

Minutes of the 75<sup>th</sup> Approval Committee of Kandla SEZ held on 10<sup>th</sup> December 2014 at 1200 Hrs., under the Chairmanship of Shri Vijay N. Shewale, ITS, Development Commissioner, KASEZ.

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Following were present:

1. Shri B.K. Sharma, Joint Development Commissioner (i/c), KASEZ
2. Shri Manish Godara, Dy. Commissioner, O/o Commissioner of Customs, Kandla
3. Shri R.G. Khairkar, FTDO, on behalf of JDGT, Rajkot.
4. Shri Manoj Kumar, ITO, on behalf of Commissioner, Income Tax.

Absentees

1. Director (Banking)
2. Asstt. Collector/SDM
3. GM, DIC, Bhuj

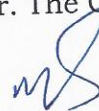
Review/confirmation of Minutes of last UAC meeting.

Minutes of the last Approval Committee Meeting were confirmed.

### **75.1 New Proposals**

#### **75.1.1 M/s. Kings Spices & Food Products, Mumbai.**

The proposal is to set up a unit for manufacture of spices and food products. Mr. Shahzar Kazi, Proprietor of the firm appeared before the Committee and explained about his proposal. He explained that minimum Rs. 35 Lakhs per container is required as a working capital. Committee observed that Rs. 21.50 Crore is shown as a FOB value of export in their application, and for that huge investment in working capital is required. Committee also observed that they have not shown investment working capital in their application. Further, ongoing through their income tax returns and computation of income, it appears that there are no sufficient funds available to establish the plant and machinery to run the unit. Applicant is a Proprietorship concern and does not have experience in the field. Moreover, the proprietor explained that they have a sufficient fund in their bank account which has not been reflected in their income-tax return. He further stated that he will file the revised income tax return for A.Y.2014-15 and submit the proof thereof along with their Bank statement. Income Tax officer present in the meeting also informed that revised return can be filed by the firm before end of the financial year. The Committee



directed the applicant to furnish the revised return and give proof thereof along with Bank statement. Committee decided to give in principle approval and LoA will be issued after verifying that as per revised returns filed by the applicant, there should be sufficient fund to run the unit, on file, with the approval of Development Commissioner.

**75.1.2 M/s. Esskay Niryat Corporatoin, Mumbai, Ahmedabad.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Manufacture of Pan Masala (ITC HS Code 21069020), Pan Masala with Zarda (ITC HS Code 24039990). Mr. Sanjay Nirmal Sethi, Proprietor appeared before the Committee and explained their proposal. Committee observed that their project cost is Rs. 50.00 lakhs, however, ongoing through the income tax returns submitted by them it was noticed that they have filed income tax returns for Rs. 8 to 10 Lakhs for the year. Committee also observed that they do not have sufficient experience for manufacturing of Pan Masala, Pan Masala with Zarda. The applicant informed that they have sufficient Fixed Deposit in their name to establish the project. Further, they have vast experience for the same products since last ten years. In this regard, the applicant wanted to submit supporting documents before the Committee. The Committee directed the applicant to submit all the documents in the inward desk and obtained dated acknowledgement. On receipt of the documents, the same will be processed on file. Accordingly, the committee decided to defer the case to the next meeting.

**75.1.3 M/s. AVB International, New Delhi.**

The proposal is for setting up a unit in Kandla Special Economic Zone for manufacturing activity of Ghutka, Khaini, Zarda & Pan Masala. Nobody appeared on behalf of the applicant before the Committee. The Committee therefore decided to reject the proposal.





**75.1.4 M/s. GTMC Exports, New Delhi.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for manufacturing activity of Khaini Tobacco and any other Tobacco (ITC HS 24039910). The Director of the firm could not appear before the Committee. However, the consultant of the applicant appeared before the committee and informed that the Director is out of country and could not get the tickets in a short notice. The Committee, therefore, decided to defer the case to the next meeting.

**75.1.5 M/s. Komal Trading Co., Gandhidham.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for warehousing service activity. Proprietor/representative of the unit failed to appear before the Committee. Further it was noticed that for implementation of their project their space requirement is 4700 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 4700 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.6 M/s. Pruthviraj Enterprises, Gandhidham.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for warehousing service activity. Proprietor/representative failed to appear before the Committee. Further it was noticed that for implementation of their project their space requirement is 4000 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 4000 Sq. mtrs. is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.7 M/s. Mahamaya Construction & Engineer, Gandhidham.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Service activity. Shri Apresh Bajpai, Director appeared before the committee and explained about their proposal. They intend to provide warehousing to Vinegar, Footwear, Readymade Garments, Plywood, Honey, Sugar, etc. They have stated that their sister unit M/s.Tekwud Products Pvt. Ltd. is already existing in the Zone and they are ready to provide them a portion of their area for undertaking this activity. The Committee approved the request for use of premises of M/s.Tekwud Products Pvt. Ltd. by constructing a small godown for their warehousing activity





subject to condition that portion of the said area will be got transferred. This is subject to the FSI norms also. Further, the unit will give an undertaking that they will not ask for new space as no space is available at present. The permission for warehousing activity is also subject to the condition that no second hand goods such as worn and used clothing, plastic scrap or any other second hand used goods will be stored in the said premises. They will submit the documents for transfer of the premises. The Committee decided to issue LOA for warehousing activity of Readymade garments, vinegar, foot wear, honey after their proposal for transfer of part of land from M/s Tekwud Products Pvt. Ltd., is received and approved by the authority.

**75.1.8 M/s. Naman Marketing, Veraval.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing service activity. Shri Kamlesh D. Patel, Proprietor appeared before the Committee to explain their proposals. Committee observed that the Proprietor of the firm does not have sufficient income as per his income tax return. Further it was noticed that for implementation of their project their space requirement is 4000 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 4000 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.9 M/s. Vrinda Exports, Panipat (Haryana).**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing activity. The Proprietor/representative did not appear before the Committee. However, the applicant vide their mail dated 10.12.2014 shown their inability to attend the said meeting. Further it was noticed that for implementation of their project space requirement is 4000 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 4000 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.10 M/s. Sumeet Enterprise, Gandhidham.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Services. Shri Bharatgiri Shambugiri Gusai, Proprietor appeared before the Committee and explained their proposal. Further it was noticed that for implementation of their project space requirement is 4700 Sq.mtrs. The Secretary,



KASEZ Authority also informed that space admeasuring 4700 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.11 M/s. Bag Poly International, Panipat.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Services. The Partner/representative did not appear before the Committee. However, the applicant vide their mail dated 10.12.2014 shown their inability to attend the said meeting as in short notice they are not able to travel such long distance from Panipat to Gandhidham. Further it was noticed that for implementation of their project space requirement is 4000 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 4000 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.12 M/s. Fortune Wind Energy Pvt. Ltd., Chennai.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Services. The Director/representative did not appear before the Committee. However, the applicant vide their letter dated 09.12.2014 shown their inability to attend the said meeting. Further it was noticed that for implementation of their project space requirement is 1500 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 1500 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.13 M/s. SRW Corporation, Gandhidham.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Services. The Proprietor/representative did not appear before the Committee. However, the applicant vide their letter dated 09.12.2014 shown their inability to attend the said meeting. Further it was noticed that for implementation of their project space requirement is 5000 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 5000 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.





**75.1.14 M/s. Brics Energy Generation Pvt. Ltd., Chennai.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Services. The Director/representative did not appear before the Committee. However, the applicant vide their mail dated 09.12.2014 shown their inability to attend the said meeting. Further it was noticed that for implementation of their project space requirement is 3000 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 3000 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.15 M/s. Bee Hydro Power Pvt. Ltd., Chennai.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Services. The Director/representative did not appear before the Committee. However, the applicant vide their mail dated 09.12.2014 shown their inability to attend the said meeting. Further it was noticed that for implementation of their project space requirement is 3000 Sq.mtrs. The Secretary, KASEZ Authority also informed that space admeasuring 3000 Sq. meters is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.1.16 M/s. Vinayak Traders, Gandhidham.**

Their proposal is for setting up a unit in Kandla Special Economic Zone for Warehousing Services. The Proprietor/representative did not appear before the Committee. Further it was noticed that for implementation of their project space requirement is 50000 Sq.feet. The Secretary, KASEZ Authority also informed that space admeasuring 50000 Sq.feet. is not available at present. The committee, therefore, decided to reject their proposal due to lack of space.

**75.2 Broadbanding request in existing LoA.**

**75.2.1 M/s. Yash Polyplast, KASEZ.**

They are an existing unit in KASEZ for for trading activity of Plastic Ropes/Twin Ropes and Plastic Virgin Granules. The said unit applied for broad bending for warehousing service activity and addition of items in their trading activity. The partner/proprietor/representative did not appear before the Committee. However,



the applicant vide their mail dated 09.12.2014 shown their inability to attend the said meeting. The committee, therefore, decided to defer their proposal to the next meeting.

**75.2.2 M/s. Amar Flavours Pvt. Ltd., KASEZ.**

They are an existing unit in KASEZ for manufacturing activity of Pan Masala and Pan Masala containing tobacco. Their request is to add manufacturing activity of following items in their existing LoA:-

Sl.No.	Description of items	ITC HS Code	Import/ Export Policy
1	Khaini/Chewing Tobacco	2403 9910	Free
2	Jarda Scented Tobacco	2403 9930	Free

Shri Rupesh Ranjan, Director of the company appeared before the Committee and informed that till date they have exported 7 containers. They informed that they do not require additional space and additional machinery for manufacturing activity of above said products. Further they informed that they have orders of the said products in hand. The committee after due deliberation approved proposal.

**75.3 Miscellaneous:**

**75.3.1 M/s. Om Siddh Vinayak Impex Pvt.Ltd., KASEZ.**

They are existing unit in KASEZ engaged in the business of processing of Worn & Used Clothing vide LOA No. KASEZ/IA/1860/2001-02/10043 dated 30.01.2002 as amended from time to time. Mr. Lal Chand, Director appeared before the Committee and explained the proposal for addition of a new Director, Shri Hardeep Singh Uppal. Mr. Lal Chand explained that the proposed new Director does not hold any shares, however, he will be investing for working capital. The Committee was of the view that the new Director who is investing huge amounts in the company, his investment should be in the form of shareholding. The Committee therefore, advised to Mr. Lal Chand, Director of the said firm to allot the shares to the new Director so that funds invested through shares, are used as a working capital of the company.





**75.3.2 M/s. Maruti Exports, KASEZ.**

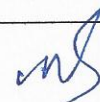
They are existing unit in KASEZ having LoA No. KASEZ/IA/1677(A)/97/3945 dated 30.07.1997 as amended /extended from time to time for manufacturing activity of made-ups sets, comforter shells, pillow Shells, Quilt Covers, Ready-made garments. Mr. Prakash Jain, Partner appeared before the Committee and explained about the proposal. Their proposal is for change in partnership of the firm. After due deliberation, the Committee approved the change in partnership. Henceforth, the present partners of the firm will be as under:-

Sr.No.	Name of the partner	% Share in Profit & Loss
1.	Shri Prakash Jain	20%
2.	Shri Vimal M Jain	20%
3.	Shri Jitendra M Jain	20%
4.	Shri Rakesh Jain	20%
5.	Shri Rejendra M Jain	20%

**75.3.3 M/s. Shanky Petroleum, KASEZ.**

They are existing unit in KASEZ and engaged in the trading activity of Lubricants of every description including engine oil, Gear oil, Grease, Coolent and other petroleum products and all items except prohibited, canalized & restricted items in terms of LOA No. KSEZ/IA/1914/2002-2003/20641 dated 03.03.2003 as amended from time to time. Mr. I.K.S. Rohatgi, Partner appeared before the Committee and explained about the proposal. The proposal is for change of Partnership of the firm. Committee noted that the majority of the share is being held by the new Partner and therefore it was decided to approve the change in partnership by levying higher rent. Henceforth, the present partners of the firm will be as under, subject to applicability of new rental charges.

Sr.No	Name of the Partner	% Share in Profit & Loss
1	Shri I.K.Singh Rohatgi	10%
2.	Shri Rahul Yadav	90%





Copy of Registration Certificate issued by Registrar of Firms will be produced to office of the Development Commissioner, KASEZ before above changes are effected.

**75.3.4 M/s. Vishnu Exports, KASEZ.**

They are existing unit in KASEZ and engaged in the manufacturing activity of Pan Masala and Pan Masala containing tobacco (Guthka) in terms of LOA No. KSEZ/IA/010/2013-14/6250 dated 18.09.2014 as amended from time to time The proposal is for change of constitution of the firm from Proprietorship to Partnership and changes of registered office of the firm from "P-1, Changodar Industrial Estate, Near Mittal Rolling Mills, Bavla Road, Changodar, Ahmedabad-382 213" to "Shop No. 4, Shiv Dhara Complex, Maha Gujarat Estate, Sarkhej, Bavla Highway, Village-Moaiya, Taluka-Sanand, Ahmedabad-382 213". Shri Harish Kumar Baid , Production Manager of the said firm appeared before the committee with authority letter issued by the partner of the firm to explain their proposal. Committee decided to approve the change of constitution of the firm from Proprietorship to Partnership and also change of registered office address. Henceforth, the present partners of the firm will be as under:-

Sr.No	Name of the Partner	% Share in Profit & Loss
1	Mr.Ankur Garg	40%
2.	Mr. Archit Garg	30%
3.	Mr. Sajal Garg	30%

Copy of Registration Certificate issued by Registrar of Partnership Firms will be produced before effecting above changes in partnership.

**75.3.5 M/s. Inox India Ltd., KASEZ.**

They are existing unit in KASEZ and engaged in the manufacturing activities of Cryogenic Tanks for Liquefied Gases, Cryogenic Tanks for Liquefied gases with chassis and Cold convertor systems/parts for Air separation plants vide LOA No. KASEZ/IA/023/2005-06/5285 dated 21.10.2005 as amended from time to time. The proposal is for change of their registered office of the firm from "**ABS Tower, 4<sup>th</sup>**



**Floor, Old Padra Road, Baroda (Guj.)-390 007 to 9<sup>th</sup> Floor, K.P.Platina, Racecourse, Vadodra(Guj.)-390 007".** Shri Rajesh Khakharia, Assistant Manger of the said company appeared before the Committee and explained their proposal. After due deliberation, the Committee decided to approve the change in registered office address of the company.

**75.3.6 M/s.K.P.Woven Private Ltd., KASEZ.**

M/s. K.P.Woven Private Ltd. is an existing unit in KASEZ and engaged in the manufacturing and trading activity of FIBC PP Jumbo Bags, PP & HDPE tarpaulin, PP & HDPE woven fabric coated & uncoated, PP woven sacks small bags, PP webbing, LLDPE Liner, Filler Cord vide LOA No. KFTZ/IA/005/2013-14 dated 13.06.2013 as amended from time to time, which was later on broad banded for manufacturing of BSS Grade or Special Grade Castor Oil, Commercial Grade Castor Oil, Pale Pressed Grade and various other grades of Castor Oil and its Derivatives, and Castor Oil Cake/De-oiled Castor Cake also. Mr. Mukesh Parekh, Partner of the firm appeared before the Committee and explained about their proposal. He stated that only one unit of M/s. K.P. Woven Private Ltd. is being taken over by M/s.Oswal Agrimpex, a Partnership firm. The Committee granted in-principle approval to take over for manufacturing activity of BSS Grade or Special Grade Castor Oil, Commercial Grade Castor Oil, Pale Pressed Grade and various other grades of Castor Oil and its Derivatives, and Castor Oil Cake/De-oiled Castor Cake only subject to condition that final approval letter will be issued only after the said partnership deed of M/s. Oswal Agrimpex will be registered with Registrar of Partnership firms.

**75.3.7 M/s. Sky Enterprises, KASEZ.**

They are an existing unit in KASEZ and holding LoA No. KASEZ/IA/02/2009-10/1701 dated 19.05.2009 as amended from time to time for providing warehousing service and Weighbridge facility as per Rule 18(5) of the SEZ Rules, 2006. The firm had applied for amendment of their LoA for removal of Clause No.3 of the LoA regarding not allowing worn and used clothing and plastic waste/scrap.

Mr. Jitendra Khushalani, Proprietor appeared before the Committee and explained their proposal. In this connection, the Committee observed that in the 74<sup>th</sup> Unit Approval Committee meeting held on 11.11.2014, it was decided to seek



clarification from DoC regarding scope of 100% export i.e. whether the export is physical export only or includes intra-zone transfer in terms of definition of exports as per Section 2(m) of the SEZ Act. 2005. Accordingly, letter to the DoC was issued on 14.11.2014, however till date clarification is not yet received. Therefore, the Committee decided to defer the case.

**75.3.8 M/s. Strand Textiles Pvt. Ltd. (Unit-II Warehousing), KASEZ.**

They are an existing unit in KASEZ approved and holding LoA No. KASEZ/IA/46/2010-11/4714 dated 04.03.2011 as amended from time to time for providing warehousing service as per Rule 18(5) and Rule 76 of the SEZ Rules, 2006.

The unit has requested to amend condition no.2 & 4 of their LoA as below:-

- (i) Permit/ allow of warehousing of second hand goods viz. Worn & Used Clothing and plastic waste/scrap.
- (ii) Permit/allow 100% of imported second hand goods to be exported.

Mr. Pradeep Jain, Director appeared before the Committee and explained their proposal. In this connection, the Committee observed that in the 74<sup>th</sup> Unit Approval Committee meeting held on 11.11.2014, it was decided to seek clarification from DoC regarding scope of 100% export i.e. whether the export is physical export only or includes intra-zone transfer in terms of definition of exports as per Section 2(m) of the SEZ Act. 2005. Accordingly, letter to the DoC was issued on 14.11.2014, however till date clarification is not yet received. Therefore, the Committee decided to defer the case.

**75.3.9 M/s.V. Milak Enterprise, KASEZ.**

They are an existing unit in KASEZ and holding LoA No. KFTZ/IA/1721/98/3201 dated 21.07.1998 as amended from time to time for manufacturing of all types of wrappers, BOPP self-adhesive tapes, corrugated boxes, different types of printing on plastic bottles, Holograming/labeling on products, cutting of different size of cellophane/BOPP sheets. The same was broad banded vide letter F.No. KASEZ/IA/1721/98/6836 dated 03.08.2010 for providing warehousing and weighbridge service activities as per Rule 18(5) of the SEZ Rules, 2006.



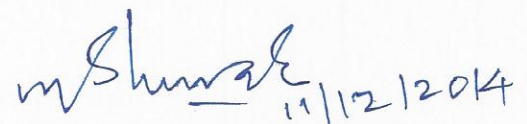
The firm had applied for amendment of their LoA for removal of Clause No.4 of the LoA regarding not allowing worn and used clothing and plastic waste/scrap. Mr. Vivek Milak, Partner, Director appeared before the Committee and explained their proposal. In this connection, the Committee observed that in the 74<sup>th</sup> Unit Approval Committee meeting held on 11.11.2014, it was decided to seek clarification from DoC regarding scope of 100% export i.e. whether the export is physical export only or includes intra-zone transfer in terms of definition of exports as per Section 2(m) of the SEZ Act. 2005. Accordingly, letter to the DoC was issued on 14.11.2014, however till date clarification is not yet received. Therefore, the Committee decided to defer the case.

**75.3.10 M/s. Milak Warehouse, KASEZ.**

They are an existing unit in KASEZ and holding LoA No. KFTZ/IA/1836/2001-02/7265 dated 09.08.2001 as amended from time to time for providing Trading activity which was broad banded vide letter F.No. KASEZ/IA/1836/2001-02/6843 dated 04.08.2010 for providing warehousing service activities as per Rule 18(5) of the SEZ Rules, 2006.

The firm had applied for amendment of their LoA for removal of Clause No.4 of the LoA regarding not allowing worn and used clothing and plastic waste/scrap. Mr. Vivek Milak, Partner appeared before the Committee and explained their proposal. In this connection, the Committee observed that in the 74<sup>th</sup> Unit Approval Committee meeting held on 11.11.2014, it was decided to seek clarification from DoC regarding scope of 100% export i.e. whether the export is physical export only or includes intra-zone transfer in terms of definition of exports as per Section 2(m) of the SEZ Act. 2005. Accordingly, letter to the DoC was issued on 14.11.2014, however till date clarification is not yet received. Therefore, the Committee decided to defer the case.

The meeting ended with thanks to all.

  
11/12/2014

(Vijay N. Shewale)

Development Commissioner  
Kandla Special Economic Zone.