

SEEPZ SPECIAL ECONOMIC ZONE

ANDHERI (EAST), MUMBAI.

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AGENDA FOR

**MEETING OF THE APPROVAL COMMITTEE FOR SECTOR SPECIFIC
SPECIAL ECONOMIC ZONE FTWZ OF M/S. ARSHIYA LIMITED. AT
VILLAGE SAI, TAL. PANVEL, DISTRICT RAIGAD.**

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

DATE : 27th February, 2020

TIME :

119th MEETING OF THE APPROVAL COMMITTEE FOR SECTOR SPECIFIC SPECIAL ECONOMIC ZONE FOR FTWZ OF M/S. ARSHIYA LIMITED, AT VILLAGE SAI, TAL. PANVEL, DISTRICT RAIGAD UNDER THE CHAIRMANSHIP OF DEVELOPMENT COMMISSIONER, SEEPZ-SEZ ON 27th FEBRUARY, 2020.

INDEX

Agenda Item No	Subject
Agenda Item No. 01	Confirmation of Minutes of the meeting held on 05.02.2020.
Agenda Item No. 02	Proposal of M/s. GM Modular Private Limited for setting up of a new unit at Arshiya-FTWZ.
Agenda Item No. 03	Proposal of M/s. Prompt Legal for setting up of a new unit at Arshiya-FTWZ.
Agenda Item No. 04	Proposal of M/s. Fermenta Biotech Limited for intimation of Merger, Name Change & Extension of LOA.
Agenda Item No. 05	Proposal of Monitoring of Performance of the unit M/s. Shubham Pharmachem Pvt. Ltd.

ARSHIYA-FTWZ-SEZ

Action Taken Last UAC 05.02.2020		
Agenda Item No	Subject	Remarks
Agenda Item No. 01	Confirmation of Minutes of the meeting held on 06.11.2019	
Agenda Item No. 02	Proposal of M/s. Sevantilal & Sons for setting up of a new unit at Arshiya-FTWZ	LOA issued to Unit Dated 17.02.2020.
Agenda Item No. 03	Proposal of M/s. Arshiya Lifestyle Limited (Co-Developer) for additional list of services at Arshiya FTWZ-SEZ	Letter issued to Co-Developer Dated 14.02.2020
Agenda Item No. 04	Proposal of M/s. Laxmipati Balaji Supply Chain Management Limited (Co-Developer) for additional list of services at Arshiya FTWZ-SEZ	Letter issued to Co-Developer Dated 14.02.2020
Agenda Item No. 05	Proposal of M/s. Anomalous Infra Private Limited (Co-Developer) for additional list of services at Arshiya FTWZ-SEZ	Letter issued to Co-Developer Dated 14.02.2020

Minutes of the 118th Meeting of the Approval Committee for Sector Specific Special Economic Zone for FTWZ of **M/s. Arshiya Limited-SEZ** under the Chairmanship of Development Commissioner, SEEPZ- SEZ held on **05.02.2020** at BFC Building, SEEPZ-SEZ, Mumbai- 400096.

1. Name of the SEZ : M/s. Arshiya Limited.
2. Sector : Sector Specific SEZ FTWZ.
3. Meeting no. : 118
4. Date : 05.02.2020

Members Present:

1. Shri. C. P. S. Chauhan : Member
Jt. Development Commissioner
SEEPZ-SEZ
2. Shri. Chaudhary Arun Kumar Singh : Nominee of the PCIT-34, Kautilya
Jt. Commissioner Bhawan, Bandra, Mumbai
3. Shri. Satya Raja Sekhar G : Nominee of the Additional DGFT
Deputy DGFT Mumbai
4. Shri. Satish Das : Nominee of Commissioner of Customs.
Asstt. Commissioner Customs Mumbai
5. Shri. S.P.S. Hooda : Nominee of Commissioner of CGST& CX,
Asstt. Commissioner CGST Navi Mumbai
6. Smt. Ashwini Waghmare : Nominee of Joint Directorate of
Industries Inspector Industries, (MMR), Mumbai.
7. Shri. Sanjay Nanaware : Nominee of MPCB, Mumbai
Field Officer

Special Invitee:-

1. Shri. Deepak S. Purohit : Specified Officer , Arshiya FTWZ

Agenda Item No. 01: Confirmation of Minutes of the meeting held on 06.11.2019

The Minutes of the 117th Meeting held on 06.11.2019 were confirmed with consensus.

Agenda Item No. 02: Proposal of M/s. Sevantilal & Sons for setting up of a new unit at Arshiya-FTWZ, Raigad

The unit requested for setting up of a new unit in Arshiya-FTWZ for Trading and Warehousing (Consolidation of Cargo, Packing, Re-packing, Labeling, Trading and Warehousing of all items mentioned under ITC (HS) classification of Import and Export items except prohibited, canalised & goods under chapter 71) and the proposed FOB value of exports of Rs. 6105.10 Lakhs, FE Outgo of Rs. 5494.59 Lakhs and NFE of Rs. 610.51 Lakhs & Employment of 4 persons.

Decision: After deliberation, the Committee **approved** the proposal of M/s. Sevantilal & Sons for Trading and Warehousing (Consolidation of Cargo, Packing, Re-packing, Labeling, Trading and Warehousing of all items mentioned under ITC (HS) classification of Import and Export items except prohibited, canalised & goods under chapter 71) and the proposed FOB value of exports of Rs. 6105.10 Lakhs, FE Outgo of Rs. 5494.59 Lakhs and NFE of Rs. 610.51 Lakhs & Employment of 4 persons.

Subject to submission of:

Undertaking from Developer that they will meet customs requirement about manpower, security arrangements to handle the high value goods.

Agenda Item No. 03: Proposal of M/s. Arshiya Lifestyle Limited (Co-Developer) for additional list of services at Arshiya FTWZ-SEZ

The unit requested for following Additional List of Services for their Authorized operations:

Sr. No.	List of Approved Services	Justification
1	Business Auxiliary Services	Availing services w.r.t. promotion & marketing, procurement of goods & services which are required for Authorised operations.
2	Insurance Auxiliary Services	These services would be of an actuary, an intermediary or insurance intermediary or an insurance agent in relation to general insurance business or life insurance business and includes risk assessment, claim settlement, survey and loss assessment, etc which be essential to cover the risk of any incident incurring losses to the company during developing its infrastructure in SEZ.
3	Life insurance in relation to risk cover services	These services would be provided by insurance agency to cover the risk of any incident incurring losses to the company during developing its infrastructure in SEZ.

Decision: - After deliberation, the Committee approved the above said additional list of services in terms of Instruction No. 79, Dated 19th November, 2013.

Agenda Item No. 04: Proposal of M/s. Laxmipati Balaji Supply Chain Management Limited (Co-Developer) for additional list of services at Arshiya FTWZ-SEZ

The unit requested for following Additional List of Services for their Authorized operations:

Sr. No.	List of Approved Services	Justification
1	Business Auxiliary Services	Availing services w.r.t. promotion & marketing, procurement of goods & services which are required for Authorised operations.
2	Insurance Auxiliary Services	These services would be of an actuary, an intermediary or insurance intermediary or an insurance agent in relation to general insurance business or life insurance business and includes risk assessment, claim settlement, survey and loss assessment, etc which be essential to cover the risk of any incident incurring losses to the company during developing its infrastructure in SEZ.
3	Life insurance in relation to risk cover services	These services would be provided by insurance agency to cover the risk of any incident incurring losses to the company during developing its infrastructure in SEZ.

Decision: - After deliberation, the Committee approved the above said additional list of services in terms of Instruction No. 79, Dated 19th November, 2013.

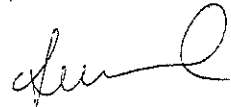
Agenda Item No. 05: Proposal of M/s. Anomalous Infra Private Limited (Co-Developer) for additional list of services at Arshiya FTWZ-SEZ

The unit requested for following Additional List of Services for their Authorized operations:

Sr. No.	List of Approved Services	Justification
1	Business Auxiliary Services	Availing services w.r.t. promotion & marketing, procurement of goods & services which are required for Authorised operations.
2	Insurance Auxiliary Services	These services would be of an actuary, an intermediary or insurance intermediary or an insurance agent in relation to general insurance business or life insurance business and includes risk assessment, claim settlement, survey and loss assessment, etc which be essential to cover the risk of any incident incurring losses to the company during developing its infrastructure in SEZ.
3	Life insurance in relation to risk cover services	These services would be provided by insurance agency to cover the risk of any incident incurring losses to the company during developing its infrastructure in SEZ.

Decision: - After deliberation, the Committee approved the above said additional list of services in terms of Instruction No. 79, Dated 19th November, 2013.

The meeting ended with the vote of thanks to the Chair



**Chairperson-cum-
Development Commissioner**



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

AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

Proposal for Approval Committee	The Proposal of M/s. GM Modular Private Limited for setting up a new unit is placed before the Approval Committee for consideration.															
Rule provision w.r.t SEZ Rules, 2006	SEZ Rule 17 & 18															
Request of the company	Application for setting up of Trading and Warehousing unit in Arshiya FTWZ-SEZ															
Product to be manufactured/ service to be rendered	Trading and Warehousing, Consolidation of Cargo, Packing, Re-packing, Labeling, Quality checking and testing, Trading and Warehousing of all items mentioned under ITC (HS) classification of Import and Export items except prohibited, canalised & goods under chapter '71'.															
Project Cost	Projected value of the goods to be warehoused and trading will be Rs. 3693.17 Lakhs															
Financial capability of M/s. GM Modular Private Limited	<table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th colspan="3">Reserves and Surpluses at the end of the year (Rs. In Lakhs)</th> </tr> <tr> <th>2016-17</th> <th>2017-18</th> <th>2018-19</th> </tr> </thead> <tbody> <tr> <td>5131.50</td> <td>8326.22</td> <td>12921.73</td> </tr> </tbody> </table>	Reserves and Surpluses at the end of the year (Rs. In Lakhs)			2016-17	2017-18	2018-19	5131.50	8326.22	12921.73						
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Proposed SEZ Location	400 Sq. mtrs in warehouse No. 8 in FTWZ (SEZ) located at Village Sai, Taluka Panvel, District-Raigad															
Investment and Details of Source of Finance.	<table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th>Sr. No.</th> <th>Plant & Machinery</th> <th>Rs. In Lacs</th> </tr> </thead> <tbody> <tr> <td>(a)</td> <td>Indigenous</td> <td>0.00</td> </tr> <tr> <td></td> <td>Imported (CIF Value)</td> <td>0.00</td> </tr> <tr> <td></td> <td>Total (i) + (ii)</td> <td>0.00</td> </tr> <tr> <td>(c)</td> <td>Details of Source(s) of finance</td> <td>Source of finance would be internal accruals</td> </tr> </tbody> </table>	Sr. No.	Plant & Machinery	Rs. In Lacs	(a)	Indigenous	0.00		Imported (CIF Value)	0.00		Total (i) + (ii)	0.00	(c)	Details of Source(s) of finance	Source of finance would be internal accruals
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Brief detail of the Project

GM Modular Private Limited (GM) has stated in the project report that a company founded in 2002 that has redefined switch manufacturing in India.

GM Modular Private Limited (GM) proposed to setup a Trading unit in FTWZ for expansion of its business through Exports/Re-Export out of India. The Company is leading player in Electrical & Home automation industry. Its leading streams are Electrical Accessories (Switches, MCB's fuse, etc) LED & Wires. GM is looking for exports opportunities to Gulf Countries and sale to Indian SEZ Customers directly through FTWZ Unit. The Company's Vision is to be a market leader in terms of maximum volume export INR 1000 Crores products which are mainly for the Electronic & Automation industries of SAARC countries.

GM plan to import LED, Switches & Accessories from Republic of China, consolidate in FTWZ and Re-Export to Gulf countries. GM will carry out Value added activities such as packing/re-packing, labeling, quality testing and consolidating in FTWZ and the company is also focusing on strategy towards revenue recognition as specified in the application and looking forward to achieve the goal of shipment consolidation of both Import & Indian manufacturing consignments and Re-export per global demand.

The company has proposed the following list of services as Authorized Operations to be carried out in FTWZ as a unit i.e.

1. Trading and Warehousing
2. Consolidation of Cargo
3. Packing, Re-packing and labeling
4. Quality checking and testing.

<p>Status of the company i.e. proprietorship/ partnership/Individual and statute under which registered with registration no. & year of registration</p>	<p>Proprietorship/ Partnership/ Individual/Company :</p> <table border="1" data-bbox="635 226 1481 383"> <thead> <tr> <th data-bbox="635 226 836 277">Registration</th> <th data-bbox="841 226 1278 277">Number</th> <th data-bbox="1283 226 1481 277">Year</th> </tr> </thead> <tbody> <tr> <td data-bbox="635 284 836 383"></td> <td data-bbox="841 284 1278 383">U31900MH1999PTC120544</td> <td data-bbox="1283 284 1481 383">25st June, 1999</td> </tr> </tbody> </table>	Registration	Number	Year		U31900MH1999PTC120544	25 st June, 1999
Registration	Number	Year					
	U31900MH1999PTC120544	25 st June, 1999					
<p>ADC Recommendation</p>	<p>Proposal has been scrutinized for setting up a new unit of M/s. GM Modular Private Limited and found in order, hence recommended for Approval Committee consideration.</p>						
<p>Observation</p>	<p>The applicant company vide letters dated 29.01.2020 & 10.02.2020 has clarified following points :</p> <ol style="list-style-type: none"> 1. The applicant has clearly mentioned that the proposed goods will be for warehousing & Trading and the same was indicated under the head Requirement of Materials and Inputs (Goods for trading). 2. The applicant has stated that they do not envisage cost of project as they are a trading unit. 3. The projected value of the Goods to be <u>Warehoused and Traded</u> will be Rs. 3693.17 Lakhs. 						

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Product to be manufactured/ service to be rendered	Professional and legal Services (CPC No. 9982)																																																																																											
Project Cost	<p>Rs.330.33 Lakhs</p> <p>The unit vide letter dated 17.02.2020 has submitted revised and estimated cost projection is as under :</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th>1st Year</th> <th>2nd Year</th> <th>3rd Year</th> <th>4th Year</th> <th>5th Year</th> <th>Grand Total</th> </tr> </thead> <tbody> <tr> <td colspan="7">Income</td> </tr> <tr> <td>Revenue</td> <td>500.00</td> <td>575.00</td> <td>660.00</td> <td>795.00</td> <td>950.00</td> <td>3480.00</td> </tr> <tr> <td style="text-align: right;">Total</td> <td>500.00</td> <td>575.00</td> <td>660.00</td> <td>795.00</td> <td>950.00</td> <td>3480.00</td> </tr> <tr> <td colspan="7">Expenditure</td> </tr> <tr> <td colspan="7">Direct Operating Cost</td> </tr> <tr> <td>Rentals to Developer</td> <td>1.20</td> <td>1.20</td> <td>1.20</td> <td>1.20</td> <td>1.20</td> <td>6.00</td> </tr> <tr> <td>Travelling Abroad</td> <td>32.00</td> <td>39.00</td> <td>46.00</td> <td>55.00</td> <td>64.00</td> <td>236.00</td> </tr> <tr> <td>Salary & Wages</td> <td>1.20</td> <td>1.38</td> <td>1.58</td> <td>1.90</td> <td>2.28</td> <td>8.34</td> </tr> <tr> <td>Furniture, Fixtures & Computers</td> <td>20.00</td> <td>15.00</td> <td>10.00</td> <td>10.00</td> <td>5.00</td> <td>60.00</td> </tr> <tr> <td>Books & periodicals</td> <td>0.50</td> <td>0.50</td> <td>0.50</td> <td>0.50</td> <td>0.50</td> <td>2.50</td> </tr> <tr> <td>Office Automation, Expenses, Printing and Stationery, Telecommunication, etc.</td> <td>2.50</td> <td>2.87</td> <td>3.36</td> <td>4.00</td> <td>4.76</td> <td>17.49</td> </tr> <tr> <td style="text-align: right;">Total</td> <td>57.40</td> <td>59.95</td> <td>62.64</td> <td>72.60</td> <td>77.74</td> <td>330.33</td> </tr> </tbody> </table>		1 st Year	2 nd Year	3 rd Year	4 th Year	5 th Year	Grand Total	Income							Revenue	500.00	575.00	660.00	795.00	950.00	3480.00	Total	500.00	575.00	660.00	795.00	950.00	3480.00	Expenditure							Direct Operating Cost							Rentals to Developer	1.20	1.20	1.20	1.20	1.20	6.00	Travelling Abroad	32.00	39.00	46.00	55.00	64.00	236.00	Salary & Wages	1.20	1.38	1.58	1.90	2.28	8.34	Furniture, Fixtures & Computers	20.00	15.00	10.00	10.00	5.00	60.00	Books & periodicals	0.50	0.50	0.50	0.50	0.50	2.50	Office Automation, Expenses, Printing and Stationery, Telecommunication, etc.	2.50	2.87	3.36	4.00	4.76	17.49	Total	57.40	59.95	62.64	72.60	77.74	330.33
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Financial capability of M/s. Prompt Legal	<p>The applicant has submitted C.A Certified Net worth certificate of the Partners are as under:</p> <ol style="list-style-type: none"> 1. Mr. Sanjay Sanwarmal Agarwal – Rs. 21,07,56,489/- 2. Miss. Komal Sanjay Agarwal – Rs. 61,49,507/- 																																																																																											

Proposed SEZ Location	100 Sq. mtrs in the 2 nd Floor of warehouse No. 12 in FTWZ (SEZ) located at Village Sai, Taluka Panvel, District-Raigad																						
Investment and Details of Source of Finance.	<table border="1" data-bbox="603 297 1437 741"> <thead> <tr> <th data-bbox="603 297 715 398">Sr. No.</th> <th data-bbox="715 297 1126 398">Plant & Machinery</th> <th colspan="2" data-bbox="1126 297 1437 398">Rs. In Lacs</th> </tr> </thead> <tbody> <tr> <td data-bbox="603 398 715 465">(a)</td> <td data-bbox="715 398 1126 465">Indigenous</td> <td colspan="2" data-bbox="1126 398 1437 465">0.00</td> </tr> <tr> <td></td> <td data-bbox="715 465 1126 533">Imported (CIF Value)</td> <td colspan="2" data-bbox="1126 465 1437 533">0.00</td> </tr> <tr> <td></td> <td data-bbox="715 533 1126 600">Total (i) + (ii)</td> <td colspan="2" data-bbox="1126 533 1437 600">0.00</td> </tr> <tr> <td data-bbox="603 600 715 741">(c)</td> <td data-bbox="715 600 1126 741">Details of Source(s) of finance</td> <td colspan="2" data-bbox="1126 600 1437 741">Source of finance would be internal accruals</td> </tr> </tbody> </table> <p data-bbox="603 763 1458 808">➤ Furniture & office equipments (imported)- Rs. 60.00 Lakhs</p>			Sr. No.	Plant & Machinery	Rs. In Lacs		(a)	Indigenous	0.00			Imported (CIF Value)	0.00			Total (i) + (ii)	0.00		(c)	Details of Source(s) of finance	Source of finance would be internal accruals	
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Import & indigenous requirement of materials and other inputs	<table border="1" data-bbox="603 866 1406 1335"> <thead> <tr> <th></th> <th></th> <th data-bbox="970 866 1206 934">Import</th> <th data-bbox="1206 866 1406 934">Indigenous</th> </tr> </thead> <tbody> <tr> <td data-bbox="603 934 683 1001">(a)</td> <td data-bbox="683 934 970 1001">Capital Goods</td> <td data-bbox="970 934 1206 1001">0.00</td> <td data-bbox="1206 934 1406 1001">0.00</td> </tr> <tr> <td data-bbox="603 1001 683 1258">(b)</td> <td data-bbox="683 1001 970 1258">Raw Material, components, consumables, packing material, fuel etc.</td> <td data-bbox="970 1001 1206 1258">0.00</td> <td data-bbox="1206 1001 1406 1258">0.00</td> </tr> <tr> <td></td> <td data-bbox="683 1258 970 1335">Total</td> <td data-bbox="970 1258 1206 1335">0.00</td> <td data-bbox="1206 1258 1406 1335">0.00</td> </tr> </tbody> </table>					Import	Indigenous	(a)	Capital Goods	0.00	0.00	(b)	Raw Material, components, consumables, packing material, fuel etc.	0.00	0.00		Total	0.00	0.00				
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2	2																						
Requirement of Land/ built-up area (Area in Sq. Mtrs.)	<table border="1" data-bbox="632 1608 1337 1850"> <tbody> <tr> <td data-bbox="632 1608 759 1675">i.</td> <td data-bbox="759 1608 1086 1675">Factory & Office</td> <td data-bbox="1086 1608 1337 1675">100.00</td> </tr> <tr> <td data-bbox="632 1675 759 1783">ii.</td> <td data-bbox="759 1675 1086 1783">Warehousing/ Storage</td> <td data-bbox="1086 1675 1337 1783">0.00</td> </tr> <tr> <td data-bbox="632 1783 759 1850">iii.</td> <td data-bbox="759 1783 1086 1850">Others, Specify</td> <td data-bbox="1086 1783 1337 1850">0.00</td> </tr> </tbody> </table>			i.	Factory & Office	100.00	ii.	Warehousing/ Storage	0.00	iii.	Others, Specify	0.00											
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iii.	Others, Specify	0.00																					

Foreign Exchange
Balance Sheet

	1 st Year	2 nd Year	3 rd Year	4 th Year	5 th Year	Total
FOB Value of Exports	500.00	575.00	660.00	795.00	950.00	3480.00
Foreign Exchange Outgo for the first five years	50.00	60.00	70.00	85.00	100.00	365.00
Net Foreign Exchange Earning	450.00	515.00	590.00	710.00	850.00	3115.00

Brief detail of
the Project

The applicant company has stated that Prompt Legal is a Partnership firm since Sept. 2019 providing Professional and Legal Services to various clients in India and abroad.

Projected activities in the proposed FTWZ Unit:

The applicant company in their project report has given following details:

1. The purpose of setting up the service unit FTWZ is to render professional and legal services to clients situated abroad. The said services would be for various fields inter alia including Tax, Customs, Intellectual Property, Capital Markets & Securities, Anti-Corruption Investigation, Manufacturing, Consumer Products, Industrial Products & Durables, Communications (Telecom & Broadcasting), Arbitration matters, Energy (Power, Coal, Oil & Gas) Mining, shipping, International Trade, Civil Aviation Industry, Insolvency and Bankruptcy Code, Civil and Criminal Litigation.
2. The unit in FTWZ will earn precious foreign exchange for the country. Their FTWZ unit will also act as a center for providing professional and legal solutions in many sectors and countries thereby benefiting the end customers in a big way. They will approach global corporate and provide complete professional and legal services under one umbrella.

	<p>3. The unit shall also offer end-to-end professional and legal services in above various filed including Taxation, Intellectual Property, Capital and Bullion Market, Telecommunication, International Arbitration, Energy, Oil and Gas, International Banking, etc. They will be able to effectively compete with other professional service providers in Dubai, Singapore, USA, UAE and UK as they are experts in these field and their Managing Partner is a well-known and well-established Legal Advisor since last more than 10 years.</p>						
<p>Status of the company i.e. proprietorship/ partnership/Individual and statute under which registered with registration no. & year of registration</p>	<p>Proprietorship/ Partnership/ Individual/Company :</p> <table border="1" data-bbox="614 716 1420 873"> <thead> <tr> <th data-bbox="614 716 821 772">Registration</th> <th data-bbox="821 716 1197 772">Number</th> <th data-bbox="1197 716 1420 772">Year</th> </tr> </thead> <tbody> <tr> <td data-bbox="614 772 821 873"></td> <td data-bbox="821 772 1197 873" style="text-align: center;">-</td> <td data-bbox="1197 772 1420 873" style="text-align: center;">6st September, 2019</td> </tr> </tbody> </table>	Registration	Number	Year		-	6 st September, 2019
Registration	Number	Year					
	-	6 st September, 2019					
<p>ADC Recommendation</p>	<p>Proposal has scrutinized for setting up a new unit of M/s. Prompt Legal and found in order, hence recommended for Approval Committee for consideration.</p>						

**GOVT. OF INDIA,
OFFICE OF THE DEVELOPMENT COMMISSIONER,
MINISTRY OF COMMERCE & INDUSTRY,
SEEPZ (SPECIAL ECONOMIC ZONE)
MUMBAI**

AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

a) Proposal: -

Following proposals of M/s. Fermenta Biotech Limited located at Arshiya-FTWZ for approval:

- 1) Intimation for Merger of M/s. Fermenta Biotech Limited (‘Transferor Company) with DIL Limited (‘Transferee Company’) as per NCLT Order
- 2) Intimation for change of name from M/s. DIL Limited to M/s. Fermenta Biotech Limited as per NCLT Order
- 3) Intimation for change in shareholding pattern
- 4) 6 month’s extension of LOA in terms of Rule 19 (4) of SEZ Rules, 2006.

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

- 1) Intimation for Merger of M/s. Fermenta Biotech Limited (‘Transferor Company) with DIL Limited (‘Transferee Company’) as per NCLT Order
- 2) Intimation for change of name from M/s. DIL Limited to M/s. Fermenta Biotech Limited as per NCLT Order
- 3) Intimation for change in shareholding pattern
- 4) 6 month’s extension of LOA in terms of Rule 19 (4) of SEZ Rules, 2006.

c) Relevant Provisions of SEZ Act, 2005 & Rule, 2006/Instruction/Notification:-

- 1) In terms of NCLT order dated 19.09.2019
- 2) Rule 19 (4) of SEZ, Rules 2006 ***“PROVIDED that upon a request by the entrepreneur, further extension may be granted by the Development Commissioner for valid reasons to be recorded in writing for a further period not exceeding two years.***

d) Other Information:-

M/s. Fermenta Biotech Limited has been granted Letter of Approval No. **SEEPZ/NEWSEZ/ARSHIYA-RAIGAD/171/2018-19/04782, dated 27.02.2019** for trading and warehousing, packing, re-packing, labeling, Consolidation of cargo at warehouse no.8, Arshiya-FTWZ. The unit is yet to commence their operation and the **LOA is valid upto 26.02.2020.**

M/s. Fermenta Biotech Limited has vide letter dated 07.01.2020 has intimated for merger of their FTWZ unit with DIL Limited and consequent change of name.

The unit has stated that National Company Law Tribunal (NCLT) vide order dated 19.09.2019 has approved the merger of M/s. Fermenta Biotech Limited ('Transferor Company) with DIL Limited ('Transferee Company') and also stated that the business of the ('Transferor Company) will now be carried by the ('Transferee Company').

The unit has also stated that as per NCLT order the name of the ('Transferee Company') i.e. DIL Limited has been changed to M/s. Fermenta Biotech Limited w.e.f. 17.10.2019 & also stated that there will be no affect on their FTWZ unit after merger and change of name.

Further, the unit has given following details:

A) List of Directors of DIL Limited (Pre-Merger)

Sr. No.	Name of Director	DIN No.	Designation
1.	Mr. Sanjay Buch	00391436	Independent Director
2.	Mr. Krishna Datla	00003247	Managing Director
3.	Ms. Rajeshwari Datla	00003255	Non-Executive Director
4.	Dr. Gopakumar Nair	00092637	Independent Director
5.	Mr. Vinayak Hajre	00217027	Independent Director
6.	Mr. Satish Varma	00003255	Non-Executive Director

B) List of shareholding pattern of **DIL Limited (Pre-Merger)**

Sr. No.	Particulars	No. of shares held	% of holding
1.	Promoter and Promoter Group		
a	Krishna Datla	8,02,056	8.74%
b	DVK Investments Pvt. Ltd.	49,90,436	54.41%
2.	Total (A)	57,92,492	63.15%
3.	Public	33,80,300	36.85%
4.	Total (B)	33,80,300	36.85%
5.	Non-Promoter Non Public (C)	-	-
6.	Grand Total (A) + (B) + (C)	91,72,792	100%

C) List of Directors of **Fermenta Biotech Limited (Pre-Merger)**

Sr. No.	Name of Director	DIN No.	Designation
1.	Mr. Sanjay Buch	00391436	Independent Director
2.	Mr. Krishna Datla	00003247	Non-Executive Director
3.	Dr. Gopakumar Nair	00092637	Independent Director
4.	Mr. Satish Varma	00003255	Managing Director
5.	Ms. Anupama Datla Desai	00217027	Executive Director

D) List of shareholding pattern of **Fermenta Biotech Limited (Pre-Merger)**

Sr. No.	Particulars	No. of shares held	% of holding
1.	Promoter and Promoter Group		
a	Krishna Datla	10,800	0.06
b	DIL Limited	1,65,92,626	91.20
2.	Total (A)	1,66,03,426	91.26%
3.	Public	11,01,084	6.05
4.	Total (B)	11,01,084	6.05%
5.	Others (Fermenta Biotech Limited ESOP Trust) (C)	4,88,334	2.69
6.	Total (C)	4,88,334	2.69%
7.	Grand Total (A) + (B) + (C)	91,72,792	100%

E) List of Directors of **DIL Limited (Post-Merger)**

Sr. No.	Name of Director	DIN No.	Designation
1.	Mr. Sanjay Buch	00391436	Independent Director
2.	Mr. Krishna Datla	00003247	Managing Director
3.	Ms. Rajeshwari Datla	00003255	Non-Executive Director
4.	Dr. Gopakumar Nair	00092637	Independent Director
5.	Mr. Vinayak Hajre	00217027	Independent Director
6.	Mr. Satish Varma	00003255	Executive Director
7.	Ms. Anupama Datla Desai	00217027	Executive Director

F) List of shareholding pattern of **DIL Limited (Post-Merger)**

Sr. No.	Particulars	No. of shares held	% of holding
1.	Promoter and Promoter Group		
a	Krishna Datla	8,06,358	8.22
b	DVK Investments Pvt. Ltd.	50,25,106	51.22
2.	Total (A)	58,31,464	59.44%
3.	Public	37,84,310	38.58
4.	Total (B)	37,84,310	38.58%
5.	Non-Promoter Non Public (C)	1,94,555	1.98
6.	Total (C)	1,94,555	1.98%
7.	Grand Total (A) + (B) + (C)	98,10,329	100%

G) **Existing** List of Directors of **Fermenta Biotech Limited** (formerly known as DIL Limited) **(Post-Name Change)**

Sr. No.	Name of Director	DIN No.	Designation
1.	Mr. Sanjay Buch	00391436	Independent Director
2.	Mr. Krishna Datla	00003247	Managing Director
3.	Ms. Rajeshwari Datla	00003255	Non-Executive Director
4.	Dr. Gopakumar Nair	00092637	Independent Director
5.	Mr. Vinayak Hajre	00217027	Independent Director
6.	Mr. Satish Varma	00003255	Executive Director
7.	Ms. Anupama Datla Desai	00217027	Executive Director

H) **Existing** List of shareholding pattern of **Fermenta Biotech Limited** (formerly known as DIL Limited) (**Post-name change**)

Sr. No.	Particulars	No. of shares held	% of holding
1.	Promoter and Promoter Group		
a	Krishna Datla	8,06,358	8.22
b	DVK Investments Pvt. Ltd.	50,25,106	51.22
2.	Total (A)	58,31,464	59.44%
3.	Public	37,84,310	38.58
4.	Total (B)	37,84,310	38.58%
5.	Non-Promoter Non Public (C)	1,94,555	1.98
6.	Total (C)	1,94,555	1.98%
7.	Grand Total (A) + (B) + (C)	98,10,329	100%

The unit has submitted following details/documents:

- 1) Copy of NCLT order dated 19.09.2019
- 2) Copy of Board resolutions
- 3) Copy of C.A. certified Shareholding patterns and list of directors
- 4) Copy of ROC for change of name
- 5) Copy of Form DIR-12

The unit vide letter dated 14.02.2020 has stated that due to change of constitution of company they could not commence their operation within one year of the validity of LOA, hence requested to grant them 6 months time to commence their operation.

E) ADC Recommendation:-

The application of the unit is scrutinized which is found in order. Hence recommended to Approval Committee for approval of following proposals:

- 1) Intimation for Merger of M/s. Fermenta Biotech Limited ("Transferor Company) with DIL Limited ("Transferee Company") as per NCLT Order.
- 2) Intimation for change of name from M/s. DIL Limited to M/s. Fermenta Biotech Limited as per NCLT Order.
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AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

a) Proposal: -

Proposal for Monitoring Performance of the unit M/s. Shubham Pharmachem Pvt. Ltd over a period of years i.e. 2012-13 to 2016-17 & 2017-18 located at Arshiya-FTWZ.

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

Monitoring Performance of the unit over a period of years i.e. 2012-13 to 2016-17 & 2017-18.

c) Relevant Provisions:

In terms of Rule 54 of SEZ Rules, 2006 - ***“Performance of the Unit shall be monitored by the Approval Committee as per the guidelines given in Annexure appended to these rules”.***

d) Other Information:-

M/s. Shubham Pharmachem Pvt. Ltd had been granted Letter of Approval No. SEEPZ/NEWSEZ/ARSHIYA-RAIGAD/68/LOA-68/2011-12/6119, dated 30.04.2012 for setting up of an FTWZ unit at Sai-Village, Taluka-Panvel, District-Raigad, Maharashtra, for authorized operation: Warehousing and Trading activities i.e. Value added services viz labeling, packaging, palletisation, shrink-wrapping, re-packing, re-labeling, quality checking, viz testing and sampling and other related services viz. washing and cleaning, handling and storage of empty containers, material handling equipments- weightment services, custom house agency services and cargo handling services within Free Trade and Warehousing Zone for the items approved as under : Hydroxy Progesterone Caproate, HydroxyPropyl Cellulose, Hydroxypropyl Methyl Cellulose, etc. As per details given in the Annexure-A.

The unit commenced their operation w.e.f. **24.12.2012**. The LOA was valid upto **23.12.2017**.

The unit has submitted Annual Performance Report for the years 2012-13 to 2017-18 duly certified by the Chartered Accountant. The performance of the unit has been monitored upto 2012-13 to 2016-17 & 2017-18 on cumulative basis. A copy of details of calculations of NFE achieved is enclosed.

Further, the Specified Officer, Arshiya-FTWZ vide letter dated 15.01.2020 has verified APRs for the years 2012-13 to 2016-17 & 2017-18 and found to be positive and details of transaction of unit as per NSDL & revised APRs as follows:

PERIOD	EXPORTS (FOB VALUE IN LAKHS)	DTA DEEMED EXPORTS)	A	IMPORTS (CIF VALUE IN LAKHS)	NFE FOR THE YEAR (IN LAKHS)	NFE ON CUMULATIVE BASIS (IN LAKHS) ACCU
		(CIF VALUE IN LAKHS)	(COL 1+2)			
	1	2	3	4	5	6
APR, 12 TO MAR, 13	300.77	0.00	300.77	282.57	18.21	18.21
APR, 13 TO MAR, 14	321.64	0.00	321.64	232.54	89.09	107.30
APR, 14 TO MAR, 15	0.00	0.00	0.00	0.00	0.00	107.30
APR, 15 TO MAR, 16	0.00	0.00	0.00	0.00	0.00	107.30
APR, 16 TO MAR, 17	0.00	0.00	0.00	0.00	0.00	107.30
APR, 17 TO MAR, 18	0.00	0.00	0.00	0.00	0.00	107.30

- e) The brief detail of the Export Performance as seen from the APRs & existing FE Outflow and Inflow details submitted by the unit is as indicated below: -

निर्यात Export			आयात Import CG/RM.				
वर्ष Year	प्रोजेक्टेड Projected	वास्तविक Actual	वर्ष Year	प्रोजेक्टेड Projected		वास्तविक Actual	
				CG	RM	CG	RM
2012-13	720.00	300.77	2012-13	0.00	3940.60 (for 5 years)	0.00	282.57
2013-14	792.00	321.64	2013-14				232.54
2014-15	871.20	0.00	2014-15				0.00
2015-16	1001.88	0.00	2015-16				0.00
2016-17	1152.16	0.00	2016-17				0.00
कुल TOTAL	4537.24	622.41	कुल TOTAL	0.00	3940.60	0.00	515.11

The unit has achieved positive NFE for the period of 2012-13 to 2016-17 & 2017-18 on cumulative basis.

(Figs. In Lakhs)

Year	Projected NFE (Rs. In Lacs)	Actual NFE Achieved (Rs. In Lacs)	% NFE Achieved
2012-13	25.20	18.20	6.05%
2013-14	27.72	107.30	17.24%
2014-15	30.49	107.30	17.24%
2015-16	35.07	107.30	17.24%
2016-17	40.32	107.30	17.24%
2017-18	-	107.30	17.24%

f) ADC Recommendation:-

- APRs submitted by the unit for the years from 2012-13 to 2016-17 & 2017-18.
- Unit has achieved Positive NFE of Rs. 107.30/- Lakhs for the period 2012-13 to 2016-17 & 2017-18.
- Recommended to Approval Committee for monitoring as per Rule 54 of SEZ Rules, 2006.
