

AGENDA FOR 24TH (TWNTY FOURTH) MEETING OF APPROVAL COMMITTEE FOR DAHEJ – SEZ TO BE HELD ON, FRIDAY, 22ND OCTOBER, 2010 AT 11:00 HOURS IN THE CONFERENCE ROOM – DC OFFICE, DAHEJ SEZ, 4TH FLOOR, FADIA CHAMBERS, ASHRAM ROAD, AHMEDABAD.

A. Fresh Cases for unit in Dahej – SEZ:

Sr. No.	Name of the Applicant	Item of Manufacture / Service Activity
01.	M/s.Gujarat Fluorochemicals Ltd.	1.Free flow grade PTFE 2. Fine cut PTFE
02.	M/s.Vijay Tanks & Vessels Ltd.	1. Storage Tanks 2. Process Equipment

B. Deferred Cases from previous meetings of the UAC:

Sr. No.	Name of the Applicant	Item of Manufacture / Service Activity OR Details of Request
01.	M/s. Sajjan Specialty Chemicals	2,5Dichloro-Paraphenylenediamine (DCPPD) 2-Chloro-5-Methyl-Paraphenylenediamine (CMPPD) Anthranilamide 5-Nitro-2-Aminophenol (5-NAP) 4-Aminoveratrol Methyl-2-Cyanotetrachlorobenzoate Other Specialty Chemicals Underchapter-29
02.	M/s. Neo Bags Overseas Pvt. Ltd.	PP Woven Geo Textiles & Fibc Bags
03.	M/s. Chemorge (Jain)	Change of ownership

C. Other Cases

01.	M/s.Neesa Infrastructure Ltd.	Request for exemption from taxable services
02.	M/s.Meghmani Industries	Request for exemption from taxable services
03.	M/s.Panama Petrochem	Request for exemption from taxable services
04.	M/s.Indofil Chemicals Company	Request for exemption from taxable services
05.	M/s.Chemetall Lithium India Ltd.	Request for amendment in LOA.

NOTE FOR 24th MEETING OF APPROVAL COMMITTEE FOR DAHEJ SEZ.

FRESH CASES :-

CASE NO. A – 01

- 1. M/s.Gujarat Fluorochemicals Ltd.**
Agenda Note is enclosed herewith. (**Annexure – I**)

CASE NO. A – 02

- 2. M/s.Vijay Tanks & Vessels Ltd.**
Agenda Note is enclosed herewith. (**Annexure – II**)

DEFERRED CASES :-

CASE NO. B – 01

- 1. M/s. Sajjan Specialty Chemicals**

The case of M/s.Sajjan Specialty Chemicals was deferred from last UAC(23rd) meeting as nobody appears on behalf of the company. Previous LOA of M/s.Sajjan Specialty Chemicals was expired and they again applied as a fresh unit in Dahej SEZ.

CASE NO. B - 02

- 2. M/s.Neo Bags Overseas Pvt. Ltd.**

The case of M/s.Neo Bags Overseas Pvt. Ltd. was deferred from last UAC meeting. In the last UAC meeting, it was advised to provide Company's cash flow statement. Further internal accruals to finance the proposed project is only ` 30 lacs against total project cost of ` 2540 lacs. So confirmation from the other persons/companies is required that they will provide the finance to the company as they proposed in their project report.

CASE NO. B - 03

- 3. M/s.Chemorge (Jain)**

The case of M/s.Chemorge (Jain) was deferred from last UAC meeting as nobody appears on behalf of the company. The issue of the unit is to transfer the name of ownership i.e. from M/s.Chemorge (Jain) to M/s.Glomet Technologies Pvt. Ltd.

OTHER CASES :-

CASE NO. C - 01

1. M/s. Neesa Infrastructure Ltd.

M/s. Neesa Infrastructure Ltd. vide their Letter dated 15.09.2010 has submitted a list of Taxable Services for approval of the same with a view to claim to refund service tax of the same.

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

CASE NO. C - 02

2. M/s. Meghmani Industries Ltd.

M/s. Meghmani Industries Ltd. vide their Letter dated 24.09.2010 has submitted a list of Taxable Services for approval of the same with a view to claim to refund service tax of the same.

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

CASE NO. C - 03

3. M/s. Panama Petrochem Ltd.

M/s. Panama Petrochem Ltd. vide their Letter dated 28.09.2010 has submitted a list of Taxable Services for approval of the same with a view to claim to refund service tax of the same.

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

CASE NO. C - 04

4. M/s. Indofil Chemicals Company

M/s. Indofil Chemicals Company vide their Letter dated 15.10.2010 has submitted that an approval for the service of telecommunication is required with a view to claim to refund of service tax of the same.

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

CASE NO. C – 05

5. M/s.Chemetall Lithium India Pvt. Limited.

M/s. Chemetall Lithium India Pvt. Ltd. vide their letter dated 01.09.2010 requested for change in the annual capacity of “Fine Chemicals-n-Butyllithium”. The requested that the capacity mentioned in the LOA is the plant handling capacity for the active ingredient (n-Butyllithium-400 MT/Annum). This is diluted with hexane and the final volume of diluted product is 2400 MT/Annum (Active ingredient remains the same 400 MT/Annum).

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

TABLE AGENDA
FOR 24TH (TWNTY FOURTH) MEETING OF APPROVAL COMMITTEE FOR DAHEJ – SEZ TO BE HELD ON, FRIDAY, 22ND OCTOBER, 2010 AT 11:00 HOURS IN THE CONFERENCE ROOM – DC OFFICE, DAHEJ SEZ, 4TH FLOOR, FADIA CHAMBERS, ASHRAM ROAD, AHMEDABAD.

1. M/s.C.S. Specialty Chemicals Pvt. Ltd.

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.

The issue was discussed in the 18th meeting of Approval Committee and the committee has a view that though M/s.CS Performance Chemicals Private Limited is a wholly owned subsidiary of M/s.CS Specialty Chemicals Pvt. Ltd., they are two different legal entities in the eyes of law. The LOA is meant for only that company to which it was issued and it is non-transferable. As this is a case of change of identity and not of the change of name, the committee has rejected the proposal of the unit.

Thereafter the unit has requested to re-consider once again their request under Rule 19(2) of SEZ Rules, 2006. A clarification in the matter is sought from ministry vide letter dated 05.08.2010.

The Ministry vide letter No.F.2/9/2003-EPZ dated 19.10.2010 has clarified that in its meetings held on 15.01.2009 and 11.08.2009 the board has approved certain guidelines for change of name/transfer of approvals in various categories. They requested to consider the application of the unit as per the guidelines.

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

2. M/s.Oil and Natural Gas Corporation Ltd.

Ministry of Commerce & Industry has noted vide letter No.D.12/23/2009-SEZ dated 12.05.2010 that about 4.9 MMTPA of LNG with customs classification 2711.11.00 would be brought into the SEZ by ONGC, out of which about 0.74 MMTPA of LNG would be used in the SEZ and balance of 4.16 MMTPA with customs classification 2711.11.00 would be returned to DTA. It is further noted that no export entitlement would be claimed on LNG that is brought into the SEZ. The ministry has clarified that supply of LNG back to DTA is covered under proviso to Rule 49(3) of the SEZ Rules as the customs classification of the goods remains the same.

The Additional Commissioner(Technical), C.Ex. & Customs, Vadodara-II [Member of the Approval Committee, Dahej SEZ] vide his letter No.IV/16-133/Vad-2/T/10 dated 28.09.10 has submitted that a doubt is created about the Custom duty leviability on the product going out of the SEZ into DTA as prima facie they do not seem to be exempted. He further suggested that the DC, Dahej SEZ is requested to advice M/s.ONGC to get clarification from the Ministry of Finance with regard to the Custom duty leviability on the product moving out of the SEZ into DTA after processing.