



**O/O DC, DAHEJ - SEZ,
AHMEDABAD.**

AGENDA FOR 10TH (TENTH) MEETING OF APPROVAL COMMITTEE FOR DAHEJ – SEZ TO BE HELD ON, THURSDAY, 27TH AUGUST, 2009 AT 12:00 HOURS IN THE CONFERENCE ROOM OF OPAL, (FOURTH FLOOR), VCCI COMPLEX, OPP. FIRE STATION, MAKARPURA, VADODARA.

A. Fresh Cases for unit in Dahej – SEZ

Sr. No.	Name of the Applicant	Item of Manufacture / Service Activity
01.	<u>M/s. Torrent Pharmaceuticals Ltd., Ahmedabad.</u>	Request of the Unit for Inclusion of Additional product in letter of Approval , in terms of Rule 19 of the SEZ Rule , 2006.
02.	<u>M/s. ONGC Petro Additions Ltd.</u>	Request for Approval of the Services for exemption by the way of refund of Service Tax paid used in relation to Authorized Operations in SEZ (in terms of Noti. No. 09/2009-Service Tax dated 03.03.2009 & 15/2009-Service Tax dated 20.05.2009)
03.	<u>M/s. Firmenich Aromatics Production (India) Pvt. Ltd.</u>	Request for Approval of the Services for exemption by the way of refund of Service Tax paid used in relation to Authorized Operations in SEZ (in terms of Noti. No. 09/2009-Service Tax dated 03.03.2009 & 15/2009-Service Tax dated 20.05.2009)
04.	<u>M/s. Pidilite Industries Ltd.</u>	Request for Approval of the Services for exemption by the way of refund of Service Tax paid used in relation to Authorized Operations in SEZ (in terms of Noti. No. 09/2009-Service Tax dated 03.03.2009 & 15/2009-Service Tax dated 20.05.2009)

B. Deferred Cases :-

Sr. No.	Name of the Applicant	Item of Manufacture / Service Activity
01.	M/s. BOC India Ltd., Ahmedabad.	Industrial Gases i.e. 1) Nitrogen 2) Oxygen
02.	<u>M/s. Tiong Woon Project & Contracting (India) Ltd., Ahmedabad.</u>	Service activity relating to supply of Heavy Lifting, Erection, Installation and Commissioning

C. Other Cases :-

Sr. No.	Name of the Applicant	Item of Manufacture / Service Activity
01.	M/s. Dahej SEZ Ltd.	Review of the Quarterly Report on Import & Procurement of Goods from the DTA submitted by the Developer ; in terms of Rule 22 (4) of SEZ Rules , 2006 (for the Quarter ending March '09 & June '09.

NOTE FOR 10TH MEETING OF APPROVAL COMMITTEE FOR DAHEJ SEZ.

FRESH CASES :-

CASE NO. A-01

1. M/S. TORRENT PHARMACEUTICALS LTD.

M/S. TORRENT PHARMACEUTICALS LTD. were granted Approval for setting up an Unit in Dahej SEZ for manufacture & export of “ Active Pharmaceuticals Ingredients (Bulk – Drugs) ” falling under Ch. 29 of ITC (HS) for total quantity of 50 MT.

Now , M/S. TORRENT PHARMACEUTICALS LTD. vide their letter dated 31.07.2009 has requested for addition to the Authorized Operation i.e. inclusion of the Pharmaceutical Products – Tablets falling under Ch. 30 of ITC (HS) in the Letter of Approval issued to them. This would enable the Active Pharmaceutical Ingredients (API) to be captively consumed within the Unit itself & produced the Value added items resulting into Higher export & Foreign exchange earnings. The Applicant had originally proposed to manufacture the Pharmaceuticals formulations , mainly for export , at other plants of the Company by using the API

produced at this Unit at SEZ but subsequently the Applicant realized that setting up of formulation plant at this location , a forward integration plan will help the Company to avoid transferring API to other SEZ or to the DTA for conversion into finished dosage forms besides cost advantage with common infrastructure.

The Applicant has furnished the details such as Project Report showing the Product Details , Cost of Project & Financial Analysis. The cost of the Project for setting up manufacturing facilities for Pharmaceuticals Products - Tablets falling under Ch. 30 of ITC (HS) would be 197 Crores.

The request of the Unit is put up for consideration by the Approval Committee in terms of Rule 19 (2) of the SEZ Rule , 2006.

CASE NO. A-02

2. M/S. ONGC PETRO ADDITIONS LTD.

M/S. ONGC PETRO ADDITIONS LTD. Unit in Dahej SEZ vide their letter Ref. No. OPAL / BDA / PR / IDP / 003 / 2008-09 dated 23.07.2009 has requested for Approval of Taxable Services consumed partially or wholly outside SEZ for claiming refund of the same. The list of Taxable Services are as under :

1. Auctioneer's Service
2. Clubs & Associations
3. Construction of Complex (Residence)
4. Credit card , Debit card , Charge card or Other Payment Cards
5. Health & Fitness Centre
6. Internet café
7. Management Consultant
8. Management of Investment under Unit Linked Insurance Plan (ULIP) Service
9. Outdoor Caterer
10. Pandal or Shamiana
11. Photography
12. Rail Travel Agent
13. Stock Broker
14. Stock Exchange Service
15. TV & Radio program production service
16. Tour Operator
17. Underwriter

The above list of Taxable Services are not covered by the Default List of Services approved by the Approval Committee during its meeting held on 04.04.2009. The request of the Unit is put up for Approval by the Approval Committee in terms of CBEC Notification No. 9 / 2009 – Service Tax dated 03.03.2009 as amended by Notification No. 15 / 2009 – Service Tax dated 20.05.2009.

CASE NO. A-03

3. M/S. FIRMENICH AROMATICS PRODUCTION (INDIA) PVT. LTD.

M/S. FIRMENICH AROMATICS PRODUCTION (INDIA) PVT. LTD. Unit in Dahej SEZ vide their letter dated 15.07.2009 has requested for Approval of Taxable Services consumed partially or wholly outside SEZ for claiming refund of the same. The list of Taxable Services are as under :

1. Business Support
2. Club or Association Membership
3. Construction of Complex (Residence)
4. Credit card , Debit card , Charge card or Other Payment Cards
5. Intellectual Property (Other than Copyrights)
6. Photography
7. Pandal or Shamiana
8. Tour Operator
9. Travel Agent (Rail)

The above list of Taxable Services are not covered by the Default List of Services approved by the Approval Committee during its meeting held on 04.04.2009. The request of the Unit is put up for Approval by the Approval Committee in terms of CBEC Notification No. 9 / 2009 – Service Tax dated 03.03.2009 as amended by Notification No. 15 / 2009 – Service Tax dated 20.05.2009.

CASE NO. A-04

4. M/S. PIDILITE INDUSTRIES LTD.

M/S. PIDILITE INDUSTRIES LTD. Unit in Dahej SEZ vide their letter dated 29.07.2009 has requested for Approval of Taxable Services consumed partially or wholly outside SEZ for claiming refund of the same. The list of Taxable Services are as under :

1. Business Support
2. Club & Association
3. Construction of Complex (Residence)
4. Credit card , Debit card , Charge card or Other Payment Cards
5. Intellectual Property (Other than Copyrights)
6. Photography
7. Pandal or Shamiana
8. Tour Operator

The above list of Taxable Services are not covered by the Default List of Services approved by the Approval Committee during its meeting held on 04.04.2009. The request of the Unit is put up for Approval by the Approval Committee in terms of

CBEC Notification No. 9 / 2009 – Service Tax dated 03.03.2009 as amended by Notification No. 15 / 2009 – Service Tax dated 20.05.2009.

DEFERRED CASES : -

CASE NO. B-01

1. M/S. BOC INDIA LTD.

The Proposal of M/S. BOC INDIA LTD. for setting up an Unit in Dahej SEZ for Production of Oxygen & Nitrogen gases , was taken up for consideration by the Unit Approval Committee in its Ninth Meeting held on 04.08.2009. Shri Shibaditya Sen , Vice president – Business Development of the Applicant Company made presentation before the Approval Committee. However , on being asked by the members of Approval Committee , regarding the achievement of Net Foreign Exchange , the Applicant could not explain / justify their NFE Projections given in the Application Form. Therefore , Approval Committee directed to the Applicant to make a study of the requirement of the Gases by the Units coming up

in Dahej SEZ for justifying their NFE projections & deferred the case for the next meeting.

The Proposal is put up for consideration by the Approval Committee in terms of Rule 18 of SEZ Rules , 2006.

CASE NO. B-02

2. M/S. TIONG WOON PROJECT & CONTRACTING (INDIA) LTD.

The proposal of M/S. TIONG WOON PROJECT & CONSTRUCTING (INDIA) LTD., Ahmedabad, is for setting up a new unit in the Dahej-SEZ for service activity i.e. supply of Heavy Lifting, Erection, Installation and Commissioning to SEZ Units. They intend to import and procure capital goods worth Rs. 5750.00 Lakhs for the proposed project. FOB value of exports for the 5 years period is projected as Rs. 8200.00 Lakhs with NFE of Rs. 1620.00 Lakhs (24.62%). The Developer (Dahej SEZ) has agreed in principle approval for allotment of plot of about 10,000 Sq. Mtrs. in the processing zone of Dahej SEZ for the proposed project in Dahej SEZ for setting up of unit.

The proposal was taken up for deliberation by the Approval Committee during its last meeting on 04.08.2009. However , none of the Directors of the Applicant or their Representative appeared before the Committee for presentation of their case. Hence the case was deferred for the next meeting. The proposal is put up for consideration by the Approval Committee in terms of Rule 18 of SEZ Rule , 2006.

OTHER CASES : -

CASE NO. C-01

1. M/S. DAHEJ SEZ LTD.

M/S. DAHEJ SEZ LTD. vide their letter no. DSL / 08 – 09 dated 29.04.2009 & letter no. DSL / 09 – 010 dated 30.07.2009 has submitted the Quarterly Progress Report in Form - E regarding procurement & consumption of material for the Quarter ending March 2009 & June 2009 respectively. The same are placed before the Approval committee for review in terms of provisions of Rule 12 (7) & Rule 22 (4) of SEZ Rules , 2006