

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

**AGENDA FOR
MEETING OF THE APPROVAL COMMITTEE FOR EXPORT ORIENTED
UNITS UNDER THE JURISDICTION OF DEVELOPMENT COMMISSIONER,
SEEPZ-SEZ**

VENUE : Through Video Conferencing on Webex Application

DATE : 28th April, 2023

TIME : 11.30 A.M.

**MEETING OF THE APPROVAL COMMITTEE FOR EXPORT ORIENTED
UNITS UNDER THE CHAIRMANSHIP OF DEVELOPMENT COMMISSIONER,
SEEPZ-SEZ ON 28th APRIL, 2023.**

INDEX

Agenda Item No.	Subject
Agenda Item No. 01	Confirmation of Minutes of the last meeting held on 31.03.2023
Agenda Item No.02	M/s.Chowgule and Company Pvt Ltd. – Application for conversion of DTA unit into EOU.

MINUTES OF THE MEETING (2022 SERIES) OF THE APPROVAL COMMITTEE FOR EXPORT ORIENTED UNITS HELD UNDER THE CHAIRMANSHIP OF DEVELOPMENT COMMISSIONER, SEEPZ-SEZ ON 31.03.2023 AT 11:30 AM THROUGH VIDEO CONFERENCE.

Members Present:-

Sr. No.	Name of Members	Designation	Organization
1	Shri. C. P. S. Chauhan	Jt. Development Commissioner,	SEEPZ-SEZ.
2	Shri. Harmesh Lal	Addl. Commissioner Income Tax	Nominee of Income Tax office, KautilyaBhawan, Bandra, Mumbai.
3	Shri. Himanshu Dhar Pandey	Asstt. DGFT	Nominee of the DGFT, Mumbai.
4	Smt. Kirti Deshmukh	Deputy Director Industry	Nominee of Directorate of Industries, Mumbai.
5	Shri. Indrajeet Deshmukh	Filed Officer	Nominee of MPCB, Mumbai.

At the outset, the Chairperson welcomed the members on joining meeting through Video Conference.

Special Invitee:-

Smt. Kiran Vanker, ADC (EOU); Shri G. S. Bhandari, Asstt, attended for assistance and smooth functioning of the meeting.

Agenda Item No.01:-Confirmation of minutes of meeting held on 25.11.2022.

The Committee confirmed the minutes of meeting held on 25.11.2022 with consensus.

Agenda Item No. 02:- Application for conversion of existing DTA unit into EOU of M/s. Chowgule and Company Pvt Ltd.,

The Committee was informed that M/s. Chowgule and Company Pvt Ltd has submitted the proposal for conversion of existing DTA into EOU at Survey No. 310/1 & 310/2 Rassaim Yard, Rassaim Goa-403718 for manufacture and export of all types of Vessels Ships with export turnover of Rs.60,435.00/- Lakhs, NFE of Rs. 18,094.82/- lakhs and Employment 518 Persons.

The committee observed that there are some technical issues in respect of Total Investment details as well as value of the Land.

Decision: - After deliberation, the Committee deferred the proposal and directed that the details submitted by the applicant in respect of total investment as indicated in the application may be examined and additional information, if any, required, may be sought from the applicant company.

Agenda Item No. 03:- Application for setting up new EOU unit of M/s. Copiam Consumer Care Pvt Ltd.

The Committee was informed that M/s. Copiam Consumer Care Pvt Ltd has submitted the proposal for setting up of New Unit at Plot No. 104/1, 105/1, Milkat No. 332/2, Village Nandhal, Tal-Khalapur, District-Raigad-410206 for manufacture and export of "Candles" with export turnover of Rs. 20,924/- Lakhs, NFE of Rs. 3,778/- lakhs, Investment in plant & machinery of Rs. 198.78/- Lakhs and Employment of 40 persons

Decision: - After deliberation, the Committee approved the proposal for setting up of New Unit at Plot No. 104/1, 105/1, Milkat No. 332/2, Village Nandhal, Tal-Khalapur, District-Raigad-410206 for manufacture and export of "Candles" in terms of Para 6.05(a) of FTP 2015-2020 read with Para 6.01(b) of HBP 2015-2020. The Committee also directed the applicant company to furnish letter from the concern bank regarding funding of the project.

Agenda Item No. 04:- Monitoring performance of M/s. Shagoon Packaging Pvt Ltd .

1] The Committee was informed that, M/s. Shagoon Packaging Pvt Ltd., has been issued LOP No PER:32(2006):SEEPZ/EOU/60/06-07/1370 dated 07.03.2007 and amended for Manufacture & Export of "Plain/Printed Polybags, Plain/Printed Rolls, Plain/Printed Sheets". The date of commencement of production is w.e.f. 08.10.2007

2] The Unit had submitted all the APRs duly certified by Chartered Accountant. The performance of the unit was calculated in terms of provision of FTP/HBP. The unit has achieved positive NFE on cumulative basis for the 1th block period (2008-09 to 2012-13) are as follows:-

Year of Monitoring [1 st Block Period]	NFE (Rs. in lacs)
2008-09	107.72
2009-10	252.55
2010-11	366.14
2011-12	679.27
2012-13	1189.02

(a) As regards, Audit objections:-The Committee was informed that the requisite reply was forwarded to the Specified Officer Audit i.r.o. Audit Memo No.13 for onward submission to CRA Audit for closure of said audit para, however reply of the same is awaited from CRA Audit.

Decision:- After deliberation, the Committee noted the performance of the unit for the 1th block period i.e.2008-09 to 2012-13. The Committee also directed to send a reminder in respect of AM No.13

File No.EOU-11/239/2022-STS

Agenda Item No. 05:- Monitoring performance of M/s. Shagoon Packaging Pvt Ltd .

1] The Committee was informed that, M/s. Shagoon Packaging Pvt Ltd., has been issued LOP No PER:32(2006):SEEPZ/EOU/60/06-07/1370 dated 07.03.2007 as amended for Manufacture & Export of "Plain/Printed Polybags, Plain/Printed Rolls, Plain/Printed Sheets". The date of commencement of production is w.e.f. 08.10.2007.

2] The Unit had submitted all the APRs duly certified by Chartered Accountant. The performance of the unit was calculated in terms of provision of FTP/HBP. The unit has achieved positive NFE on cumulative basis for the 2nd block period (2012-13 to 2016-17) are as follows:-

Year of Monitoring [2 nd Block Period]	NFE (Rs. in lacs)
2012-13	1189.02
2013-14	820.03
2014-15	1603.65
2015-16	2128.68
2016-17	2589.33

(a) As regards, Audit objections:-The Committee was informed that the requisite reply was forwarded to the Specified Officer Audit i.r.o. Audit Memo No.13 for onward submission to CRA Audit for closure of said audit para, however reply of the same is awaited from CRA Audit.

Decision:- After deliberation, the Committee noted the performance of the unit for the 2nd block period i.e.2012-13 to 2016-17. The Committee also directed to send a reminder in respect of AM No.13

Agenda Item No. 06:- Monitoring performance of M/s. Shagoon Packaging Pvt Ltd .

1] The Committee was informed that, M/s. Shagoon Packaging Pvt Ltd., has been issued LOP No PER:32(2006):SEEPZ/EOU/60/06-07/1370 dated 07.03.2007 as amended for Manufacture & Export of "Plain/Printed Polybags, Plain/Printed Rolls, Plain/Printed Sheets". The date of commencement of production is w.e.f. 08.10.2007

2] The Unit had submitted all the APRs duly certified by Chartered Accountant. The performance of the unit was calculated in terms of provision of FTP/HBP. The unit has achieved positive NFE on cumulative basis for the 3rd block period (2017-18 to 2021-22) are as follows:-

Year of Monitoring [3 rd Block Period]	NFE (Rs. in lacs)
2017-18	577.73
2018-19	1015.73
2019-20	1225.02
2020-21	1214.38

2021-22	1203.74
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(a) As regards, Audit objections:-The Committee was informed that the requisite reply was forwarded to the Specified Officer Audit i.r.o. Audit Memo No.13 for onward submission to CRA Audit for closure of said audit para, however reply of the same is awaited from CRA Audit.

Decision:- After deliberation, the Committee noted the performance of the unit for the 3rd block period i.e.2017-18 to 2021-22. The Committee also directed to send a reminder in respect of AM No.13.

Agenda Item No. 07:- Monitoring performance of M/s. Tevapharm India Pvt Ltd.,

1] The Committee was informed that, M/s. Tevapharm India Pvt Ltd., has been issued LOP No PER/127(2005)EOU/10/05-06/4441 dated 05.05.2005 as amended for Manufacture & Export of "Pharma research & Development Services". The date of commencement of production is w.e.f. 13.10.2005

2] The Unit had submitted all the APRs duly certified by Chartered Accountant. The performance of the unit was calculated in terms of provision of FTP/HBP. The unit has achieved positive NFE on cumulative basis for the 1st block period (2006-07 to 2010-11) are as follows:-

Year of Monitoring [1 st Block Period]	NFE (Rs. in lacs)
2006-07	2341.811
2007-08	5232.05
2008-09	11753.53
2009-10	15855.01
2010-11	19110.34

Decision:- After deliberation, the Committee noted the performance of the unit for the 1st block period i.e.2006-07 to 2010-11.

Agenda Item No. 08:- Monitoring performance of M/s. Tevapharm India Pvt Ltd.,

1] The Committee was informed that, M/s. Tevapharm India Pvt Ltd., has been issued LOP No PER/127(2005)EOU/10/05-06/4441 dated 05.05.2005 as amended for Manufacture & Export of "Pharma research & Development Services". The date of commencement of production is w.e.f. 13.10.2005

2] The Unit had submitted all the APRs duly certified by Chartered Accountant. The performance of the unit was calculated in terms of provision of FTP/HBP. The unit has achieved positive NFE

File No.EOU-11/239/2022-STS

on cumulative basis for the 2nd block period (2011-12 to 2015-16) are as follows:-

Year of Monitoring [2 nd Block Period]	NFE (Rs. in lacs)
2011-11	2824.46
2012-13	5748.58
2013-14	9085.91
2014-15	11491.40
2015-16	15170.92

Decision:- After deliberation, the Committee noted the performance of the unit for the 2nd block period i.e.2011-12 to 2015-16.

Agenda Item No. 09:- Monitoring performance of M/s. Tevapharm India Pvt Ltd.,

1] The Committee was informed that, M/s. Tevapharm India Pvt Ltd., has been issued LOP No PER/127(2005)EOU/10/05-06/4441 dated 05.05.2005 as amended for Manufacture & Export of "Pharma research & Development Services". The date of commencement of production is w.e.f. 13.10.2005

2] The Unit had submitted all the APRs duly certified by Chartered Accountant. The performance of the unit was calculated in terms of provision of FTP/HBP. The unit has achieved positive NFE on cumulative basis for the 3rd block period (2016-17 to 2020-21) are as follows:-

Year of Monitoring [3 rd Block Period]	NFE (Rs. in lacs)
2016-17	3792.06
2017-18	7780.06
2018-19	10004.31
2019-20	12930.45
2020-21	16045.06

Decision:- After deliberation, the Committee noted the performance of the unit for the 3rd block period i.e. 2016-17 to 2020-21.

Agenda Item No. 10:- Monitoring performance of M/s. Tevapharm India Pvt Ltd.,

1] The Committee was informed that, M/s. Tevapharm India Pvt Ltd., has been issued LOP No PER/127(2005)EOU/10/05-06/4441 dated 05.05.2005 as amended for Manufacture & Export of "Pharma research & Development Services". The date of commencement of production is w.e.f. 13.10.2005

2] The Unit had submitted all the APRs duly certified by Chartered Accountant. The performance

File No.EOU-11/239/2022-STs

of the unit was calculated in terms of provision of FTP/HBP. The unit has achieved positive NFE on cumulative basis for the 4th block period (2021-22) are as follows:-

Year of Monitoring [4 th Block Period]	NFE (Rs. in lacs)
2021-22	2621.83

Decision:- After deliberation, the Committee noted the performance of the unit for the 4th block period i.e.2021-22.

Further , it was noticed that the facts were not verified by ADC before presenting the agendas thereby causing an embarrassing and avoidable situation before the Committee.

Also, due diligence was not taken about the legality of the matter regarding the jurisdiction of the Committee in respect of agenda item No. 2 pertaining to Conversion of DTA unit into EOU as to whether it was to be presented before Approval Committee or before BoA. Total investment in the project were not duly verified to ascertain the jurisdiction of the approving Authority. During the meeting matter of fact acknowledgment of the improper submission and the provision on proposal for conversion from DTA to EOU was recorded.

In respect of agenda No. 3, the figure for capital Goods were shown as 2,83,72,000.00 (Rs. In Lakhs) and for raw material as 1,67,40,96,103.68 (Rs. in lakhs) which were in fact 'in Rs.' and not in 'Rs. in Lakhs' as per the representative of the applicant. Such absurd figures presented before Committee reflect poorly in the agenda submission.

The aforementioned incident demonstrates the lackadaisical and improper application in office while submitting material to the UAC.

In view of the above, the Chairman directed to call for explanation of the ADC in respect of the said observations.

Meeting ended with a vote of thanks to the Chair

Signed by Shri. Shyam
Jagannathan
Date: 25-04-2023 06:20:18
Reason: Approved

Chairperson-cum

Development

Commissioner

ACTION TAKEN REPORT OF UAC MEETING DATED 31.03.2023
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Sr.No.	Name of the Unit	Proposal	Remark
1	Confirmation of Minutes of the last meeting held on 31.03.2023	-	-
2	M/s. Chowgule and Company Pvt Ltd.,	Application for conversion of existing DTA unit into EOU	The Committee deferred the proposal conversion of existing DTA unit into EOU
3	M/s. Copiam Consumer Care Pvt Ltd.	Application for setting up new EOU	LOP under Process
4	M/s. Shagoon Packaging Pvt Ltd	Monitoring of Performance for the period 2008-09 to 2012-13	Monitoring Noted
5	M/s. Shagoon Packaging Pvt Ltd	Monitoring of Performance for the period 2012-13 to 2016-17	Monitoring Noted
6	M/s. Shagoon Packaging Pvt Ltd	Monitoring of Performance for the period 2017-18 to 2021-22	Monitoring Noted
7	M/s. Tevapharm India Pvt Ltd.	Monitoring of Performance for the period 2006-07 to 2010-11	Monitoring Noted
8	M/s. Tevapharm India Pvt Ltd.	Monitoring of Performance for the period 2011-12 to 2015-16	Monitoring Noted
9	M/s. Tevapharm India Pvt Ltd.	Monitoring of Performance for the period 2016-17 to 2020-21	Monitoring Noted
10	M/s. Tevapharm India Pvt Ltd.	Monitoring of Performance for the period 2021-22 to 2025-26	Monitoring Noted

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

AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

I COMPANY/UNIT PROFILE

(a))	Name and address, telephone/ fax/ email id	M/s. Chowgule and Company Pvt Ltd. Registered Office Address:- Chowgule House, Marmugao Harbour, Goa-403803. Proposed Location: Survey No. 310/1 & 310/2 Rassaim Yard, Rassaim Goa-403718 Tel. No. 08322525001/02/03/04 E-mail:- ccl@chiowgule.co.in																							
(b))	Status of the company i.e. Proprietorship/ partnership/Individual and statute under which registered with registration no. & year of registration	Private Limited																							
(c))	Financial capability of M/s. Chowgule and Company Pvt Ltd.	<div> 1. <u>Equity:-</u> <div style="text-align: right;">Rs in Lakhs</div> <table border="1" style="width: 100%;"> <thead> <tr> <th style="text-align: center;">Particular</th> <th colspan="2" style="text-align: center;">Year</th> </tr> <tr> <th></th> <th style="text-align: center;">As on March 2022</th> <th style="text-align: center;">As on March 2021</th> </tr> </thead> <tbody> <tr> <td>a. <u>Equity Share Capital</u></td> <td style="text-align: center;">500.42</td> <td style="text-align: center;">500.42</td> </tr> <tr> <td>b. <u>Other Equity</u></td> <td style="text-align: center;">1,06,510.94</td> <td style="text-align: center;">1,13,748.08</td> </tr> </tbody> </table> </div> <div> 2. <u>General Reserve:-</u> <div style="text-align: right;">Rs in Lakhs</div> <table border="1" style="width: 100%;"> <thead> <tr> <th style="text-align: center;">Particular</th> <th colspan="2" style="text-align: center;">Year</th> </tr> <tr> <th></th> <th style="text-align: center;">As on March 2022</th> <th style="text-align: center;">As on March 2021</th> </tr> </thead> <tbody> <tr> <td>Balance as at the beginning and at the end of the year</td> <td style="text-align: center;">2,27,130.16</td> <td style="text-align: center;">2,27,130.15</td> </tr> </tbody> </table> </div>			Particular	Year			As on March 2022	As on March 2021	a. <u>Equity Share Capital</u>	500.42	500.42	b. <u>Other Equity</u>	1,06,510.94	1,13,748.08	Particular	Year			As on March 2022	As on March 2021	Balance as at the beginning and at the end of the year	2,27,130.16	2,27,130.15
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(d))	IEC No / date/ issued by	IEC No.:1788001991 Date : 20.04.1998 Issued By: O/o Adl. DGFT Mumbai.																							
(e))	Whether manufacturer / trader/ company warehouse/ Service provider.	Manufacturer Exporter																							

I PROEJCT PROFILE

(i)	Product to be manufactured/ service to be rendered				
	Sr. No.	Item(s) Description	Annual Capacity NOS	ITC HS Code	
	01	All Types of Vessels/ Ships	1	89019000	
(ii)	Brief detail of the project				<p>The Chowgule Group, established in 1916, has operations and investments in resource extraction and commodity production, heavy engineering and education. The Chowgule Group expanded in order to service the needs of mining industry through backward integration, by entering various businesses, from building and repairs of barges to production of industrial explosives. Industries that the group currently caters to are Mining, Ship Building, Offshore structures fabrication, Salt production, energy generation, institutions including schools and colleges. The core values of the group are reflected not just in the way business is conducted, but also the way group gives back to society by funding and managing businesses in the fields of education, sports and culture. The group also advances environmentally conscious values through eco-friendly initiatives regularly, with activities like promoting methods of organic farming, carrying out tree plantations, beach cleaning drives etc.</p> <p>The Chowgule Group owns and operates 37 mining leases in Goa and Karnataka. The Goa mines operate with a primary focus on export to Japan and China. The Karnataka mines supply high grade ore to blast furnace steel plants and pellet plants in southern and western India. The Goa mines of the group were the first fully mechanised mining operation in western India - commencing in 1951.</p> <p>The Chowgule Salt Works was set up in 1977 on 5000 acres of land in Jamnagar district, Gujarat - on India's west coast. In 1992 a washing plant was installed as the business developed and the company's Japanese clients required higher purity. The supply salt to a wide variety of industries in export markets of Japan, Korea, China, Indonesia, Vietnam and Qatar. Our products include cholr-alkali salt, edible salt and gypsum.</p>

	<p>Shipbuilding Division</p> <p>From as early as 1951, as builders, operators, and repairers of large river fleets and with the experience and expertise to build a gamut of maritime vessels, ranging from ore-carrying barges, grab and suction dredgers and deep-sea fishing trawlers to tugs, pontoons, launches, hopper barges and coastal vessels, the yard has pioneered the construction of all types of ocean-going vessels up to 7000 DWT. They have constructed over 165 vessels for clients in India and abroad. An investment of approximately INR 110 Crores (INR 1100 million) was made for creating the above- mentioned facilities. This is apart from the cost of land and other basic infrastructure that already existed. Between the two shipyards, we can deliver 9 ocean-going multi-purpose general cargo vessels per year of around 5000 DWT each. For the past several years, we have been participating in various trade shows such as INMEX (Mumbai, India), SMM (Hamburg), Gulf Maritime Expo (Sharjah), Posidonia 2010 (Greece), Korea Marinetech (South Korea), Sea Japan (Japan).</p>																																																								
(iii Projections)	<p>A. <u>Equity Including Foreign Investment.</u></p> <p>Rs. In lakhs</p> <table><tr><td></td><td>Equity including foreign Investment</td><td>Existing</td><td>Proposed</td></tr><tr><td>(a)</td><td>Authorized</td><td>9,550.58</td><td>Nil</td></tr><tr><td>(b)</td><td>Subscribed</td><td>500.42</td><td>Nil</td></tr><tr><td>(b)</td><td>Paid UP Capital</td><td>500.42</td><td>Nil</td></tr><tr><td>ii.</td><td colspan="3"><u>Pattern of shareholding in the paid up capital</u></td></tr><tr><td>a.</td><td>Foreign Holding</td><td colspan="2">0.00</td></tr><tr><td>b.</td><td>Non Residential</td><td colspan="2">0.00</td></tr><tr><td>c.</td><td>Residential Holding</td><td colspan="2">500.42</td></tr></table> <p>B. <u>Investment Details:-</u></p> <table><tr><td></td><td>Particulars</td><td>Rupees in lakhs</td></tr><tr><td>(a)</td><td>Land</td><td>44.81</td></tr><tr><td>(b)</td><td>Building</td><td>40.54</td></tr><tr><td>(c)</td><td colspan="2"><u>Plant and Machinery (Rupees in lakhs)</u></td></tr><tr><td></td><td>i. Indigenous</td><td>427.90</td></tr><tr><td></td><td>ii. Import CIF Value</td><td>1,280.00</td></tr><tr><td></td><td>iii. Total (i+ii)</td><td>1,707.90</td></tr><tr><td>(d)</td><td colspan="2">Details of Source of Finance:- Internal Accruals Rs. 1,707.90/-</td></tr></table>		Equity including foreign Investment	Existing	Proposed	(a)	Authorized	9,550.58	Nil	(b)	Subscribed	500.42	Nil	(b)	Paid UP Capital	500.42	Nil	ii.	<u>Pattern of shareholding in the paid up capital</u>			a.	Foreign Holding	0.00		b.	Non Residential	0.00		c.	Residential Holding	500.42			Particulars	Rupees in lakhs	(a)	Land	44.81	(b)	Building	40.54	(c)	<u>Plant and Machinery (Rupees in lakhs)</u>			i. Indigenous	427.90		ii. Import CIF Value	1,280.00		iii. Total (i+ii)	1,707.90	(d)	Details of Source of Finance:- Internal Accruals Rs. 1,707.90/-	
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		i. <u>Indigenous requirement of capital goods & raw Material and other input</u>						
		(Rupees in lakhs)						
		Sr No.	Particulars	Existing (WDV)	Proposed	Total		
		(a)	Capital Goods	77.90	350.00	427.90		
		(b)	Raw Material Components, Consumables, packing material, fuels etc during the last 5 years	-	6,971.43	6971.43		
			Total	77.90	7,321.43	7,399.33		
		ii. <u>Total Employment:-</u>						
		Supervisory		Existing	Proposed	Total		
			Men	22	34	56		
			Women	-	-	-		
		Non- Supervisory	Men	112	350	462		
			Women	-	-	-		
				134	384	518		
		iii. <u>Foreign Exchange Balance Sheet :</u>						
		Rs. in Lakhs						
			1 st Year	2 nd Year	3 rd Year	4 th Year	5 th Year	Total
		FOB Value of export	10,072	10,072	10,072	10,072	20,145	60,435
		FE outflow	8,014	7,059	6,884	6,834	13,548	42,340
		Net Foreign Exchange	2,057	3,013	3,188	3,238	6,596	18,094
		iv. Whether Foreign Technology Agreement is envisaged						
Yes					No			
7.								
III	Request of the company	Conversion of existing DTA Unit into Export Oriented Unit.						
IV	Relevant provision of FTP/HBP	In Terms of Para 6.18 FTP 2022-23 read with Para 6.38 HBP 2023.						
V	Decision required for UAC	Conversion of existing DTA into EOU for manufacturing						

File No.EOU-11/344/2022-EOU-I

		and Export of All Types of Vessels/Ships
VI	Recommendation/ observation of the ADC	The proposal of the applicant company may be considered in terms of Para 6.18 FTP 2022-23 read with Para 6.38 HBP 2023.

Further, vide letter dt. 14.02.2023 O/o The Deputy Commissioner, Customs has stated that the inspection report in the prescribed Performa is furnished below:-

1	Name & Complete postal address of location of factory with Telephone No. and Fac No.	M/s. Chowgule and Company Pvt Ltd, 310/1 and 310/2, Rassaim Yard, Rsaasaim, Loutolim, Salcete, Goa-403718. Ph: 0832-2858643/8602, Mob: 9881731933 Fax No. is not available
2	Items of Manufacture	Vessesls and Ships
3	Whether the premises is on ownership basis or on lease basis. In case of lease basis whether the lease period is for a period of 5 years or less	Ownership basis
4	Area of factory premises showing plot area, built up area separately	Plot Area-13071 Square Meters, Built up Area-117 Square Meters.
5	Details of nature of building as concrete construction or asbestos shed	Concrete built up area-117 Square Meters
6	Details of source of power (Generator/Electric connection of Industrial type)	Electrical connection of industrial type
7	Whether separate Entry and Exit is provided for the proposed location and is physically segregated from any DTA unit to avoid intermingling of goods.	No separate Entry and Exit is provided as location. There is only 1 Entry gate which is used for exit also. The unit is physically segregated by compound wall form the other DTA units.
8	Whether the proposed plan of premises/building is suitable for necessary permission under Section 58 and 65 to be issued by Central Excise and Customs authority	The warehousing provisions are not applicable w.e.f. 13.08.2016 as mentioned in the CBIC Circular No. 35/2016-Cus dated 29.07.2016.
9	In case of conversion from DTA to EOU unit, details of own, lease machines separately and approx. value such of such machinery after due to depreciation towards age.	There is no lease on the location and list of the own machines are mentioned in the sheet attached.

10	The detail report about contiguous land, security status for conversion of DTA suitability of place and monitoring ensurance of goods etc.	The contiguous land on the left side of the unit is separated by the compound wall followed by a drain. On the right side, the unit separated by the compound wall from the other DTA unit. On the back side, it is situated on the bank of the Zuari river. The
11	Additional information, if any	Apart from built up area, the unit has 11 containers (40 Ft) and 23 containers (20 Ft) in the premises which are used for storage and office work.

Further, vide letter dated 25.01.2023 received from Visakhapatnam SEZ, letter dated 24.01.2023 received from Falta SEZ, letter dated 19.01.2023 received from Chennai SEZ and letter dated 06.02.2023 received from Noida SEZ respectively, has informed that as per their records available in their office, there is no pending case against the unit M/s. Chowgule and Company Pvt Ltd and their Directors, and they are not appearing in the list of fraudulent units. However reply from O/o the DGFT Mumbai is awaited.

The applicant has also undertaken the applicant or any of the partners/directors who are also partners/directors of another company or associate concerns are not being proceeded against or have been debarred from getting any License/Letter of intent/Letter of permission under the export and import (control) Act, 1992/Foreign Trade (Development and Regulations) Act, 1992 as amended/FEMA/CGST/SGST/UPGST/IGST Acts of 2017/Customs/Central Excise Act.

In respect to the deliberation in the Unit Approval Committee Meeting on 31.03.2023, the applicant company vide letter dated 12.04.2023 has submitted the additional details/documents are as under:-

1. The unit has stated that there are no exports from the existing DTA unit proposed to be converted into an EOU. The requisite detail has been furnished in Performa-Annexure to ANF6A.
2. The unit has stated that the existing investment in plant and machinery in the unit is less than Rs. 50 Crores, i.e. Rs. 77.90 lacs (WDV). The valuation report issued by an independent Chartered Engineer is attached. The valuation by Chartered Engineer is bases on present market value.
3. The unit has stated that they have not imported any capital goods under the EPCG Scheme. A declaration in this respect has already been furnished in Performa-Annexure to ANF-6A.

Further they have requested to consider the grant Letter of Permission in terms of Para 6.18 of FTP 2023 read with Para 6.38 of HBP 2023 at the earliest.

In term of Para 6.18 (c) of FTP 2023 stipulated that “
a. Existing DTA units may also apply for conversion into an EOU/EHTP/STP/BTP unit.

- b. *Existing EHTP/STP unit may also apply for conversion/merger to EOU unit and vice-versa. In such cases, units will avail exemptions in duties and taxes as applicable.*
- c. *Applications for conversion into an EOU/EHTP/STP/BTP unit from existing DTA units, having an investment of Rs. 50 crores and above in plant and machinery or exporting Rs.50 crores and above annually, shall be placed before BOA for a decision.*

In this case the export and investment in plant and machinery is less than Rs. 50 Cores, hence this provision is not applicable.

Further In term of Para 6.38 (a) of HPB 2023 stipulated that is “ Existing DTA units, may also apply for conversion into an EOU/EHTP/STP/BTP unit, but no conversion in duties and taxes would be available under scheme for plant, machinery and equipment already installed. For this purpose, DTA unit may apply to DC/Designated Officer concerned in the same manner as applicable to new units. In case there is an outstanding export commitment under Advance Authorization Scheme, it will follow the procedure laid down in Appendix 6M of Appendices & ANFs. In case DTA unit has taken EPCG authorization, the conversion would be permitted only if either the unit has fulfilled the stipulated Export obligation and obtained EODC or has made payment of applicable duties and taxes and compensation cess on capital goods imported under the EPCG Scheme.

The proposal of the unit for conversion of DTA into EOU for manufacturing and Export of All Types of Vessels/Ships is submitted before the Approval Committee for consideration in terms of Para 6.18 FTP 2022-23 read with Para 6.38 HBP 2023.
