

Minutes of 108th meeting of the Approval Committee for Dahej Special Economic Zone held on Tuesday, 27.09.2022 at 12:00 hours through Video Conferencing under the Chairpersonship of Shri Vijay Kumar, ITS, Development Commissioner, Dahej SEZ.

A. List of participants is annexed as per Annexure-A.

(The quorum is complete as per section 13(5) of the SEZ Act, 2005 read with Notification dated 26.07.2007 of MOCI issued from F. No. 1/1/2006-SEZ, as out of the present, there were four designated members).

B. Ratification of the Minutes of last meeting of the Approval Committee.

As no comments/observations on the minutes of 107th meeting of the Approval Committee of the Dahej SEZ held on 14.06.2022 have been received from any member, Minutes of the Meeting as circulated earlier were unanimously ratified.

C. The following cases were discussed as per the Agenda:

Item No. 108.3

Other cases for unit in Dahej -SEZ:-

Item No. 108.03.01

**M/s Aarti Industries Ltd,- Plot No.Z/103/C
Application for Broad Banding / Removal & Inclusion of additional items for manufacturing in the existing LoA.**

Shri Manoj Sharma, CHRO & Shri Sandip Parekh, Operational Head from M/s Aarti Industries Ltd., Plot No. Z/103/C appeared before the Committee through WEBEX video conference and explained their request.

M/s. Aarti Industries Limited., Plot No. Z/103/C vide their letters dated 23.08.2022 & 08.09.2022 requested to broad banding / Removal & Inclusion of additional items for manufacturing in the existing LoA as under:-

Annexure - 1 for removal of products.

ANNEXURE- I			
SR. NO	PRODUCT DETAILS	HSN CODE	REMARKS
1	Ethylation and Propoylation product		REMOVED
a	2- Methyl 6- ethyl aniline	29214290	
b	2,6- Diethyl aniline	29214222	
c	3- Methyl 2-6 Diethyl aniline	29214290	
d	4-Methyl 2-6 Diethyl aniline	29214290	
e	Iso propyl aniline and 2, 6 Diisopropyl aniline	29211990	
f	2- Methyl-6-Isopropyl aniline	29211990	
g	4- Methyl 2,-6 Diisopropyl aniline	29211990	
2	Hydrogenated Product		
a	Ortho toluene	29214330	

b	Chloro Aniline	29214211
c	DiChloro Aniline	29214213
d	TriChloro Aniline	29214215
e	Ortho PhenyleneDiamine	29215110
f	Para PhenyleneDiamine	29215130
g	3,4 DiaminoDiphenyl Ether	29093090
h	4,4 DiaminoDiphenyl Ether	29093090
3	Chlorination	
a	Monochloro benzene	29039110
b	Ortho Dichloro benzene	29039120
c	Para Dichloro benzene	29039130
4	2,5 Di Chloro Aniline	29214213

Annexure - 2 for addition of new products.

Annexure- 2			
Sr. no	Name of Products	HSN no	Production Capacity in MT/Month
1	Hydrogenated Product		
1	2,5 Di Chloro Aniline (2,5 DCA) And/Or	29214213	1815
2	2,5 Di Chloro Aniline (Crude) (2,5 DCA) And/Or	29214213	
3	3,4 Di Chloro Aniline (3,4 DCA) And/Or	29214213	
4	3,4 Di Chloro Aniline (Crude) (3,4 DCA) And/Or	29214213	
5	3,5 Di Chloro Aniline (3,5 DCA) And/Or	29214213	
6	3,5 Di Chloro Aniline (Crude) (3,5 DCA) And/Or	29214213	
7	Para Chloro Aniline (PCA) And/Or	29214211	
8	Para Chloro Aniline (Crude) (PCA) And/Or	29214211	
9	2,4,5 Tri Chloro Aniline (2,4,5 TCA) And/Or	29214215	
10	2,4,5 Tri Chloro Aniline (Crude) (2,4,5 TCA) And/Or	29214215	
11	2,4 Di Chloro Aniline (2,4 DCA)/2,6 Di Chloro Aniline (2,6 DCA) And/Or	29214213	
12	Mixture of Di Chloro Aniline (Mix of DCA) And/Or	29214213	
13	2,4 Di Flouro Aniline And/or	29214290	
14	2,4,5 Tri Flouro Aniline And/or	29214290	
15	2,3,4 Tri Flouro Aniline And/or	29214290	
2	1 2,5 Di Chloro Phenol	29081900	1261
	2 2,3 DI Chloro Phenol	29081900	
3	3,5 Di Chloro Nitro Benzene	29049910	200

4		2,5 Di Chloro Aniline- Flakes	29214213	300
5		Nitrosyl Sulphuric Acid 25-40%	28080010	5885
6		90% & Above Sulphuric Acid	28070010	2610
7		2,5 Dichloro Nitro Benzene Flakes	29049910	425
8		Physical Separation By Crystallization		
	1	Para Di Chloro Benzene	29036130	3000
	2	Para Nitro Chloro Benzene	29049950	
	3	Para Nitro Toluene	29214390	
	4	3-4 Dichloro nitro Benzene	29049910	
		Mixture of		4275
	1	Mixture of Di chloro Benzene	29039990	
	2	Mixture of Nitro Chloro Benzene	29049990	
	3	Mixture of nitro Toluene	29042040	
	4	Mixture of Dichloro nitro Benzene	29049920	
				19771

The Approval Committee after detailed discussion unanimously approved the request of Broad Banding / Removal & Inclusion of additional items for manufacturing in the existing LoA, subject to clearance / NOC from GPCB. The approval is further subject to compliance of SEZ Act 2005, SEZ Rules 2006 and all other relevant Rules and Regulations. All other terms and conditions mentioned in the Letter of Approval shall remain unaltered.

Item No. 108.03.02 M/s. Camlin Fine Sciences Limited, Plot No. Z/96/D
Application for Broad Banding / Inclusion of additional item for manufacturing in the existing LoA.

Shri Rahul Pande, DGM, Taxation from M/s Camlin Fine Sciences Limited, Plot No. Z/96/D appeared before the Committee through WEBEX video conference and explained their request.

M/s Camlin Fine Sciences Limited, Plot No. Z/96/D, vide their letter dated 12.09.2022 requested for broad-banding/ inclusion of following additional item for export of manufacturing in the existing Letter of Approval as under;

Sr No.	Product	ITC (HS) Code	Capacity
1	Negolyte/Oregano Titanate	29420090	5500 MT PA

The Approval Committee after detailed discussion unanimously approved the request for Inclusion of additional item of export for manufacturing in the existing LoA, subject to clearance / NOC from GPCB. The approval is further subject to compliance of SEZ Act 2005, SEZ Rules 2006 and all other relevant Rules and Regulations. All other terms and conditions mentioned in the Letter of Approval shall remain unaltered.

Item No. 108.03.04 M/s. Astra Specialty Compounds India Pvt Ltd
Request for Renewal of Letter of Approval.

Shri Rajesh Jha, General Manager from M/s Astra Specialty Compounds India Pvt. Ltd. appeared before the Committee through WEBEX video conference and explained their request.

M/s Astra Specialty Compounds India Pvt. Ltd. had submitted application for Renewal of Letter of Approval for Second Block of Five Years i.e. 01.10.2022 to 30.09.2027 vide letter dated 26.07.2022.

The Approval Committee monitored the Annual Performance Reports of M/s. Astra Specialty Compounds India Pvt. Ltd. for the first block of five years (from 2017-18 to 2021-22). The details are as under;

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production / Service activity	Months of operation as on 31.03.2022	Net Foreign Exchange Earning for the year				Cumulative Net Foreign Exchange Earning
				(Rs. in lakhs)				
				2018-19	2019-20	2020-21	2021-22	(Rs. in lakhs)
1.	M/s. Astra Specialty Compounds India Pvt. Ltd. (Mfg.)	01-10-2017	54 Months	-327.91	-798.00	-465.68	-1173.06	(-3390.64)



The Approval Committee observed that M/s Astra Specialty Compounds India Pvt Ltd has not achieved positive Net Foreign Exchange (NFE) of the first block of five years i.e. (from 2017-18 to 2021-22). In fact in no year out of block of five years, it has achieved positive NFE.

The Approval Committee after detailed discussion unanimously decided that Development Commissioner, Dahej SEZ may take appropriate action as per FTDR Act and Rules and the provisions of SEZ Rules in view of negative NFE in the first block of five years. **Rule 25 provides that if there is failure to achieve positive net foreign exchange earning, by a unit or stipulated value addition, such entrepreneur shall also be liable for penal action under the provisions of Foreign Trade (Development and Regulation) Act, 1992 and the rules made thereunder and renew the Letter of Approval with the conditions as deemed fit.**

Item No.108.03.05 Monitoring of Performance of Dahej SEZ Units

The Approval Committee monitored the Annual Performance Reports (APRs) of Five units [One unit (Mfg. & Trading) for the financial years 2018-19 to 2021-22, one unit for the financial year 2019-20, one unit for the financial years 2018-19, 2019-20 & 2020-21, one unit for the financial years 2019-20 & 2020-21 and one unit for the financial years 2020-21 & 2021-22] of Dahej SEZ duly audited & certified by Chartered Accountants appointed by the units and export-import data verified by Specified Officer, Dahej SEZ. The details are as under;

Year 2018-19, 2019-20, 2020-21 & 2021-22 (First Block of Five Years)

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production / Service activity	Months of operation as on 31.03.2022	Net Foreign Exchange Earning for the year (Rs. in lakhs)				Cumulative Net Foreign Exchange Earning (Rs. in lakhs)
				2018-19	2019-20	2020-21	2021-22	
1.	M/s. Astra Specialty Compounds India Pvt. Ltd. (Mfg.)	01-10-2017	54 Months	-327.91	-798.00	-465.68	-1173.06	(-3390.64)

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Year 2018-19, 2019-20, 2020-21 & 2021-22 (First Block of Five Years)

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production / Service activity	Months of operation as on 31.03.2022	Net Foreign Exchange Earning for the year (Rs. in lakhs)				Cumulative Net Foreign Exchange Earning (Rs. in lakhs)
				2018-19	2019-20	2020-21	2021-22	
2.	M/s. Astra Specialty Compounds India Pvt. Ltd. (Trading)	01-10-2017	54 Months	47.91	16.09	00.00	00.00	64.00

Year 2019-20 (First Block of Five Years)

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production / Service activity	Months of operation as on 31.03.2020	Net Foreign Exchange Earning for the year	Cumulative Net Foreign Exchange Earning
				2019-20 (Rs. in lakhs)	(Rs. in lakhs)
3.	M/s. Ramdev Chemical Industries	16.09.2016	42 Months	6089.68	15015.25

Year 2018-19 & 2019-20 (First Block of Five Years)

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production / Service activity	Months of operation as on 31.03.2020	Net Foreign Exchange Earning for the year (Rs. in lakhs)		Cumulative Net Foreign Exchange Earning (Rs. in lakhs)
				2018-19	2019-20	
4.	M/s. Torrent Pharmaceuticals Limited	26.11.2015	52 Months	20962.68	28140.94	72697.06

Year 2020-21 (Second Block of Five Years)

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production/ Service activity	Months of operation as on 31.03.2021	Net Foreign Exchange Earning for the year (Rs. in lakhs)		Cumulative Net Foreign Exchange Earning (Rs. in lakhs)
				2020-21		
5.	M/s. Torrent Pharmaceuticals Limited	26.11.2015	64 Months	23421.16		23421.16

Year 2019-20 & 2020-21 (Second Block of Five Years)

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production/ Service activity	Months of operation as on 31.03.2021	Net Foreign Exchange Earning for the year (Rs. in lakhs)		Cumulative Net Foreign Exchange Earning (Rs. in lakhs)
				2019-20	2020-21	
6.	M/s. Glenmark Life Sciences Ltd.	12.09.2013	90 Months	8682.11	14058.50	28439.19

Year 2020-21 & 2021-22 (Second Block of Five Years)

Sr. No.	Name of the SEZ Unit	Date of Commencement of Production/ Service activity	Months of operation as on 31.03.2022	Net Foreign Exchange Earning for the year (Rs. in lakhs)		Cumulative Net Foreign Exchange Earning (Rs. in lakhs)
				2020-21	2021-22	
7.	M/s. P & J Cretechem (P) Limited	22/03/2016	72 Months	00.00	00.00	00.00

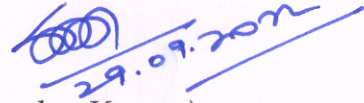


The unit at Sr.1 & 2, i.e. M/s. Astra Specialty Compounds India Pvt. Ltd., (Manufacturing & Trading respectively) have not achieved positive Net Foreign Exchange Earnings during the respective periods under review and the Committee decided to issue Show Cause Notice as per FDTR Act and Rules and the provisions of SEZ Rules

The units at Sr. 3, 4, 5 & 6 have achieved positive Net Foreign Exchange Earnings during the periods under review and the Committee noted the same.

The unit at Sr. No.7 i.e. M/s. P & J Cretechem (P) Limited have not exported during the periods under review and therefore, explanation from the unit will be asked.

In order to properly monitor the performance of the units in Dahej SEZ, it was instructed to Specified Officer, Dahej SEZ to immediately prepare and submit the details of the units which have not submitted their latest Annual Performance Reports and those units having negative Net Foreign Exchange Earnings, in the ensuing Unit Approval Committee meeting. As regards, discrepancy in APRs / mismatch of figures, the details of such units may be placed in subsequent meetings by SO, Dahej SEZ.


29.09.2022

(Kundan Kumar)

Assistant Development Commissioner

Annexure-A

List of Participants of 108th Approval Committee Meeting Dahej SEZ held on 27.09.2022:-

01	Shri Vijay Kumar, ITS Development Commissioner	Chairperson
02	Dr. Rahul Singh	Deputy DGFT, Vadodara
03	Shri Jagdish Parmar	AC, Bharuch
04	Shri Haresh Parmar	ITO, Income Tax, Vadodara
05	Ms. Margi Patel	GPCB- RO- Bharuch
06	Shri Jigar Dave	GM-DIC- Bharuch
07	Shri Mohan Singh Parmar, SO, Dahej SEZ.	Special Invitee
08	Shri Kundan Kumar, ADC, Dahej -SEZ	Coordinator