

SPECIAL ECONOMIC ZONE

SEEPZ-SEZ.

AGENDA

Meeting of the Unit Approval Committee of Special Economic Zone for IT/ITES of M/s. Sunstream City Pvt. Ltd. – SEZ.

VENUE : Conference Hall, BFC Building, 2nd Floor, Behind the Office of The Development Commissioner, SEEPZ-SEZ, Andheri (East), Mumbai – 400 096.

DATE : Thursday, 02nd May 2019.

TIME : 11.30 A.M. Onwards.

Meeting of the Unit Approval Committee of Special Economic Zone for IT/ITES of M/s. Sunstream City Private Limited Under the Chairmanship of Development Commissioner, SEEPZ-SEZ on Thursday, 02nd May, 2019.

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Agenda Item No.	Subject
Agenda Item No. 01 : -	Confirmation of minutes of the meeting held on 25.01.2019.
Agenda Item No. 02 : -	Approval for Monitoring Performance of the unit over a period of 4 years – M/s. Powersoft IT Pvt. Ltd.

**GOVERNMENT OF INDIA
OFFICE OF THE DEVELOPMENT COMMISSIONER,
SEEPZ SPECIAL ECONOMIC ZONE,
ANDHERI (EAST), MUMBAI**

**AGENDA NOTE FOR CONSIDERATION OF UNIT APPROVAL
COMMITTEE**

a) Proposal :-

Application for Monitoring performance over a period of 4 years i.e. 2013-14 to 2016-17 of M/s. Powersoft IT Pvt. Ltd. located at Sunstream City Private Limited - SEZ.

b) Specific Issue on which decision of UAC is required :-

Application for Monitoring performance over a period of 4 years i.e. 2013-14 to 2016-17 of M/s. Powersoft IT Pvt. Ltd. located at Sunstream City Private Limited - SEZ.

c) Relevant provision of SEZ, Act, 2005 & Rules:

In terms of Rule 54 of SEZ Rules, 2006

d) Other Information :

M/s. Powersoft IT Pvt. Ltd. has been granted Letter of Approval No. SEEPZ/NEWSEZ/Sunstream-Mulund/01/LOA-01/2012-13/11095 Dated 14.08.2012 for Information Technology/Information Technology Enabled Services / Software Development / Web Development / ERP Solutions Services at Unit No. 01, Building No. 01, Ground Floor, IT/ITES Special Economic Zone, Village - Mulund, Tal - Kurla, Dist - Mumbai Surban, Nr. Hari Om Nagar, Mulund (East), Mumbai Shtra, India - 400 081. The Unit has commenced their production activity w.e.f. 22.04.2013 and the LOA has expired on 21.04.2018. The unit has submitted Annual Performance Report for the years 2013-14 to 2016-17 duly certified by the Chartered Accountant.

- 1) The proposal of the unit for monitoring performance for the period of 2013-14 to 2015-16 was placed before UAC held on 22.05.2018 and the committee had deferred the proposal and directed the unit to submit APR for the period of 2017-18 and the future business plan of the unit.
- 2) The unit vide letter dated 03.01.2019 has submitted application and stated that, for the Financial Year 2017-18, they have not done any export related activity and the same can be find out online from the NSDL data and the APR for the year 2017-18 which is nil/zero export as the LOA has been expired on dated 21st April 2018 due to which they are not able to enter it online and they have not carried out any operations from said unit and no software export has been carried out from the unit and Also no software export claims can be verified online from the NSDL data. The unit has also stated that the Future business plan of the company for the export, there has been couple of software export deal from the USA, which is under negotiation level and not been further moved or push advance stage as LOA is still under the approved process.
- 3) The proposal of the unit for renewal of LOA was once again placed before approval Committee meeting held on 25.01.2019 and the Committee had deferred the proposal and directed to the Specified Officer to examine the matter and submit report before next UAC.
- 4) The Specified Officer vide their letter dated 27.03.2019 has stated that, the matter was examined at this end and it is observed that LOA issued to M/s. Powersoft IT Pvt. Ltd. from this office in the year 2012, which was valid till 21.04.2018 and the unit had applied for extension of LOA in June 2018. Specified Officer has also stated that vide letter dated 24.09.2018, the Asstt. Development Commissioner SEEPZ-SEZ, sought certain information from this unit, and in turn, M/s. Powersoft had intimated vide their letter dated 03.01.2019 that during the FY 17-18 they have not done any export and that they had submitted the APR for FY 16-17 but they are unable to file the APR of 17-18 online, due to the expiry of the LOA.

- 5) The Specified Officer, has also stated that, as regards future business plan, M/s. Powersoft explains vide their letter dated 20.03.2019 that they are in negotiation with M/s. Pixacore USA and M/s. InterneXT Technology, Saudi Arabia for Software Export & the Approximate value of the order is in the range of USD 6 lakhs and according to them this may generate job for 25/30 persons.(copy enclosed)
- 6) Further, the unit has achieved positive NFE of **Rs. 41.49/- Lakhs** on cumulative basis during the year 2013-14 to 2016-17. (Copies of calculation sheet are attached)
- 7) The unit has submitted renewal of LOA in old format, which needs to be rejected as per instruction from MOC&I.

The unit has submitted Annual Performance Report for the years 2013-14 to 2016-17 duly certified by the Chartered Accountant. The performance of the unit has been monitored from 2013-14 to 2016-17 on cumulative basis. A copy of details of calculations of NFE achieved is enclosed.

As per APR submitted by the unit, performance of the unit is monitored which is as under:

Year	NFE Achieved (In Lakhs)	% NFE Achieved
2013-14	24.75	100.00%
2014-15	29.07	100.00%
2015-16	41.49	100.00%
2016-17	41.49	100.00%

The performance of the unit from 2013-14 to 2015-16 year-wise is indicated below.

(Figs. in Lakhs)

निर्यात Export			आयात Import CG/RM.				
वर्ष Year	प्रोजेक्टेड Projected	वास्तविक Actual	वर्ष Year	प्रोजेक्टेड Projected		वास्तविक Actual	
				CG	RM	CG	RM
2013-14	200.00	24.75	2013-14	6.25	0.00	0.00	0.00
2014-15	220.00	4.32	2014-15			0.00	0.00
2015-16	253.00	12.42	2015-16			0.00	0.00
2016-17	290.95	0.00	2016-17			0.00	0.00
कुल TOTAL	963.95	41.49	कुल TOTAL				

A copy of details of calculations of NFE achieved on cumulative basis is enclosed.

The unit has achieved positive NFE i.e. **Rs. 41.49/-** lakhs on cumulative basis during the block period of 2013-14 to 2016-17.

ADC Recommendation:

- APRs submitted by the unit for the years from 2013-14 to 2016-17
- There is no pending foreign exchange
- APR verification report for the year 2016-17 from S.O. is yet to receive
- The unit has achieved Positive NFE of **Rs. 41.49/-** Lakhs on cumulative basis.
- Recommended to UAC for monitoring as per Rule 54 of SEZ Rules, 2006.

DETAILS OF CALCULATION OF NFE ACHIEVED												2013-14
NAME OF THE UNIT		M/s. Powersoft IT Private Limited (Sunstrem City-SEZ)										
EXISTING BLOCK OF FIVE YEAR		2013-14					2017-18					
DATE OF COMMENCEMENT OF PRODUCTION		22.04.2013										
ITEM OF MANUFACTURE		IT/ITES, Software Development, Web Development, ERP Solutions Services										
											(Rs. In Lakhs)	
(i)	FOB VALUE OF EXPORT DURING THE LAST FIVE YEARS OR LESS AS APPLICABLE										24.75	
(ii)	Pending Foreign Exchange realisation outstanding										0.00	
A	TOTAL (i)-(ii)										24.75	
OUTFLOW												
(a)	C.G IMPORTED DURING THE LAST 5 YEARS OR LESS AS APPLICABLE										0.00	
CG DEBIT AS APPLICABLE												
(i)	ON IMPORTED CAPITAL GOODS										0.00	
(ii)	ON TECHNICAL KNOW HOW FEES										0.00	
(b)	TOTAL (i+ii)										0.00	
RAW MATERIAL UTILISED												
(i)	IMPORTED R.M. DURING THE LAST 5 YEARS OR LESS AS APPLICABLE										0.00	
(ii)	RECEIVED UNDER INTERUNIT TRANSFER										0.00	
(iii)	TRANSFERRED TO OTHER UNITS										0.00	
(iv)	OPENING STOCK OF RAW MATERIAL ON										-	
(v)	CLOSING STOCK OF RAW MATERIAL AS ON										-	
(c)	TOTAL [(i) +(ii) -(iii) +(iv) -(v)]										0.00	
(d)	OTHER OUTFLOW										0.00	
B	TOTAL (b)+(c) +(d)										0.00	
C	NFE (A-B)										24.75	
D	NFEP ACHIEVED (C/A)										100.00%	
YEAR	CG IMP.	YEAR WISE AMORTISATION										TOTAL
		2013-14	0	0	0	0	0	0	0	0	0	
2013-14	0	-	-	-	-	-	-	-	-	-	-	-
		10%	0%	0%	0.0%	0.0%	0%	0.0%	0.0%	0.0%	0.0%	-
		-	-	-	-	-	-	-	-	-	-	-
		0%	0%	10.0%	0%	0%	0.0%	0.0%	0.0%	0.0%	0.0%	-
		-	-	-	-	-	-	-	-	-	-	-
		0%	0.0%	0.0%	0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	-
		-	-	-	-	-	-	-	-	-	-	-
		10%	0%	0%	0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	-
		-	-	-	-	-	-	-	-	-	-	-
		10%	0%	0%	0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	-
		-	-	-	-	-	-	-	-	-	-	-
		0.0%	0.0%	0.0%	0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	-
		-	-	-	-	-	-	-	-	-	-	-
		0.0%	0.0%	0.0%	0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	-
		-	-	-	-	-	-	-	-	-	-	-
TOTAL	0.00										0.0%	0.00

OFFICE OF THE DEVELOPMENT COMMISSIONER

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Sunstream City Pvt Ltd., Special Economic Zone

Near EEH, Mulund Toll Naka, Next to Hari Om Nagar, Mulund, Thane 400081

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F No. SCPL/SEZ/SO/2018-19/006

Date: 27/03/2019

The Asstt. Development Commissioner,
SEEPZ - SEZ,
Andheri (East),
Mumbai.

Pl. examine & put up
[Signature]
Mrs Rekha

Sir,

Sub: Application for renewal of LOA of M/s Powersoft IT P Ltd - reg

Please refer to your letter F No. SEEPZ-SEZ/NEW-SEZ/SUNSTREAM-THANE/02/2012-12/03621 dtd 14.02.2019 on the above subject.

The matter was examined at this end and it was seen that M/s Powersoft IT P Ltd., was issued LOA in the year 2012, which was valid till 21.04.2018. M/s Powersoft had applied for extension of LOA in June 2018.

Further, it was seen that vide letter dtd 24.09.2018, the Asstt. Development Commissioner SEEPZ-SEZ sought certain information from this unit, and in turn, M/s Powersoft had intimated vide their letter dtd 03.01.2019 that during the FY 17-18 they have not done any export and that they had submitted the APR for FY 16-17 but are unable to file the APR of 17-18 online, due to the expiry of the LOA.

As regards future business plan, M/s Powersoft explains vide their letter dtd 20.03.2019 that they are in negotiation with M/s Pixacore USA and M/s InterneXT Technology, Saudi Arabia for software export. The approximate value of the order is in the range of USD 6 lakhs and according to them this may generate job for 25/30 persons.

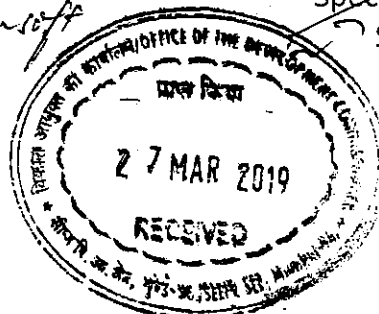
The facts are enumerated above for your kind consideration please.

Yours faithfully,

** Copy of letter DAD
refers to M/s Powersoft
Enclosed.*

Jy

*18414
27/3/19*



(B. Dabral)
Specified Officer
SCPL-SEZ

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OFFICE OF THE DEVELOPMENT COMMISSIONER.

**SUNSTREAM CITY PVT.LTD. - SPECIAL ECONOMIC ZONE
NEAR EEH MULUND TOLL NAKA, NEXT TO HARI OM NAGAR, MULUND, MUMBAI -400081.**

F. No. SCPL/SEZ/SO/2016-17/011 *16/09*

Date:-20.06.2018

To,
Shri. Shrikant Paliwal
Asst. Development Commissioner,
SEEPZ-SEZ,
Andheri (East),
Mumbai.

Sub: Monitoring Performance of the unit over a period of 3 years
i.e. 2013-14 to 2015-16- reg.

Please refer to your letter vide F.No. SEEPZ-SEZ/NEWSEZ/SS-
Thane/02/MNTG/12-13/15157 Dt. 06.06.2018 regarding on the above
mentioned subject

With reference on the subject this office Annual Performance Report for
the period of 2013-14 to 2015-16 for the unit of M/s. Powersoft IT Pvt. Ltd.
has already submitted on 10.04.2018 (Copy enclosed for your ready
reference).

ENCL:- as above,

Yours faithfully,

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(B. DABRAL)
SPECIFIED OFFICER
SCPL - SEZ

28/6/18

ASB

OFFICE OF THE DEVELOPMENT COMMISSIONER

SUNSTREAM CITY PVT. LTD., SPECIAL ECONOMIC ZONE,

NEAR EEH MULUND TOLL NAKA, NEXT TO HARI OM NAGAR,
MULUND (EAST), MUMBAI - 400081.

File No. SCPL/SEZ/SO/2016-17/011

Date :- 10/04/2018

To,
Mr. Shrikant Paliwal,
Assistant Development Commissioner,
SEEPZ-SEZ, MOC & I,
Andheri (East), Mumbai.

Subject: - Submission of Annual Performance Report for the period 2013 -14, 2014 -15 and 2015 -16 of M/s. Powersoft IT Pvt. Ltd. -reg.

Ref. No. - File No. SEEPZ-SEZ/NEW-SEZ/SS-THANE/02/MONTG/2012-13/25862 dated 22.12.2017 and Letter No. SEEPZ-SEZ/NEW-SEZ/SS-THANE/02/MONTG/2016-17/03250 dated 13.02.2017

Sir,

Please refer to your aforementioned letters on the above subject (copy enclosed).

In this case, this office has issued letter dated 27.03.2017 to M/s. Powersoft IT Pvt. Ltd. for explanation on the below mentioned queries raised by Specified Officer.

- 1) Details of Export from the date of commencement.
- 2) Details of DTA Sales (Part II-1(a) of APR) i.e. Sale of finished goods/services in DTA worth Rs. 630.66 lakhs during the year 2015-2016 and also provide details of DTA Sales during the year 2013-2014 (Rs. 529.77 lakhs) and 2014-2015 (Rs. 575.36 lakhs). Also state whether any permission had been taken for the said DTA sales.
- 3) Clarification with regards to Part (II) A & B, 4 & 5 of APR for the financial year 2015-16.

In this regards, after the several reminder letters dated 26.05.2017 and 23.08.2017 and follow ups, now Unit M/s. Powersoft IT Pvt. Ltd. has responded their explanations to the above mentioned queries vide letter ref. no. PIPL/GEN/17-18/0011 dated 08.02.2018 and same has been received by this office on 14.03.2018 (copy enclosed).

In this regard, it is inform that they are giving a detailed explanation to the above query raised as bellow:

1. **Details of Export from the date of commencement.** - The Unit has submitted the details of seven (07) numbers of Software Exports as mentioned in the table in their letter dated 08.02.2018 along with the copy of invoices.
2. **Details of DTA Sales** - The APR submitted for year 2015-2016 is showing sales (Part II-1 (a) i. e. Sale of finished goods/services in DTA worth Rs. 630.66 lakhs is **wrongly entered** amount of their local sales of the other unit which is located outside SEZ zone. In this column correct amount will be 0 (Zero).

The APR submitted for year 2014-2015 is showing sales (Part II-1 (a) i.e. Sale of finished goods/services in DTA worth Rs. 575.36 lakhs is **wrongly entered** amount of their local sales of the other unit which is located outside SEZ zone. In this column correct amount will be 0 (Zero).

Continued...

The APR submitted for year 2013-2014 is showing sales (Part II-1 (a) i. c. Sale of finished goods/services in DTA worth Rs. 529.77 lakhs is **wrongly entered** amount of their local sales of the other unit which is located outside SEZ zone. In this column correct amount will be 0 (Zero).

They are stated in their letter no permission has been taken for the local sales from SEZ unit.

3. The unit has submitted the following clarification with regards to Part (II) (2) A & B, 4 & 5 of APR for the financial year 2015-16.

- (2) (A) (i) **Authorised Capital (Rs. In Lakhs)** - Rs. 1.00 Lakh is the correct amount.
(ii) **Paid up capital (Rs. In Lakhs)** - Rs. 1.00 Lakh is the correct amount.

(B) (a) **Approved** - under NRI column with amount of Rs. 9.55 Lakhs it's the overseas investment of their local unit which is located outside SEZ zone. In this column correct amount will be 0 (Zero).

(4) (b) **Plant and Machinery** - with the amount of 272.60. it is the fixed assets purchases by their local unit which is located outside SEZ zone. In this column correct amount will be 0 (Zero).

- (i) **Indigenous** - As above.
(iii) **Total (i) + (ii)** As above.

(5) (a) **Less than three years (Amount in \$)** - mentioned the amount of 222849.00 is the fixed assets purchases on the 3 year leased finance., which has been used by their local unit located outside SEZ zone. . In this column correct amount will be 0 (Zero).

The unit has submitted APR's for the financial year 2014-2015 and 2013-2014 with regards to part (ii) (2) A & 5 same problem for the clarification given in their letter.

- (2) (A) (i) **Authorised Capital (Rs. In Lakhs)** - Amount of Rs. 100000.00. Rs. 1.00 Lakh is the correct amount.
(ii) **Paid up capital (Rs. In Lakhs)** - Amount of Rs. 100000.00. Rs. 1.00 Lakh is the correct amount.


(5) (a) **Less than three years (Amount in \$)** - mentioned the amount of 43860.00 is the fixed assets purchases on the 3 year finance., which has been used by their local unit located outside SEZ zone. In this column correct amount will be 0 (Zero).

The figures with regards IMPORT as declared in the APR for the period 2013-14,2014-15 and 2015-16 is NIL. This figure received from NSDL SEEPZ have been verified from office records and there is no discrepancies has been noticed.

The figures with regards EXPORT, the export value declared in the APR's for 2013-14 is Rs. 24.75 Lakhs, 2014-15 is Rs. 4.32 Lakhs and 2015-16 is Rs. 12.42 Lakhs. This figure received from NSDL SEEPZ have been verified from office records and there is no discrepancies has been noticed.

Thus, there is ^{no} difference in the figures of **IMPORT & EXPORT** declared by the Unit in the APR.

Yours faithfully,


(Bhashor Dabral)
Specified Officer,
SCPL - SEZ, Mumbai.
o/c

Encl. :- a/a

Minutes of the 28th Meeting of the Approval Committee for Sector Specific Special Economic Zone of M/s. Sunstream City Pvt. Ltd. - SEZ, at Village - Kopari, Taluka - Thane, Dist - Thane, under the Chairmanship of Development Commissioner, SEEPZ-SEZ held on 25.01.2019 at BFC Building, SEEPZ-SEZ, Mumbai - 400 096.

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1. Name of the SEZ : M/s. Sunstream City Pvt. Ltd. - SEZ.
2. Sector : IT/ITES
3. Meeting no : 28th
4. Date : 25.01.2019

Members Present:

1. Shri. V. P. Shukla : Member
Jt. Development Commissioner
SEEPZ-SEZ
2. Shri. B. S. Mangat : Nomine of the Commissioner, GST
Deputy Commissioner
3. Shri. Vishnu Kant : Nominee of the Additional DGFT,
Asstt. DGFT Mumbai
4. Shri. M. H. Hingorani : Nominee of Commissioner of Customs.
Asstt. Commissioner Customs Mumbai
5. Shri. D. A. Bhusari : Nominee of the Commissioner of CGST,
Asstt. Commissioner Panvel, Raigad.
6. Shri. N. R. Sakpal : Nominee of Directorate of Industries,
Industries Inspector Mumbai.

Special Invitee:-

1. Shri. Pravin Chandra : Jt. Development Commissioner
(Pune-Cluster)

Agenda Item No. 1: Confirmation of Minutes of the 27th meeting held on 22.05.2018

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The Minutes of the 27th Meeting held on 22.02.2018 were confirmed.

Agenda Item No. 02: Application for approval of Renewal of LOA - M/s. Powersoft IT Pvt. Ltd. (Sunstream - SEZ).

After deliberation the Committee directed that Specified Officer, SEEPZ-SEZ may examine the matter and submit report before next UAC. The committee deferred the proposal.

Agenda Item No. 03: Applications for Monitoring of Half Yearly Performance Report (HPR) - M/s. Sunstream City Pvt. Ltd. - SEZ.

After deliberation, the Committee directed the Developer to submit details of Master Plan and the current status of progress of works vis-a-vis plan both in physical and financial terms.

Meeting ended with the vote of thanks to the Chair.


Chairperson-cum-
Development Commissioner