancellation of the Letter of Approval.**"*

The provisions of Rule 18 (2) of SEZ Rules, 2006, were also taken note of by the Committee which provides as under :-

"Provided further that a copy of the registered lease deed shall be furnished to the Development Commissioner concerned within six months from the issuance of the Letter of Approval and failure to do so, the Approval Committee may take action to withdraw the Letter of Approval after giving an opportunity of being heard;"

