

**SEEPZ SPECIAL ECONOMIC ZONE  
ANDHERI (EAST), MUMBAI.**

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**AGENDA FOR**

**MEETING OF THE APPROVAL COMMITTEE FOR  
SECTOR SPECIFIC SPECIAL ECONOMIC ZONE FOR  
ENGINEERING & ELECTRONICS AT AURANGABAD OF  
MIDC-AURANGABAD-SEZ.**

VENUE : 505, A Wing, MCCIA Trade Tower, ICC Complex, 403,  
Senapati Bapat Road, Pune-411016.

DATE : 16.11.2018.

TIME : 11.30 A.M.

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**MEETING OF THE APPROVAL COMMITTEE FOR SECTOR SPECIFIC SPECIAL ECONOMIC ZONE FOR ENGINEERING & ELECTRONICS AT AURANGABAD, UNDER THE CHAIRMANSHIP OF DEVELOPMENT COMMISSIONER, SEEPZ-SEZ ON 16.11.2018.**

**INDEX**

<b>Agenda Item No.</b>	<b>Subject</b>
<b>Agenda Item No. 01 :-</b>	Confirmation of the Minutes of the meeting held on 21.08.2018
<b>Agenda Item No. 02 :-</b>	Application for Renewal of LOA of M/s. Hindalco-Almex Aerospace Ltd.

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**GOVT. OF INDIA,  
OFFICE OF THE ZONAL DEVELOPMENT COMMISSIONER,  
SEEPZ-SEZ(PUNE CLUSTER),  
ANDHERI (EAST), MUMBAI**

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

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**a) Proposal: -**

Application for renewal of validity of LOA for further period of next block of 5 years from 26.11.2018 to 25.11.2023, as unit has not complied the condition of Rule 19(6)(1) of SEZ Rule.

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

Approval to entertain the application of the unit for renewal of LOA, as unit has not complied the condition of SEZ Rule 19(6) (1) i. e. renewal application has to be submitted before 2 months of LOA expiring date.

**c) Relevant provisions: -**

SEZ Rule 19(6)(1) & (2) – as amended.

**d) Other Information: -**

1. M/s. Hindalco-Almex Aerospace Ltd., Located at Sector Specific SEZ for Engineering and Electronics of Maharashtra Development Corporation at Shendra, Dist. Aurangabad, bearing Letter of Approval No. SEEPZ-SEZ/NEWSEZ/MIDC-SHENDRE/01/LOA-01/06-07/ Vol-I/9244 dated 17.07.2014.
2. Vide letter dated 28.09.2018 the Unit has applied for renewal of validity of letter of Approval for further period of next block of 5 years as per provision of Rule 19 (6) of SEZ Rule 2006. whereas the LOA expire on 25.11.2018
3. Unit has submitted the following documents in support of their application for renewal of letter of approval:-
  - a. Online submitted LOA Renewal Application with submission acknowledgement
  - b. Copy of registered lease deed.

**e) ADC scrutiny report:-**

- Submitted proposal is found in order & submitted to UAC for consideration

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ADITYA BIRLA



(S)

Office of the joint Development  
Commissioner Pune SEZ Cluster

15 OCT 2018

Inward Sl. No. 742

Date: 28<sup>th</sup> Sept 2018

To  
The Development Commissioner,  
SEEPZ, Special Economic Zone,  
Ministry of Commerce & Industry  
Andheri (East),  
Mumbai - 400 096

Subject: Renewal of Letter of Approval

LOA Reference: Letter of Approval No. SEEPZ SEZ/NEW SEZ/MIDC-SHENDRE/01/LOA-01/2007-08/2198 amended and renewed time to time.

Dear Sir,

We have been granted aforesaid Letter of Approval for manufacture of following items:

Sr. No.	Item (s) of Manufacture	Unit	Approved Annual Capacity
1	Aluminium alloys Billets and Rolling slabs	M. Tons	46000

Our unit is situated at PLOT NO. AL - 1, MIDC SEZ, SHENDRE MIDC AREA, AURANGABAD. Our SEZ unit has commenced activities on 26/11/2008 and commencement of Exports from 10/02/2009

We would like to brief about the 5 years units successful SEZ operation - For the period up to 31.03.2018, we have achieved an export turnover of Rs. 8269.17 Lacs and imported Capital goods to the tune of Rs. 30.41 Lacs. Over the period, we have achieved Net Foreign Exchange Earnings to the tune of Rs. 649.67 Lacs.

Further, we are projecting a total export turnover of Rs. 9572 lacs and envisage imported capital goods requirement to the tune of Rs 00 Lacs. We are expecting to generate NFE to the tune of Rs. 2718 Lacs over a period of next five years.

ADC (20)

16676  
5/10/18

**ADITYA BIRLA**



We will be now completing 5 years of operations and our LOA is valid up to 25.11.2018 and hence we are applying for renewal of Letter of Approval

We are enclosing herewith the following:

1. Online submitted LOA Renewal Application with submission acknowledgement. \_
2. Details of SEZ unit, **Projections submitted and approved at the time of previous LOA renewal as Annexure-A, Actual achieved projections and NFE achieved as Annexure-B, Proposed projection for further 5 years as Annexure-C and Items of Manufacture with Annual Capacity as Annexure D.**
3. All Copies of LOA (s) as amended and renewed time to time.
4. Copy of LUT with acceptance, Legal Undertaking.
5. Copy of submitted Audited APR
6. Copy of previous year not submitted APR \_
7. Copy of Letter of Intent, lease deed valid for next five years.

We request you to renew our Letter of Approval at the earliest and oblige.

Thanking you.  
Yours faithfully,

**D. K. DAS**  
(Director)  
Hindalco-Almex Aerospace Ltd.

Encl: As mentioned above

## ADITYA BIRLA



## LETTER OF APPROVAL RENEWAL APPLICATION FORM

(See rule 19(6A)(1))

Application for renewal of Letter of Approval for the block of five years under sub-rule (6A) of rule 19.

## PART I

Sl. No.	Particulars	
1.	Name of Unit and full address in Special Economic Zone	HINDALCO ALMEX AEROSPACE LIMITED
2.	Full address of Registered Office	PLOT NO. AL - 1, MIDC SEZ SHENDRE MIDC AREA AURANGABAD
3.	Telephone/Fax Nos:	91-0240-2622034/38
4.	Permanent E-Mail address	suchit.naidu@adityabirla.com
5.	Original Letter of Approval No. and Date	NA
6.	Date of renewal of Letter of Approval, if any	dd/mm/yyyy
7.	Date of commencement of production	26/11/2008
8.	Date of expiry of Letter of Approval	25/11/2018
9.	ID and date of application for renewal of LOA filed in SEZonline-ndml.com	
10.	Income Tax Permanent Account Number	AABCH7909P
11.	Constitution of the Application Firm (Tick the appropriate entry)	Public Ltd

## PART II

Activity of Unit		Existing	Proposed for the renewed period
1. Item of Manufacture/service activity (including by product/co-products)			Aluminium alloy Billets and Rolling slabs (HSN - 76012020)
2. Investment in Capital Goods (in Rs. Lakhs)	Indigenous	2159.29	
	Import	5293.25	
3. Investment in Raw Materials (in Rs. Lakhs)	Indigenous	245.27	
	Import	242.67	
4. Employment	Men	53	
	Women	00	

Hindalco-Almex Aerospace Limited

AL-1, SEZ, MIDC Shendra, Aurangabad 431007, Maharashtra, India.

T: +91 240 2622034/38 | F: +91 240 2622034/38 | E: haal@adityabirla.com | W: www.hindalcoaltemex.com

Registered Office: Ahura Centre, B-Wing, 1st Floor, Mahakali Caves Road, Andheri (East), Mumbai 400 093, India.

Corporate ID No.: U27203MH2007PLC166651

An AS 9100, OHSAS 18001 &amp; ISO 14001 Certified Company

## ADITYA BIRLA



HINDALCO-ALMEX AEROSPACE

## FOREX Balance Sheet for the current block (Rs. in Lakhs)

Sl. No.	Items	1 <sup>st</sup>	2 <sup>nd</sup>	3 <sup>rd</sup>	4 <sup>th</sup>	5 <sup>th</sup>	Total
1.	Free on Board value of Exports in first 5 years	670.02	2609.44	1396.96	2106.68	1486.07	8269.17
2.	*Foreign Exchange Outgo on for the first five years	560.73	2691.14	1623.1	1456.97	1287.56	7619.5
3.	Net Foreign Exchange earnings for the first five years (1-2)	109.29	(-81.7)	(-226.14)	649.71	198.51	649.67

## FOREX Balance Sheet proposed for next block (Rs. in Lakhs)

Sl. No.	Items	1 <sup>st</sup>	2 <sup>nd</sup>	3 <sup>rd</sup>	4 <sup>th</sup>	5 <sup>th</sup>	Total
1.	Free on Board value of Exports in first 5 years	1725	1815	1813	2104	2114	9571
2.	*Foreign Exchange Outgo on for the first five years	1452	1514	1526	1222	1141	6855
3.	Net Foreign Exchange earnings for the first five years (1-2)	273	301	287	883	973	2717

\*Foreign Exchange outgo shall include Cost, Insurance and Freight value of import of machinery, raw material, components, consumables, spares, packing material and amount of repatriation of dividends and profits, royalty, lump sum knowhow fee, design and drawing fee, payment to foreign technicians, payments on training of Indian technicians abroad, commission on export, interest on external commercial borrowings, interest on deferred payment credit and other payments.

Place: Mumbai  
Date: 2-10-18

Your faithfully,

D. K. DAS  
(Director)

Hindalco-Almex Aerospace Ltd.

- विशेष आर्थिक क्षेत्र से निकलने के ध्यान में रखते हुए मैं/हम ..... निम्नलिखित वचन देते हैं।
- (i) कि मैं / हम ..... अनुमोदन पत्र / स्वीकृति पत्र के शर्तों और निबंधनों के पूरा करने पर विदेश व्यापार (विकास और विनियम) अधिनियम, 22 (1922 का 22) के अधीन विकास आयुक्त द्वारा अधिरोपित जो भी दंड हो का भुगतान करूंगा/ करेंगे।
- (ii) कि मैं/हम ..... यदि उल्लिखित इकाई के लिए लाभ प्राप्त किए गए पाए जाने पर, इस संबंध में निर्धारित समय - सीमा में बिना किसी आपत्ति या विरोध के ब्याज के साथ कर / शुल्क का भुगतान किसी कानूनी अभिकरण को करूंगा / करेंगे।
- (iii) कि मैं / हम ..... दंडों, यदि कोई हों, के भुगतान के तरीके और समय सीमा जिसके भीतर दंडों का विकास आयुक्त को भुगतान किया जाना है, के तरीके का बिना किसी आपत्ति अथवा विरोध के पालन करूंगा/करेंगे।

(इकाई का पूर्ण विवरण और पता)

इसके साक्ष्य स्वरूप, इसमें इकाई ने इस ..... वर्ष के ..... दिन निम्नलिखित की उपस्थिति में इस करार पर हस्ताक्षर, मुहरबंद और सुपुर्द किया :

नाम \_\_\_\_\_

पता \_\_\_\_\_

2. नाम \_\_\_\_\_

पता \_\_\_\_\_

राष्ट्रपति की ओर से मेरे द्वारा स्वीकार किया गया।

उप/संयुक्त विकास आयुक्त, \_\_\_\_\_ विशेष आर्थिक क्षेत्र "

[फा. सं. के - 43013 (12) /1/2017-यूएस (जीएस) -डीओसी का कार्यालय]

बिद्युत बिहारी स्वैन, अपर सचिव

टिप्पण : - मूल अधिसूचना को भारत के राजपत्र, असाधारण भाग-2, खंड 3, उप खंड (i) सा.का.नि.सं. 54 (अ) तारीख 10 फरवरी, 2006 के द्वारा प्रकाशित की गई और अंतिम बार सा.का.नि.सं. 585 (अ) तारीख 13 जून, 2017 द्वारा संशोधित की गई।

MINISTRY OF COMMERCE AND INDUSTRY

(Department of Commerce)

NOTIFICATION

New Delhi, the 19th September, 2018

G.S.R. 909(E).—In exercise of the powers conferred by section 55 of the Special Economic Zones Act, 2005 (28 of 2005), the Central Government hereby makes the following rules further to amend the Special Economic Zones Rules, 2006, namely:-

1. Short title and commencement.—(1) These rules may be called the Special Economic Zones (Amendment) Rules, 2018.



- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Special Economic Zones Rules, 2006 (hereinafter referred to as the said rules), in rule 2, in sub-rule (1), clauses (k) and (l) shall be omitted.
3. In the said rules, in rule 3, after the words "State government's recommendation", the following words shall be inserted, namely:-  
 " recommendation for National Security Clearance as per guidelines issued by the Ministry of Home Affairs".
4. In the said rules, in rule 4, for the word "along", the words "through the jurisdictional Development Commissioner concerned along" shall be substituted.
5. In the said rules, in rule 5, -  
 (i) in sub-rule (2), in clause (b), in sub-clause (ii), after the words "for setting up a Special Economic Zone for Information Technology or Information Technology Enabled Services", the words "Bio-technology and Health Sector (excluding hospitals)," shall be inserted;  
 (ii) in sub-rule (5), in clause (a), after the words "State and local taxes", the words "State Goods and Services Tax," shall be inserted.
6. In the said rules, in rule 11, -  
 (i) in sub-rule (2), in the first proviso, for the words "Board", the words "Approval Committee" shall be substituted;  
 (ii) after sub-rule (9), the following sub-rule shall be inserted, namely: -  
 "(9A) The Developer shall ensure sufficient and adequate space, as per the applicable Central Public Works Department norms, for the Office of Development Commissioner and Customs Officers posted in the Special Economic Zone."
7. In the said rules, in rule 11A, in clause (1), -  
 (i) for the words "Service Tax", the words "Central Goods and Services Tax, Integrated Goods and Services Tax and State Goods and Services Tax" shall be substituted;  
 (ii) in sub-clause (b), after the words "stamp duty", the words "State Goods and Services Tax," shall be inserted.
8. In the said rules, in rule 12, -  
 (i) in sub-rule (6), after the words "utilization of goods", the words "and services" shall be inserted;  
 (ii) in sub-rule (7) for the words "goods from an Independent Chartered Engineer" the words "goods and services from an Independent Chartered Engineer or Independent Chartered Accountant or Cost Accountant as the case may be" shall be substituted.
9. In the said rules, in rule 17, in sub-rule (1),-  
 (i) the words "in five copies" shall be omitted;  
 (ii) for clause (k), the following clause shall be substituted, namely:-  
 "(k) Goods and Services Tax registration certificate;"
10. In the said rules, in rule 18,-  
 (i) in sub-rule (2), in clause (i), for the words and figures "as provided in rule 53", the words and figures " value addition earning requirement, as the case may be, as provided in rule 53" shall be substituted;  
 (ii) in sub-rule (3),-  
 (A) for clause (a), the following clause shall be substituted, namely:-  
 "(a) export of the goods from Special Economic Zones shall be subject to export policy in force, as provided in Schedule 2 to the Indian Trade Classification (Harmonised System) of Export and Import Items, 2017;"  
 (B) for clause (b), the following clause, shall be substituted, namely:-  
 "(b) for Gems and Jewellery, the minimum Value Addition earning requirement shall be as specified in the prevailing Foreign Trade Policy or Handbook of Procedures, as amended from time to time.";

(iii) after sub-rule (4), the following shall be inserted, namely:-

“(4A) for existing plastic or used clothing Units in Special Economic Zones:-

- (a) Broad banding and splitting of license for setting up of sub-Units shall not be allowed and all transactions of a Unit shall be regulated through a single bank account;
- (b) no third party exports shall be allowed by any such Unit;
- (c) all such Units shall set up facilities to make products out of used clothing or plastic waste;
- (d) 100 per cent. inspection of the consignment of used clothing sale to Domestic Tariff Area shall be under taken.

(4B) Procedure to be followed for verification of documents prior to clearing the consignment in Special Economic Zone :- (a) Each consignment of used clothing imported by the Unit shall be accompanied with certificate from exporter or agency in which it was generated regarding dis-infection and fumigation of the containers from an agency licensed in the country of origin of worn clothing along with import documents;

(b) in case of mis-declaration by any importer in regard to any toxic or hazardous substances, action as per the relevant provisions of the Foreign Trade (Development and Regulation) Act, 1992 (22 of 1992) shall be taken against such importer;

(c) to ensure that used clothing re-processing Units in Special Economic Zones fulfil their export obligations in addition to meeting their Net Foreign Exchange obligation and all such Units shall be required to ensure that certain minimum percentage of the Units annual turnover is physically exported out of the country;

(d) before the clearance of used clothes to Domestic Tariff Area, all imported consignments of such used clothes shall be subject to 100 per cent. scrutiny at the premises of the Unit by Special Economic Zone authorities.”.

11. In the said rules, in rule 19, in sub-rule (2), -

(a) after the words “shall specify the items of manufacture”, the words “along with the corresponding Indian Trade Classification (Harmonised System) of Export and Import Items, 2017” shall be inserted;

(b) after the third proviso, the following proviso shall be inserted, namely:-

“Provided also that the Approval Committee may also approve proposals for merger of Letters of Approval of two or more Units of the same company or firm subject to the condition that these Units fall within the same Special Economic Zone and after merger, block period for calculation of Net Foreign Exchange shall be from the date of commencement of production of the Unit which commenced operation first and the Income tax exemption period shall be considered from the date of start of operation of the first Unit.”;

(c) after sub-rule (6), the following shall be inserted, namely: -

“(6A)(1) The Units which intend to renew the validity of Letter of Approval shall submit, before two months from the date of expiry of the Letter of Approval, the completed application in form F1 along with requisite document, to the Development Commissioner, duly signed by the proprietor or managing partner or if it is a company, by the Managing Director or the Director(s) or any person who has or have been duly authorised for this purpose by a resolution of the Board of Approval of Directors of the Company:

Provided that in case an application is not submitted before the said period of two months, such application shall be placed before the Approval Committee and the said Committee, if it is satisfied that there was sufficient cause for not filling the same before the said period, may direct for entertainment of such application.

(2) in case of non-compliance of the procedures specified in clause (1), the Letter of Approval shall not be considered for renewal.

(3) the Development Commissioner may renew the Letter of Approval for a period of five years or for a shorter period, in form F 2, based on the evaluation of the Unit as per sub-rule (6B):

(6B) The renewal of Letter of Approval shall be based on the evaluation of the following criteria, namely:-

- (i) Export performance of the Unit in the last block vis-a-vis the initial export projection submitted by the Unit.
- (ii) Projected employment with reference to actual employment generated.

- (iii) Instance of violation of applicable statutes related to the functioning of the Unit.
- (iv) Cases of default, if any, of statutory payments.
- (v) Undertaking of any activity not sanctioned or approved by the Development Commissioner.
- (vi) The decision of the Development Commissioner or Approval Committee in this regard shall be final and binding on the Unit except in cases where the Unit prefers an appeal before the Board of Approval, in accordance with rule 55.”.
12. In the said rules, in Chapter IV, for the Chapter heading, the following Chapter heading shall be substituted, namely:-
- “TERMS AND CONDITIONS FOR GRANT OF PERMISSION TO OPERATE INCLUDING AVAILING EXEMPTIONS, DRAWBACKS AND CONCESSIONS”.
13. In the said rules, in rule 22, -
- (i) in sub-rule (1), -
- (a) after the words “Grant of”, the words “permission to operate including availing” shall be inserted;
- (b) in clause (ii), after the word “contractor”, the words “including the sub-contractor” shall be inserted;
- (c) in clause (iv),-
- (A) in sub-clause (b), -
- (a) after the words “on import or procurement” occurring at both the places, the words “of goods and services” shall be substituted;
- (b) after the words “packing materials”, the words “and services” shall be inserted;
- (B) in sub-clause (c), after the words “additional goods” the words “and services” shall be inserted;
- (ii) in sub-rule (2), for the words “and such accounts”, the words “either in register form in hard copy or time stamped digital form,” shall be substituted.
14. In the said rules, in rule 24, in sub-rule (1), -
- (i) the words “and Duty Entitlement Passbook credit” shall be omitted;
- (ii) in clause (a), -
- (A) after the words “Bill of Export”, the words “or a similar equivalent document as in case of export specified under Goods and Services Tax laws,” shall be inserted;
- (B) in the proviso, for the words and figures “Customs and Central Excise Duties Drawback Rules, 1995”, the words and figures “Customs and Central Excise Duties Drawback Rules, 2017, as amended from time to time” shall be substituted;
- (iii) sub-clause (b) shall be omitted;
- (iv) for sub-rule (2), the followings shall be substituted, namely:-
- “(2)Where a Bill of Export has been filed under a claim of drawback or any other similar scheme laid down under the Customs and Central Excise Duties Drawback Rules, 2017, as amended from time to time, the Unit or Developer shall claim the same from the Specified Officer and in case the Unit or Developer does not intend to claim such benefit, a disclaimer to this effect shall be given to the Domestic Tariff Area supplier for claiming such benefits:
- Provided that the aforesaid benefits may be claimed by Domestic Tariff Area supplier from their jurisdictional Goods and Services Tax or Central Excise Commissioner, as the case may be.
- (3)Drawback or any other similar benefit under the Customs and Central Excise Duties Drawback Rules, 2017, as amended from time to time, against supply of goods by Domestic Tariff Area supplier shall be admissible where payments for the supply are made from the Foreign-Currency Account of the Unit:
- Provided that the reimbursement of duty in lieu of drawback or any other similar benefit scheme against supply of goods by Domestic Tariff Area supplier to Special Economic Zone developers shall be admissible even if payment is made in Indian Rupees and reimbursement of duty in lieu of drawback or any other similar benefit against supply of goods to Special Economic Zone developer