



भारतसरकार/Government of India
फलताविशेष आर्थिक क्षेत्र/FALTA SPECIAL ECONOMIC ZONE
वाणिज्यविभाग/Department of Commerce
वाणिज्यऔरउद्योगमंत्रालय/Ministry of Commerce & Industry

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Falta SEZ

F.No. 1(73)/171stUAC/2023

Date: 26.12.2023

Subject: Minutes of 171th meeting (12th Meeting of the 2023 Series) of the Unit Approval Committee (UAC), Falta SEZ held on 26.12.2023 through Hybrid mode under the chairmanship of Zonal Development Commissioner, Falta SEZ.

Agenda Item No. A&B: Ratification of the minutes of 169th UAC meeting held on 08.11.2023.

Minutes of the 169th UAC meeting was circulated to all the members of UAC. As no comments were received, the 171st UAC ratified the minutes and confirmed the same.

Agenda Item No.1: Request of M/s. Hi-Tech Information and Marketing Pvt. Ltd., a manufacturing unit of Falta SEZ, for renewal of LOA No. FSEZ/LIC/H-7/99/4026 dated 27.07.1999 for a period of 05 (five) years w.e.f. 01.12.2023 to 30.11.2028.

Shri Aniket Kumar physically represented the unit before the Committee.

Committee considered the agenda under the light of Rule 19 (6B) of SEZ Rules, 2006.

The unit has not applied for renewal before two months from the date of expiry of the Letter of Approval as required under the rules. Committee noted the unit's letter dated 14.11.2023, wherein the unit stated that due to illness of their dealing staff the renewal application could not be submitted within time. Committee noted the same and condoned the delay.

It was further observed that, the Letter of Approval has been validated on file by O/o DC, Falta SEZ till 31.12.2023 so as to enable the unit clear their pending export orders in hand.

Annual Performance Report (APR) of the unit has been monitored upto year 2020-21. It was informed to the Committee by O/o DC, Falta SEZ that, the unit has already submitted the APR for years 2021-22 and 2022-23 and it will be soon placed before UAC for monitoring.

Committee asked Secretary, Falta SEZ Authority about pending lease rental dues on account of the unit, and it was informed that the unit has no pending rental dues.

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Committee noted the FOREX balance sheet and existing/proposed investment & employment, as stated by the unit in their renewal application in Form F1. Here it is observed that,

- i. Existing investment in capital goods has been shown NIL. Unit has been asked to clarify it.
- ii. No change in employment level proposed for the renewed period.

After deliberation, Committee approved renewal of the unit's Letter of Approval for 05 (five) years w.e.f. 01.12.2023 for undertaking the authorized operation i.e. 'Manufacturing', with the condition that,

- a. Unit should strive to increase employment in the renewed period.
- b. Unit should comply to the provisions of SEZ Act and Rules, Foreign Trade Policy and Foreign Trade (Development and Regulation) Act, 1992 as amended from time to time.

Committee further ratified the decision of O/o DC, Falta SEZ to keep the Letter of Approval valid till 31.12.2023.

Agenda Item No.2: Cancellation of LOA No. FSEZ/LIC/P-44/2021/3909 dated 23.02.2022 of M/s. Patton International Ltd., a manufacturing unit of Falta SEZ and subsequent allotment of land.

Shri Sumit Goyal virtually represented the unit before the Committee.

Committee observed that, due to non commencement of production the Letter of Approval lapsed on 22.02.2023 as per rule 19(5) of SEZ Rules, 2006. It was also observed that, parcel of land stands allotted to the unit against the subject Letter of Approval.

The unit affirmed before the committee that, they don't want to continue with the subject Letter of Approval anymore due to present market scenario, and they would like to get the said land allotted to their another unit at Falta SEZ (Unit I).

After deliberation, Committee rescinded the Letter of Approval no. FSEZ/LIC/P-44/2021/3909 dated 23.02.2022. Matter regarding allotment of land shall be dealt separately by Falta SEZ Authority.

Agenda Item No.3: Issuance of SCN to M/s. Sumit Jewels Pvt. Ltd., a Gem & Jewellery Manufacturing Unit of Manikanchan SEZ, holding LOP No. MKSEZ/ LIC/ S-4/ 2003/1454 dated 26/05/2004.

No one represented the unit before the Committee.

Committee observed that, the Letter of Approval expired on 20.05.2015 and the unit neither requested for renewal of the Letter of Approval nor requested for exit from SEZ, thus contravening the provisions of SEZ Acts & Rules and Letter of Approval.



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It was further observed that, the unit had been show caused in year 2015 for non submission of APR for years 2013-14 and 2014-15 but the unit has not replied to the show cause.

After deliberation, Committee decided to initiate adjudication process against the unit, under section 16 of SEZ Act, 2005, for contravention of SEZ Act and Rules.

Agenda Item No.4: Request for enhancement of production capacity by M/s. Taiba International, a Gem and Jewellery manufacturing unit of Manikanchan SEZ.

No one represented the unit before the Committee.

Committee considered the agenda in light of first proviso of Rule 19(2) of SEZ Rules, 2006.

Committee noted that, unit's jewellery production capacity will increase from 600 Kgs to 1000 Kgs. It was further noted that, the unit has almost exhausted their existing production capacity, and post capacity enhancement unit's exports and employment will increase.

After deliberation Committee accorded approval to the proposal.

Agenda Item No.5: Non-Submission of Annual Performance Report for the FY 2022-23 by the units of Falta SEZ and Manikanchan SEZ - issuance of Show Cause Notice.

It was stated by O/o DC MKSEZ that, Units as at sl. no. 1 and 2 have submitted the pending APRs few days back.

After deliberation, Committee directed O/o DC Falta SEZ to vigorously pursue with the said Falta SEZ units so as to get the pending APRs by end of January 2024, and if not received then Show Cause Notice to be issued to the unit(s) under section 16 of SEZ Act, 2005 for contravention of SEZ Acts and Rules.

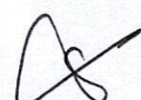
Agenda Item No.6: Request for inclusion of additional area by M/s. Capgemini Technology Services India Limited, having LOA No. SEZ/LIC/C-1/2007, a unit located at Candor Kolkata One Hi-Tech Structures Pvt. Ltd. IT/ITES SEZ vide letter dated 30/11/2023.

Shri R K Menon physically represented the unit before the Committee.

Committee considered the agenda in light of first proviso of Rule 19(2) of SEZ Rules, 2006.

Unit stated before the committee that, they have exhausted their existing production capacity (space), and with the proposed enhancement of capacity (space) their exports and employment will increase.

Committee noted statement of the unit, and after deliberation accorded approval to the proposal.



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Agenda Item No.7: Issuance of Show Cause Notice (SCN) to M/s. MET Technologies Pvt. Ltd., a unit in Candor Kolkata One Hi-Tech structure Pvt. Ltd. IT/ITES SEZ.

No one represented the unit before the Committee.

It was unanimously agreed by the Committee that, enough actions have been taken so as to hear the unit before adjudicating the matter under section 16 of SEZ Act 2005, but the unit could not be reached.

After deliberation, Committee decided to cancel the unit's Letter of Approval FSEZ/LIC/M-1/2016/140 dated 07.04.2016 under section 16 of SEZ Act, 2005.

Agenda Item No.8: Intimation about the updated List of Directors of M/s Concentrix Daksh Services Pvt. Ltd., a unit in Candor Kolkata One Hi-Tech Structures Pvt. Ltd. IT/ ITES SEZ having LOA No SEZ/IT/ITES/ER/U-16/2010/447 dated 19/05/2010.

No one represented the unit before the Committee.

Committee noted the intimation about change of Directors, as per Department of Commerce instruction no. 109 dated 18.10.2021.

Agenda Item No.9: Request for approval of change in the list of Directors of M/s Wipro IT/ITES SEZ, Kolkata.

No one represented the unit before the Committee.

Committee noted the intimation about change of Directors, as per Department of Commerce instruction no. 109 dated 18.10.2021.


Agenda Item No.10: Intimation of Merger, Name Change and change in Directors in r/o M/s. Ericsson India Global Services Pvt. Ltd., an IT/ ITES SEZ Unit in DLF Ltd. IT/ ITES SEZ.

Shri Ashish Naskar physically represented the unit before the Committee.

Committee noted the intimation about name change and change of Directors, as per Department of Commerce instruction no. 109 dated 18.10.2021.

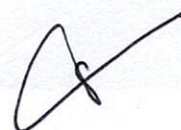
Monitoring of Annual Performance of SEZ units

The following units have been monitored by the Committee:



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Sl. No.	Name of the unit	Name of the zone	Period of monitoring	Observations
1.	M/s Antarctica Limited	Falta SEZ	2021-22 & 2022-23 (2 nd & 3 rd year of 6 th block)	<p>Ms Anushka Kothari virtually represented the unit before Committee.</p> <p>It is observed that, Unit is non functional since beginning of the block.</p> <p>Committee therefore decided to issue Show Cause to the unit under section 16 of SEZ Act 2005, as to why the Letter of Approval should not be cancelled and penalty should not be imposed under provisions of Foreign Trade (Development and Regulation) Act, 1992 for contravention of SEZ Act and Rules.</p>
2.	M/s Bangalore Fort Farms Limited	Falta SEZ	2021-22 (4 th year of the 1 st block)	<p>Shri Bhanu Mahajan virtually represented the unit before Committee.</p> <p>It is observed that, unit achieved Cumulative positive NFE, but export figure is very meagre throughout the block.</p> <p>Committee directed the unit to put efforts so as to increase exports.</p>
3.	M/s Robinson International Pvt Ltd	Falta SEZ	2022-23 (5 th year of 5 th block)	<p>Shri Bhanu Mahajan virtually represented the unit before Committee.</p> <p>Although there is cumulative positive NFE, but unit is non functional since 4th year of the block.</p>



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				<p>The said matter of unit's non function was taken up in 169th UAC meeting, wherein it was observed that the unit had been making only DTA sales (and no exports) since FY 2021-22, and accordingly unit had been directed to restart export in this financial year.</p>
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This issues with the approval of Zonal Development Commissioner, Falta SEZ.


(Subhranil Bhattacharya)
Assistant Development Commissioner

F.No. 1(73)/171stUAC/2023

Date: 26.12.2023

Copy forwarded to for information and necessary action to:-

1. The Joint Commissioner,
Office of the Principal Chief Commissioner,
Central Goods Service Tax and Central Excise, Kolkata Zone,
Central CGST Bhavan (2nd Floor),
180 Shantipally, R.B. Connector, Kolkata-700 107.
2. Shri Krishna Prasad, Asst. DGFT
Office of the Additional Director General of Foreign Trade,
Government of India, 4, Esplanade East
Kolkata- 700069
3. ShriSohumDutta,
WBIDC, 23, Camac Street,
5th Floor, Kolkata-700 017
4. ShriBappaditya Banerjee,
Assistant Commissioner of Customs,
Air Cargo Complex,
NetajiSubhas Bose Airport, Kolkata-700 052
5. ShriSubrataGhosh,Chief Engineer
West Bengal Pollution Control Board, Govt. of West Bengal
Deptt. Of Environment, ParibeshBhawan

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- 10A, Block-LA, Sector-III,
Bidhannagar, Kolkata-700 106.
6. Shri T.K. Biswas, Executive Engineer
West Bengal Pollution Control Board,
Govt. of West Bengal,
Alipore Regional Office,
12, Biplabi Kanai Lal Bhattacharjee Sarani,
Minority Bhavan,
5th floor, Alipore, Kolkata-27
 7. Smt. Sarmistha Kundu
Environmental Engineer
Salt Lake R.O,
West Bengal Pollution Control Board
Mani Square, Block No. 81T, Western Side
8th floor, 164/1, Manicktala Main Road,
Kolkata-700054
 8. Shri Debasish Biswas,
Assistant Commissioner, Kolkata South GST,
Central Goods Service Tax and Central Excise, Kolkata Zone,
Central CGST Bhavan (2nd Floor),
180 Shantipally, R.B. Connector, Kolkata-700 107
 9. Shri Sumitava Kundu,
Assistant Commissioner, Kolkata North GST,
Central Goods Service Tax and Central Excise, Kolkata Zone,
Central CGST Bhavan (2nd Floor),
180 Shantipally, R.B. Connector, Kolkata-700 107

List of participants

1. Shri Abhishek Sanyal, Dy. Development Commissioner, Falta SEZ (online)
2. Shri Debotosh Chatterjee, Deputy Commissioner of Customs, Falta SEZ
3. Shri Ajit Kumar Kispotta, Assistant Commissioner of Customs & Specified Officer, IT & ITES SEZ
4. Shri Prasanta Kumar Panda, Assistant Development Commissioner, FSEZ
5. Shri Subhranil Bhattacharya, Assistant Development Commissioner, FSEZ
6. Smt. Debjani Ghosh, Assistant Development Commissioner, FSEZ
7. Shri Praveen Panda, Assistant Development Commissioner, FSEZ
8. Shri Pradeep Mohapatra, Assistant Development Commissioner, FSEZ
9. Shri Ranjit Basak, Assistant Development Commissioner, FSEZ
10. Shri Sashi Ranjan Sharma, Assistant Development Commissioner, FSEZ

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