

**AGENDA FOR 18<sup>TH</sup> (EIGHTEENTH) MEETING OF APPROVAL COMMITTEE FOR DAHEJ – SEZ TO BE HELD ON, FRIDAY, 16<sup>TH</sup> APRIL, 2010 AT 12:30 HOURS IN THE CONFERENCE ROOM – ONGC PETRO ADDITIONS LTD., VCCI COMPLEX, GIDC, OPP. FIRE STATION, MAKARPURA, VADODARA.**

**A. Fresh Cases for unit in Dahej – SEZ**

| <b>Sr. No.</b> | <b>Name of the Applicant</b>             | <b>Item of Manufacture / Service Activity</b>                                   |
|----------------|--|---|
| <b>01.</b>     | <b>M/s. Hindustan Dorr-Oliver Ltd.</b>   | <b>1). Pressure Vessel, 2). Heat Exchanger<br/>3). Other Process Equipments</b> |
| <b>02.</b>     | <b>M/s. Rallis India Ltd.</b>            | <b>Agrochemical / Specialty Chemicals</b>                                       |
| <b>03.</b>     | <b>M/s. Sabero Organics Gujarat Ltd.</b> | <b>Agrochemicals &amp; Formulations</b>   |
| <b>04.</b>     | <b>M/s. Neesa Infrastructure Limited</b> | <b>MS Ingot, Rolled Structured Product,<br/>Production of Valve</b>             |

**B. Other Cases**

|               |   |   |
|---------------|---|---|
| <b>01.</b>    | <b>M/s. Torrent Energy Ltd.</b>                 | <b>Approval of Materials for authorized operations.</b>   |
| <b>02.</b>    | <b>M/s. C S Specialty Chemicals Pvt. Ltd.</b>   | <b>Approval for accordance of LOA in the name of CS Performance Chemicals Pvt. Ltd. (Wholly owned subsidiary of CS Specialty Chemicals Pvt. Ltd.)</b> |
| <b>03(i).</b> | <b>M/s. Meghmani Chemtech</b>                   | <b>Approval for change the name from “Meghmani Chemtech Ltd.” to “Meghmani Organics Ltd.”</b>   |
| <b>03(ii)</b> | <b>M/s. Meghmani Chemtech</b>                   | <b>Pesonal hearing held on 30.03.2010 at 11:30 Hrs. in the Development Commissioner’s office.</b>   |
| <b>04.</b>    | <b>M/s. Sun Pharmaceuticals Industries Ltd.</b> | <b>Approval of the specified services used in relation to authorized operation in SEZ</b>   |
| <b>05.</b>    | <b>M/s.Oil and Natural Gas Corporation Ltd.</b> | <b>Approval for amendment in LOA to include LPG as additional item of manufacture.</b>  |
| <b>06.</b>    | <b>M/s.Chemetall Lithium India Pvt. Ltd.</b>    | <b>Approval of the specified services used in relation to authorized operation in SEZ</b>   |
| <b>07.</b>    | <b>M/s. ONGC Petro additions Limited</b>        | <b>Approval for opening of gate in SEZ wall for bringing ODC Cargo.</b>   |
| <b>08.</b>    | <b>M/s. P.I. Industries</b>                     | <b>Request for cancellation of LOA.</b>   |
| <b>09.</b>    | <b>M/s. Neesa Infrastructure Ltd.</b>           | <b>Request for cancellation of LOA.</b>   |

**NOTE FOR 18<sup>TH</sup> MEETING OF APPROVAL COMMITTEE FOR DAHEJ SEZ.**

**FRESH CASES :-**

**1. M/S. HINDUSTAN DORR-OLIVER LTD.**

Agenda Note is enclosed herewith. ( **Annexure – I** )

**CASE NO. A – 01.**

**2. M/S. RALLIS INDIA LTD.**

Agenda Note is enclosed herewith. ( **Annexure – II** )

**CASE NO. A – 02.**

**3. M/S. SABERO ORGANICS GUJARAT LTD.**

Agenda Note is enclosed herewith. ( **Annexure – III** )

**CASE NO. A – 03.**

**4. M/S. NEESA INFRASTRUCTURE LIMITED**

Agenda Note is enclosed herewith. ( **Annexure – IV** )

**CASE NO. A – 04.**

**OTHER CASES :-**

**CASE NO. B-01**

**1. M/S. TORRENT ENERGY LIMITED**

M/s. Torrent Energy LTD. has submitted the List of authorized operations (**Annexure-V**) for the Approval of U.A.C. The matter has been deferred in last meeting of the UAC because the list was submitted at the time of meeting and it was very long with more than 15 pages and no member could go through it properly. The committee is opined that list has to be scrutinized.

The request of the Unit is again put up for consideration by the Approval Committee.

**CASE NO. B-02**

**2. M/S. CS SPECIALTY CHEMICALS PVT. LIMITED**

Nobody appeared on behalf of M/s.CS Specialty Chemicals Pvt. Ltd in the last meeting of UAC. So the matter has been deferred to the next UAC's meeting.

The LOA of this firm was originally issued in the name of M/s. James Robinson India Pvt. Ltd. But as the company has changed its name from M/s.James Robinson India Pvt. Ltd. to

M/s.CS Specialty Chemicals Pvt. Ltd., necessary amendments were made and the name of the company was changed accordingly.

But now M/s.CS Specialty Chemicals Pvt. Ltd. has requested to accord the LOA in the name of M/s.CS Performance Chemicals Private Limited which is wholly owned subsidiary of M/s.CS Specialty Chemicals Pvt. Ltd. (Copy enclosed – **Annexure VI**)

The request of the unit is put up for consideration by the Approval Committee.

**CASE NO. B-03(i)**

### **3(i)M/S. MEGHMANI CHEMTECH LTD.**

M/s. Meghmani Chemtech Ltd. has applied for change its name from “Meghmani Chemtech Ltd.” to “Meghmani Organics Ltd.” (Copy enclosed – **Annexure VII**)

M/s.Meghmani Chemtech Ltd. has previously changed its name from “Meghmani Organics Ltd.” to “Meghmani Chemtech Ltd.” Now, the unit has again requested to change its name vice versa.

The request of the unit is put up for consideration by the Approval Committee.

**CASE NO. B-03(ii)**

### **3(ii)M/S. MEGHMANI CHEMTECH LTD.**

A Show Cause Notice was given to M/s. Meghmani Chemtech Ltd. vide letter No.KASEZ/DCO/03-MOL/08-09 dated 15.07.2009 for not declaring the details pertaining to the cases of contravention of Customs Act, 1962, Central Excise Act, 1944 which was required to have been disclosed in the application in Form-F submitted by them for setting up their unit in Dahej SEZ.

The unit has replied the SCN vide their letter dated 26.08.2009. They replied that all the pending cases against them are of issues involving interpretation of provision and are not on account of any fraud, collusion or mis-statement with intent to evade payment of duty by the unit except three cases. Out of these three cases, in two cases the matter regarding imposition of penalty is to be decided by third member in CESTAT. In the third case, stay is granted by Hon'ble CESTAT on depositing amount of Rs.40 lacs as ordered by CESTAT.

A personal hearing was conducted in the matter on 30.03.2010 at 11:30 Hrs. in the Development Commissioner's office. A copy of Personal Hearing proceedings is enclosed herewith as **Annexure-VIII**.

The case is put up for consideration by the Approval Committee.

**CASE NO. B-04**

**4. M/S. SUN PHARMACEUTICAL INDUSTRIES LTD.**

M/s. Sun Pharmaceutical Industries Limited, a Unit in Dahej SEZ vide their Letter No.SPL/09-10/001 dated 25.02.2010 (Copy enclosed – **Annexure – IX** ) has submitted a list of Taxable Services for approval of the same with a view to claim to refund service tax of the same. Out of 51 services requested, 4 services are not covered under Default Services. These services are (i) Cable Operator Services (ii) Clubs and Associations (iii) Photography Services and (iv) Transport of goods in containers by rail [**other than Indian Railway**].

The request of the Unit is put up for consideration by the Approval Committee.

**CASE NO. B-05**

**5. M/S. OIL AND NATURAL GAS CORPORATION LTD.**

M/s.Oil and Natural Gas Corporation Ltd. vide letter No.ONG/BDA/C2C3/LOA/09-10/6 dated 19.03.2010 has submitted a report and requested in amendment in LOA to include LPG as additional item of manufacture (Copy enclosed – **Annexure – X**)

M/s.ONGC has submitted that their C2-C3 project is under advance stage of construction in Dahej and scheduled to be commissioned in July'10 while OPAL plant is expected in 2013. Hence for the interim period till OPAL is completed, they needs to sell the products to other possible off-takers. They further submitted that in view of the time gap between commissioning of C2C3 plant & OPAL plant and requirement to sell LPG during the interim period is a need to identify LPG as an item of manufacture in the C2-C3 plant in addition to C2, C3 and C4 envisaged originally.

The request of the Unit is put up for consideration by the Approval Committee.

**6. M/S. CHEMETALL LITHIUM INDIA PVT. LTD.**

M/s. Chemetall Lithium India Pvt. Ltd. has submitted the List of authorized operations (**Annexure-XI**) for approval of the same with a view to claim to refund service tax of the same. Out of 85 services requested, 19 services are not covered under Default Services. These services are:

- (i) Tour Operator
- (ii) Underwriter
- (iii) Photography
- (iv) Convention Centre
- (v) Cable Operator
- (vi) Dry Cleaning
- (vii) Intellectual Property
- (viii) Outdoor Caterer
- (ix) Programme Producer
- (x) Pandal or Shamiana
- (xi) Club or Association
- (xii) Construction of Complex
- (xiii) Transport by Cruise Ship
- (xiv) Credit/Debit/Charge or other payment card
- (xv) Asset management service
- (xvi) Management of Investment ULIP Service
- (xvii) Stock Exchange Service
- (xviii) Transport of Coastal Goods; and Goods transported through inland water service
- (xix) Legal Consultancy Service.

The request of the Unit is put up for consideration by the Approval Committee

**7. M/S. ONGC PETRO ADDITIONS LTD.**

M/s.Dahej SEZ Ltd.(Developer) has allotted a Plot No.Z/85/2 admeasuring 52145.14 sq. mts. Of area to construct jetty for temporary use for transportation of equipments for the period from date of allotment letter upto December 31, 2011 subject to certain conditions vide letters dated 11.03.2010 & 20.03.2010.

M/s.OPAL vide letter No.OPAL/BDA/EN/LOG/101/096-10 dated 25.03.2010 (Copy enclosed – **Annexure-XII**) has requested to grant them permission to open a gate in boundary of SEZ so that the ODC cargo can be brought in.

The request of the Unit is put up for consideration by the Approval Committee.

**8. M/S. P.I. INDUSTRIES LTD.**

A Letter of Approval No.KASEZ/DCO/PII/21/08-09 dated 27.05.2008 had been issued to M/s.P.I. Industries Ltd. for manufacture of “Agro Chemicals, Fine Chemicals & Pharma Intermediates”.

Now, vide letter dated 22.02.2010 (Copy enclosed – **Annexure-XIII**) submitted by M/s. P.I. Industries, they seek the permission to withdraw as a unit from Dahej SEZ on following points:

- They have to execute their orders in fixed time bound programme and Dahej SEZ was not ready with all required infrastructure. So they were not in position to implement their project in Dahej SEZ.
- Allotment of their plot in Dahej SEZ is also cancelled.

Due to aforementioned facts, M/s.P.I. Industries has seek the permission to withdraw/cancel the above LOA and allow them to quit the Dahej SEZ.

The request of the Unit is put up for consideration by the Approval Committee.

**9. M/S. NEESA INFRASTRUCTURE LTD.**

A Letter of Approval No.KASEZ/P&C/6/31/07-08 dated 10.10.2007 had been issued to M/s.Neesa Infrastructure Ltd. for manufacture of “Iron, Steel & Stainless Steel Casting”. The same was accepted by the unit vide their letter dated 30.10.2007.

Now, vide their letter No.Dahej/NIL/004/09-10 dated 22.03.2010 (Copy enclosed – **Annexure-XIV**) submitted that they seek the permission to withdraw as a unit from Dahej SEZ on following points:

- Their nature of project is completely changed as the global market for industrial valves which is estimated at 26 billion and is growing @ 3 to 5% per annum. The Indian Valve industry is expected to grow @ 10 % per annum.
- A large number of multi-national companies engaged in manufacturing of pumps & valves are entering the Asian Markets, particularly in India due to high cost of labour and inputs in European countries.

Due to aforementioned facts, M/s.NIL has seek the permission to withdraw the above LOA and they applied as a fresh unit for the revised project for “Foundry-cum-Rolling Mill and Valve manufacturing unit”.

The request of the Unit is put up for consideration by the Approval Committee.

## ANNEXURE-V

A copy of Authorized operations submitted by **M/s. Torrent Energy LTD.** has already given to all the members of U.A.C. in the last meeting held on Monday, 05<sup>th</sup> March, 2010 at 12:30 hours in the Conference Room – ONGC Petro Additions Ltd., VCCI Complex, GIDC, Opp. Fire Station, Makarpura, Vadodara.