

भारत सरकार  
वाणिज्य और उद्योग मंत्रालय  
विकास आयुक्त का कार्यालय  
सूरत विशेष आर्थिक क्षेत्र  
सचिन, सूरत - 394230

टेली फैक्स नंबर (0261) 23 99445; फोन नंबर 23 99 9 11;

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SSEZ/B/68/AC/2020-21/501

Dated: 22<sup>nd</sup> September, 2022.

To all Approval Committee members:-

- |   |                         |
|---|-------------------------|
| 1) The Joint Secretary (SEZ), MOC&I, New Delhi.             |                         |
| 2) The Director, MOC&I, New Delhi;                          | Fax No. (011) 2306-3418 |
| 3) The Jt. DGFT, Surat;                                     | Fax No. (0261) 245-2216 |
| 4) The Commissioner of Customs, Ahmedabad;                  | Fax No. (079) 2754-2343 |
| 5) The Commissioner of Income Tax; Surat-I;                 | Fax No. (0261) 265-0102 |
| 6) The Director (Banking),<br>Banking Dvn., MOF, New Delhi; | Fax No. (011) 2336-7702 |
| 7) The District Collector, Surat District;                  | Fax No. (0261) 246-5116 |
| 8) The General Manager, DIC, Surat;                         | Fax No. (0261) 246-5929 |
| 9) The Developer (DGDC), Sachin, Surat                      | Fax No. (0261) 239-7664 |

Subject: - Forwarding of minutes of the Approval Committee meeting.

Sir,

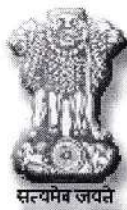
I am directed to forward herewith approved minutes of the **ninety eight (98<sup>th</sup>) meeting of Approval Committee for multi-product Surat Special Economic Zone, Developed by DGDC, held on Tuesday the 20<sup>th</sup> September, 2022 at 11:30 hours, in the conference hall of Surat Special Economic Zone, Surat, for information and necessary action.**

Encl. as above.

Yours faithfully,

Assistant Development Commissioner,  
Surat Special Economic Zone.

**Note:- The Developer M/s. DGDC Ltd is requested to upload the Minutes of Unit Approval Committee on SurSEZ website.**



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**Minutes of the 98<sup>th</sup> (Ninety Eight) meeting of the Approval Committee for the multi product Surat Special Economic Zone held on 20-09-2022 at 11:30 hours in the Conference Hall, Surat Special Economic Zone under the Chairmanship of Shri Virendra Singh, Development Commissioner, Surat Special Economic Zone, Surat.**

Approval Committee constituted by the Central Government vide Notification dated 18-06-2008 issued from file No. 1/1/2006-EPZ consists of the following Chairman and Members viz:-

01.	Development Commissioner, Surat Special Economic Zone.	Chairperson, Ex-officio
02.	Director or Deputy Secretary to the Government of India, Ministry of Commerce and Industry, Department of Commerce or his nominee not below the rank of Under Secretary to the Government of India	Member, Ex-officio
03.	Joint Director General of Foreign Trade, Surat.	Member, Ex-officio
04.	Commissioner of Customs or Central Excise having territorial jurisdiction of the Special Economic Zone or his nominee not below the rank of Joint Commissioner.	Member, Ex-officio
05.	Commissioner of Income Tax having territorial jurisdiction over the SEZ or his nominee not below the rank of Joint Commissioner.	Member, Ex-officio
06.	Director (Banking), Banking Division, Ministry of Finance, Government of India.	Member, Ex-officio
07.	District Collector or Additional District Collector or Deputy Collector of Surat District.	Member, Ex-officio
08.	General Manager, District Industries Centre of Surat District.	Member, Ex-officio
09.	A representative of M/s. Diamond & Gem Development Corporation Ltd., (Developer of Surat - SEZ).	Special Invitee





The following members were present:-

01	Shri D.T. Parate, Dy. DGFT, Surat.	Member
02	Shri Abilash K. Sreenivasan, Additional Commissioner, Customs, Surat	Member
03	Shri Amit Rana, Industrial Promotion Officer, District Industries Center, Surat.	Member
04	Shri B. G. Tamakuwala, General Manager, M/s. DGDC Ltd.	Nominee of the Developer i.e. M/s. DGDC Ltd.

The following officers were also present in the meeting:-

01	Shri Ashok Singh, Specified Officer, Surat SEZ.
02	Shri Vikram Singh, ADC, Surat SEZ.

**The Approval Committee Members confirmed the Minutes of the 97<sup>th</sup> Meeting held on 15.06.2022.**

The following issues were deliberated and taken-up for action by the Approval Committee.

#### **98-A- FRESH CASES**

##### **(1) Application for setting up SEZ unit namely M/s Desire Jewels, Mumbai**

The Committee members were informed that their proposal is for setting up a unit in Surat SEZ for manufacturing activity of Manufacturing of (1) CVD, Cubic Zirconia Gems Stone, Color Stones and Lab Grown CVD Studded Silver Jewellery (ITC[HS] Code-71131120) (2) Diamond Studded Silver Jewellery, Precious & Semi Precious Stone Studded Silver Jewellery (ITC[HS] Code-71131120) (3) Re-making, Re-pairing, Melting & Re-melting of Diamond Studded & Plain Jewellery (Made from Gold, Silver, Platinum and Studded With Diamonds, Synthetic Diamonds, Semi Precious Gems Stones, Cubic Zirconia Gem Stones etc.) (ITC[HS] Code-71131120, 71131950, 71131930) (4) Studded of Diamond in Watch Belt, Watch Bezel, Watch Dail made from Gold, Silver and Other Precious Metal Without any Movement/Machinery (ITC[HS] Code-91139090) (5) Plain Silver Jewellery (ITC[HS] Code-71131130) (6) Plain Gold Jewellery (ITC[HS] Code-71131910) (7) CVD, Cubic Zirconia Gems Stone, Color Stones and Lab Grown CVD Studded Gold Jewellery (ITC[HS] Code-71131920, 71131930) (8) Diamond Studded Gold Jewellery (ITC[HS] Code-71131930)



(9) Precious & Semi Precious Stone Studded Gold Jewellery (ITC[HS] Code-71131940) (10) Diamond Studded Platinum Jewellery (ITC[HS] Code-71131960) (11) Diamond Studded Goggles Optical and its Parts without Glass (ITC[HS] Code-71161000, 71162000) (12) Diamond Studded Brass Jewellery (ITC[HS] Code-71171990) (13) Imitation Jewellery of Base Metal Whether or not Plated with Precious Metal (Excluding Cuff Links and Studs) (ITC[HS] Code-71171990) (14) Plain Brass Jewellery (ITC[HS] Code-71171990) (15) Imitation Jewellery (Excluding Jewellery of Base Metal Whether or not Clad with Silver, Gold or Platinum (ITC[HS] Code-71179010, 71179090) (16) Plain Gold Watch Case without Movement/Machinery (ITC[HS] Code-91111000) (17) Studded of Diamond in Watch Belt, Watch Bezel, Watch Dial made from Brass Steel and Other Metal Without any Movement/Machinery (ITC[HS] Code-91149030) and proposed annual (1) 2000 Grams (2) 5000 Grams (3) 3000 Grams (4) 4000 Grams (5) 1000 Grams (6) 1000 Grams (7) 2000 Grams (8) 5000 Grams (9) 2000 Grams (10) 1000 Grams (11) 2000 Grams (12) 1000 Grams (13) 1000 Grams (14) 1000 Grams (15) 10000 Grams (16) 1000 Grams (17) 3000 Grams.

Shri Sanjay G. Koshiya, Proprietor of the Unit appeared before the Approval Committee and explained their proposal.

The Committee, after due deliberations, approved the proposal subject to the standard terms and conditions. The value addition norms will be applicable as per Rule 18 of SEZ Rules, 2006 and as specified in the prevailing Foreign Trade Policy or Handbook of Procedures, as amended from time to time.

## **(2) Application for setting up SEZ unit namely M/s Caretino, Surat**

The Committee members were informed that their proposal is for setting up a unit in Surat SEZ for manufacturing activity of (1) CVD, Cubic Zirconia Gem Stone, Color Stones and Lab Grown CVD Studded Silver Jewellery (ITC[HS] Code-71131120) (2) Diamond Studded Silver Jewellery, Precious & Semi Precious Stone Studded Silver Jewellery (ITC[HS] Code-71131120) (3) Re-making, Re-pairing, Melting & Re-melting of Diamond Studded & Plain Jewellery (Made from Gold, Silver, Platinum and Studded With Diamonds, Synthetic Diamonds, Semi Precious Gems Stones, Cubic Zirconia Gem Stones etc.) (ITC[HS] Code-71131120, 71131950, 71131930) (4) Studded of Diamond in Watch Belt, Watch Bezel, Watch Dial made from Gold, Silver and Other Precious Metal Without any Movement/Machinery (ITC[HS] Code-91139090) (5) Plain Silver Jewellery (ITC[HS] Code-71131130) (6) Plain Gold Jewellery (ITC[HS] Code-71131910) (7) CVD, Cubic Zirconia Gems Stone, Color Stones and Lab Grown CVD Studded Gold Jewellery (ITC[HS] Code-71131920, 71131930) (8) Diamond Studded Gold Jewellery (ITC[HS] Code-71131930) (9)





Precious & Semi Precious Stone Studded Gold Jewellery (ITC[HS] Code-71131940) (10) Diamond Studded Platinum Jewellery (ITC[HS] Code-71131960) (11) Diamond Studded Goggles Optical and its Parts without Glass (ITC[HS] Code-71161000, 71162000) (12) Diamond Studded Brass Jewellery (ITC[HS] Code-71171990) (13) Imitation Jewellery of Base Metal Whether or not Plated with Precious Metal (Excluding Cuff Links and Studs) (ITC[HS] Code-71171990) (14) Plain Brass Jewellery (ITC[HS] Code-71171990) (15) Imitation Jewellery (Excluding Jewellery of Base Metal Whether or not Clad with Silver, Gold or Platinum (ITC[HS] Code-71179010, 71179090) (16) Plain Gold Watch Case without Movement/Machinery (ITC[HS] Code-91111000) (17) Studded of Diamond in Watch Belt, Watch Bezel, Watch Dial made from Brass Steel and Other Metal Without any Movement/Machinery (ITC[HS] Code-91149030) and Proposed Annual Capacity (1) 2000 Grams (2) 5000 Grams (3) 3000 Grams (4) 4000 Grams (5) 1000 Grams (6) 1000 Grams (7) 2000 Grams (8) 5000 Grams (9) 2000 Grams (10) 1000 Grams (11) 2000 Grams (12) 1000 Grams (13) 1000 Grams (14) 2000 Grams (15) 10000 Grams (16) 1000 Grams (17) 3000 Grams.

Shri Kaushal R. Koshiya, partner of the Unit appeared before the Approval Committee and explained their proposal.

Therefore, the Committee, after due deliberations, approved the proposal subject to the standard terms and conditions. The value addition norms will be applicable as per Rule 18 of SEZ Rules, 2006 and as specified in the prevailing Foreign Trade Policy or Handbook of Procedures, as amended from time to time.

**(3) Application for setting up SEZ unit namely M/s Kiaara International, Surat.**

The Committee members were informed that their proposal is for setting up a unit in Surat SEZ for manufacturing activity of ((1) CVD, Cubic Zirconia Gem Stone, Color Stones, Moissanite Diamonds and Enamel, Lab Grown CVD Studded Silver Jewellery (ITC[HS] Code-71131120) (2) Diamond Studded Silver Jewellery, Precious & Semi Cubic Zirconia Gems Stone, Precious Stone, Moissanite Diamond and Enamel Studded Silver Jewellery (ITC[HS] Code-71131120) (3) Re-making, Re-pairing, Melting & Re-melting of Diamond Studded & Plain Jewellery (Made from Gold, Silver, Platinum and Studded With Diamonds, Synthetic Diamonds, Semi Precious Gems Stones, Cubic Zirconia Gem Stones, CVD, Enemal Lab Grown and Moissanite Diamonds etc.) (ITC[HS] Code-71131120, 71131950, 71131930) (4) Plain Silver Jewellery (ITC[HS] Code-71131130) (5) Plain Gold Jewellery (ITC[HS] Code-71131910) (6) CVD, Cubic Zirconia Gems Stone, Color Stones and Lab Grown CVD Studded Gold Jewellery (ITC[HS] Code-71131920, 71131930) (7) Diamond





Studded Gold Jewellery (ITC[HS] Code-71131930) (8) Precious & Semi Precious Stone Studded Gold Jewellery and Silver Jewellery (ITC[HS] Code-71131940) (9) Plain Platinum Jewellery (ITC[HS] Code-71131950) (10) Diamond Studded Platinum Jewellery (ITC[HS] Code-71131960) (11) Studded of Diamond, CVD, Lab Grown CVD, Cubic Zirconia Gem Stone Moissanite Diamond and Enamel Studded in Pen (Without Refill and Ink), Cuff Links, Mobile Case, Waist Belt, Money Clips made from Brass, Steel and other Metal (ITC[HS] Code-71159090) (12) Diamond, CVD, Cubic Zirconia Gem Stone , Color Stones, Moissanite and Enamel Lab Grown CVD Studded Goggles Optical and its Parts without Glass (ITC[HS] Code-71161000) (13) Diamond Studded Goggles Optical and its Parts without Glass (ITC[HS] Code-71162000) (14) Diamond Studded Brass Jewellery (ITC[HS] Code-71171990) (15) Diamond Studded Brass Optical and its Parts without Glass (ITC[HS] Code-71171990) (16) Imitation Jewellery of Base Metal Whether or not Plated with Precious Metal (Excluding Cuff Links and Studs) (ITC[HS] Code-71171990) (17) Plain Brass Jewellery (ITC[HS] Code-71171990) (18) Imitation Jewellery (Excluding Jewellery of Base Metal Whether or not Clad with Silver, Gold or Platinum (ITC[HS] Code-71179010, 71179090) (19) Plain Gold Watch Case, Belt, Bezel without Movement/Machinery (ITC[HS] Code-91111000) (20) Studded of Diamond in Watch Belt, Watch Bezel, Watch Dial, made from Gold, Silver and Other Precious Metal Without any Movement/Machinery (ITC[HS] Code-91139090) (21) Studded of Diamond, CVD, Lab Grown CVD, Cubic Zirconia, Gem Stone, Moissanite Diamond and Enamel Studded in Watch Belt, Watch Bezel, Watch Dial, made from Brass Steel and Other Metal Without any Movement/Machinery (ITC[HS] Code-91149030) and proposed annual capacity (1) 4000 Grams (2) 10000 Grams (3) 6000 Grams (4) 2000 Grams (5) 2000 Grams (6) 4000 Grams (7) 8000 Grams (8) 3000 Grams (9) 2000 Grams (10) 2000 Grams (11) 5000 Grams (12) 2000 Grams (13) 2000 Grams (14) 2000 Grams (15) 2000 Grams (16) 2000 Grams (17) 3000 Grams (18) 15000 Grams (19) 2500 Grams (20) 6000 Grams (21) 6500 Grams.

Shri Rajeshkumar K. Mangukiya, partner of the Unit appeared before the Approval Committee and explained their proposal.

Therefore, the Committee, after due deliberations, approved the proposal subject to the standard terms and conditions. The value addition norms will be applicable as per Rule 18 of SEZ Rules, 2006 and as specified in the prevailing Foreign Trade Policy or Handbook of Procedures, as amended from time to time.



**98-B- Other Cases****(1) Request made by M/s Textrade International Ltd, Plot No. 121-135, Surat SEZ for change in Directorship and Share Holding Pattern of the unit..**

The Committee members were informed that M/s Textrade International Ltd, Plot No. 121-135, Surat SEZ vide their letter dated 03.06.2022 have intimated about change of Directors of the unit.

The Unit has submitted following documents in support of the aforesaid change:-

1. Copy of DIR-12 of Directors
2. Copy of PAN Card & Aadhar Card of new Director
3. Copy of Company Master Data
4. List of Share Holders before change & after change
5. Copy of IEC

The list of newly appointed directors, continuing directors & retired directors as per given documents are as under:-

Sr. No.	Name of the Directors (Shri/Smt.)	Current Status
1	Anish Doshi	Continuing Director
2	Bipin Doshi	New Director
3	Dharmesh Shah Virendra	Retired
4	Rupal Khanderia	Retired

The Share Holding Pattern as per given documents are as under:-

Sr. No.	Name of the Share Holder (Shri/Smt)	% of Share holding
1	Anish Doshi	37.08
2	Bipin Doshi	23.99
3	Monika Doshi	18.45
4	Bipin Doshi (HUF)	3.06
5	Deven Doshi	0.02
6	Crest Logistics and Engineers Pvt. Ltd.	17.39
7	Bipin Doshi & Anish Doshi	0.004

Shri Mahendra Kumar Das, Authorized Representative of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the proposal for change in Directors subject to approval by relevant statutory bodies with following conditions:-





- a) Seamless continuity of the SEZ activities with unaltered responsibilities and Obligations for the altered unit entity;
- b) Fulfilment of all eligibility criteria applicable to units, including security clearances etc. by the altered unit entity and its constituents;
- c) Applicability of and compliance with all Revenue/Company Affairs/SEBI etc. rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- d) Full financial details relating to the transfer of equity shall be furnished immediately to the Member (IT), CBDT, Department of Revenue.
- e) The Assessing Officer shall have the right to assess the taxability of the gain/loss arising out of the transfer of equity or merger, demerger, amalgamation, transfer and ownerships etc. as may be applicable and eligibility for deduction under relevant sections of the Income Tax Act, 1961.
- f) The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.
- g) The unit shall furnish the details of PAN and jurisdictional assessing officer of the unit to CBDT.
- h) Copy of modified IEC and Registration Cum Membership Certificate (RCMC) shall be furnished.
- i) The Unit shall furnish declaration regarding Repatriation Benefits in respect of Foreign Directors.
- j) The Unit shall furnish fresh LUT/Bond.

**(2) Request made by M/s Buchi Operations India Pvt. Ltd, Plot No. 262-264, Surat SEZ for change in Directors of the unit.**

The Committee members were informed that M/s Buchi Operations India Pvt. Ltd, Plot No. 262-264, Surat vide their letter dated 06.06.2022 have intimated about change of Directors of the unit

They have submitted following documents in support of the aforesaid change:-

1. Copy of DIR-12 of Director
2. Copy of Company Master Data
3. List of Current Share Holders
4. Copy of IEC



The list of continuing directors & retired directors as per given documents are as under:-

Sr. No.	Name of the Directors (Shri/Smt.)	Current Status
1	Sanjay Sohel Seshadri	Continuing Director
2	Reinhardt Buchi	Continuing Director
3	Kailash Doulat Motwani	Continuing Director
4	Thomas Stefan Liner	Retired

There is no change in share holding pattern. The share holding pattern as per given documents are as under:-

Sr. No.	Name of the Share Holder (Shri/Smt)	% of Share holding
1	Buchi Laborteknik AG	99.99
2	Buchi Holding AG	0.1

Shri Kailash Doulat Motwani, one of the director of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the proposal for change in Directors subject to approval by relevant statutory bodies with following conditions:-

- Seamless continuity of the SEZ activities with unaltered responsibilities and Obligations for the altered unit entity;
- Fulfilment of all eligibility criteria applicable to units, including security clearances etc. by the altered unit entity and its constituents;
- Applicability of and compliance with all Revenue/Company Affairs/SEBI etc. rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- Full financial details relating to the transfer of equity shall be furnished immediately to the Member (IT), CBDT, Department of Revenue.
- The Assessing Officer shall have the right to assess the taxability of the gain/loss arising out of the transfer of equity or merger, demerger, amalgamation, transfer and ownerships etc. as may be applicable and eligibility for deduction under relevant sections of the Income Tax Act, 1961.
- The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.



- g) The unit shall furnish the details of PAN and jurisdictional assessing officer of the unit to CBDT.
- h) Copy of modified IEC and Registration Cum Membership Certificate (RCMC) shall be furnished.
- i) The Unit shall furnish declaration regarding Repatriation Benefits in respect of Foreign Directors.
- j) The Unit shall furnish fresh LUT/Bond.

**(3) Request made by M/s Excel Overseas Pvt. Ltd, Plot No. 176-A, Surat SEZ for change in Directors of the unit.**

The Committee members were informed that M/s Excel Overseas Pvt. Ltd, Plot No. 176-A, Surat SEZ vide their letter dated 17.06.2022 have intimated about change of Directors of the unit

They have submitted following documents in support of the aforesaid change:-

1. Copy of DIR-12
2. Copy of Company Master Data
3. List of Share Holding Pattern before & After
4. Copy of IEC

The list of continuing directors & retired director as per given documents are as under:-

Sr. No.	Name of the Directors (Shri/Smt.)	Current Status
1	Ramesh Himmatlal Shah	Continuing Director
2	Rajesh Vasantlal Vora	Continuing Director
3	Kavita Ramesh Shah	Retired Director

There is no change in share holding pattern as per given documents.

Shri Ramesh Himmatlal Shah, one of the director of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the proposal for change in Directors subject to approval by relevant statutory bodies with following conditions:-

- a) Seamless continuity of the SEZ activities with unaltered responsibilities and Obligations for the altered unit entity;





- b) Fulfilment of all eligibility criteria applicable to units, including security clearances etc. by the altered unit entity and its constituents;
- c) Applicability of and compliance with all Revenue/Company Affairs/SEBI etc. rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- d) Full financial details relating to the transfer of equity shall be furnished immediately to the Member (IT), CBDT, Department of Revenue.
- e) The Assessing Officer shall have the right to assess the taxability of the gain/loss arising out of the transfer of equity or merger, demerger, amalgamation, transfer and ownerships etc. as may be applicable and eligibility for deduction under relevant sections of the Income Tax Act, 1961.
- f) The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.
- g) The unit shall furnish the details of PAN and jurisdictional assessing officer of the unit to CBDT.
- h) Copy of modified IEC and Registration Cum Membership Certificate (RCMC) shall be furnished.
- i) The Unit shall furnish declaration regarding Repatriation Benefits in respect of Foreign Directors.
- j) The Unit shall furnish fresh LUT/Bond.

**(4) Request made by M/s Sanman Trade Impex Ltd, Unit No. 8-N on Plot No. 222-A, Surat SEZ for change in Directors of the unit.**

The Committee members were informed that M/s Sanman Trade Impex Ltd, Unit No. 8-N on Plot No. 222-A, Surat SEZ vide their letter dated 01.08.2022 have intimated about change of Directors of the unit

They have submitted following documents in support of the aforesaid change:-

1. Copy of DIR-12 of Directors
2. Copy of ITRs
3. Copy of PAN Card & Aadhar Card of new Director
4. Copy of Company Master Data
5. List of Share Holders
6. Copy of IEC



The list of newly appointed directors, continuing directors & retired directors as per given documents are as under:-

Sr. No.	Name of the Directors (Shri/Smt.)	Current Status
1	Nitinkumar Didwania	Continuing Director
2	Vijay Shah	New Director
3	Kunal Sharma	New Director
4	Purvi Matani	New Director
5	Sushmadevi Didwania	Retired
6	Saurabh Sanghvi	Retired

There is no change in share holding pattern as per given documents.

Shri Mayank Parekh, Authorized Representative of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the proposal for change in Directors subject to approval by relevant statutory bodies with following conditions:-

- Seamless continuity of the SEZ activities with unaltered responsibilities and Obligations for the altered unit entity;
- Fulfilment of all eligibility criteria applicable to units, including security clearances etc. by the altered unit entity and its constituents;
- Applicability of and compliance with all Revenue/Company Affairs/SEBI etc. rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- Full financial details relating to the transfer of equity shall be furnished immediately to the Member (IT), CBDT, Department of Revenue.
- The Assessing Officer shall have the right to assess the taxability of the gain/loss arising out of the transfer of equity or merger, demerger, amalgamation, transfer and ownerships etc. as may be applicable and eligibility for deduction under relevant sections of the Income Tax Act, 1961.
- The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.
- The unit shall furnish the details of PAN and jurisdictional assessing officer of the unit to CBDT.





- h) Copy of modified IEC and Registration Cum Membership Certificate (RCMC) shall be furnished.
- i) The Unit shall furnish declaration regarding Repatriation Benefits in respect of Foreign Directors.
- j) The Unit shall furnish fresh LUT/Bond.

**(5) Request made by M/s Hazel Mercantile Ltd, Unit No. 7-N on Plot No. 222-A, Surat SEZ for change in Directors of the unit.**

The Committee members were informed that M/s Hazel Mercantile Ltd, Unit No. 7 N on Plot No. 222-A, Surat SEZ vide their letter dated 26.08.2022 have intimated about change of Directors of the unit.

They have submitted following documents in support of the aforesaid change:-

1. Copy of DIR-12 of Directors
2. Copy of ITRs
3. Copy of PAN Card & Aadhar Card of new Director
4. Copy of Company Master Data
5. List of Share Holders
6. Copy of IEC

The list of newly appointed directors, continuing directors & retired directors as per given documents are as under:-

Sr. No.	Name of the Directors (Shri/Smt.)	Current Status
1	Nitinkumar Didwania	Continuing Director
2	Vijay Shah	New Director
3	Kamala Aithal	New Director
4	Sushmadevi Didwania	Retired
5	Vishal Sukhani	Retired
6	Ajay Jain	Retired
7	Saurabh Sanghvi	Retired



There is no change in share holding pattern as per given documents.

Shri Mayank Parekh, Authorized Representative of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the proposal for change in Directors subject to approval by relevant statutory bodies with following conditions:-

- a) Seamless continuity of the SEZ activities with unaltered responsibilities and Obligations for the altered unit entity;
- b) Fulfilment of all eligibility criteria applicable to units, including security clearances etc. by the altered unit entity and its constituents;
- c) Applicability of and compliance with all Revenue/Company Affairs/SEBI etc. rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- d) Full financial details relating to the transfer of equity shall be furnished immediately to the Member (IT), CBDT, Department of Revenue.
- e) The Assessing Officer shall have the right to assess the taxability of the gain/loss arising out of the transfer of equity or merger, demerger, amalgamation, transfer and ownerships etc. as may be applicable and eligibility for deduction under relevant sections of the Income Tax Act, 1961.
- f) The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.
- g) The unit shall furnish the details of PAN and jurisdictional assessing officer of the unit to CBDT.
- h) Copy of modified IEC and Registration Cum Membership Certificate (RCMC) shall be furnished.
- i) The Unit shall furnish declaration regarding Repatriation Benefits in respect of Foreign Directors.
- j) The Unit shall furnish fresh LUT/Bond.

**(6) Request made by M/s. Sahajanand Medical Technologies Ltd, Plot No 33-35 & 52-54, Surat SEZ for enhancement of annual capacity of manufacturing activity and Broad-banding of manufacturing activities and in their existing LOA.**

The Committee members were informed that M/s. Sahajanand Medical Technologies Ltd, Plot No 33-35 & 52-54, Surat SEZ have submitted Form F3 requesting for enhancement of capacity and Broad banding by addition of following new items for manufacturing in their existing LoA:-





### Enhancement of Annual Capacity

Sr. No.	Items Description for manufacturing	Existing Annual Capacity	New Annual Capacity (MT)	Item Code (ITC HS Code No.)
1.	Drug Eluting Stent	65,000 Nos.	6,60,000 Nos.	90219090
2.	PTCA Catheter	48,000 Nos.	5,40,000 Nos.	90183920
3.	Dilatation Catheter	10,000 Nos.	1,20,000 Nos.	90183920

### Broad-Banding of Manufacturing Activity.

Sr. No.	Items Description for manufacturing	Annual Capacity	Item Code (ITC HS Code No.)
1.	PTA Catheter	2,000 Nos	90183990

Shri Kishor Dudhat, Vice President of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the request of broad-banding of manufacturing activities in their existing LOA subject to fulfillment of the other standard terms and conditions.

### Request made by M/s R K Gems, Unit No. 12 on Plot No. 296, Surat SEZ for inclusion of Plot No. 224, 225 & 226 in their existing LOA.

The Committee members were informed that M/s R K Gems, Unit No. 12 on Plot No. 296, Surat SEZ has requested for inclusion of Plot No. 224, 225 & 226 in their existing Letter of Approval. They have also submitted a copy of letter of earmarking dated 10.08.2022 admeasuring 3000 Sq. meters issued by the DGDC Ltd in this matter for extension of their project at the said plot.

Shri Kevin Dineshbhai Narola, one of the partner of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the request for plot addition in their existing LOA subject to the fulfillment of standard terms and conditions.

- (8) **Request made by M/s. Walson Woodburn Wire Die Pvt. Ltd, Plot No. 160, Surat SEZ for enhancement of annual capacity of manufacturing activity in their existing LOA.**

The Committee members were informed that M/s. Walson Woodburn Wire Die Pvt. Ltd, Plot No. 160, Surat SEZ have submitted Form-F3 for enhancement of annual capacity for manufacturing activity in existing LOA as per below table.

**Enhancement of Annual Capacity**

Sr. No.	Items Description for manufacturing	Existing Annual Capacity	New Annual Capacity	Item Code (ITC HS Code No.)
1.	Wire Drawing Dies	7000 Pieces	60000 Pieces	82072000

Shri Dhamresh B. Jariwala, one of the director of the unit appeared before the Approval Committee & explained the above proposal.

The Committee, after due deliberations, approved the request for plot addition in their existing LOA subject to the fulfillment of standard terms and conditions.

- (9) **Proposal for issuance of Show Cause Notice for Cancellation of LOA to M/s Universal Gems for attempting to fraudulently export by mis-declaration of quantity, nature and value of the diamonds.**

The Committee members were informed that M/s Universal Gems Situated at Unit No. 363 & 364, Plot No. 239, Surat Special Economic Zone, Sachin, Surat is having approval for manufacture and export of Cut and polished lab grown diamonds from rough lab grown diamonds vide the approval No. SSEZ/02/020/20-21/774 dated 15.02.2021. The unit was allowed for undertaking authorized operations, namely manufacture of 3,00,000 Carats of "Lab Grow Cut and Polished Diamonds" under Chapter 71049090 annually. The said approval is subject to conditions, mainly that :

- They should export the goods manufactured, as per the provisions of SEZ Act, 2005 and rules made there under;
- They may import or procure from DTA all the items required for their approved authorized operations, except those prohibited;
- They should abide by the provisions of the Special Economic Zones Act, 2005 and Rules and order made there under, and
- No DTA sales or job work in DTA to be allowed in any circumstances.

An information was received by DRI that the unit is attempting to export Cut and Polished Diamonds mixed with the Polished lab grown diamonds in guise of lab grown diamonds under two shipping Bills having nos. 4004674 dtd 21.05.2021 and 4004784 dtd 25.05.2021 for which they had no permission/approval. The consignments were detained






and two government approved valuers were appointed for conducting valuation. The Cut and polished natural diamonds weighing 57620.01 Carats and Cut and polished Lab grown diamonds weighing 469.12 Carats, total weighing 58089.13 Carats and Valued at Rs 2046284341/- was attempted to be fraudulently exported by mis-declaration of quantity/description of goods and value by the unit under Shipping Bill Nos. 4004674 dtd. 21.05.2021 and 4004784 dtd 25.05.2021. The rough rejection (mix) of natural diamonds totally weighing 3767.15 carats valued at Rs 74,823/-, was unauthorized procured /stored in the factory premise.

A Show Cause Notice Vide F.No VIII/10-08/O&A/ADC/Universal/2022-23 dated 12.05.2022 has been issued by Additional Commissioner, Customs, Surat for attempting to fraudulently export by mis-declaration of quantity, nature and value of the diamonds. As per the valuation certificates issued by the committee of two government approved valuers, the value of detained diamonds being attempted to be exported under Shipping Bill No. 4004674 dt 21.05.2021 and Shipping Bill No. 4004784 dtd 25.05.2021 is as under :

Consignment No.	Shipping Bill No./Date	Actual Quantity of diamonds (Carats)	Value declared in Shipping Bills (in Rs)	Value as per Valuation Certificates (in Rs.)
1	4004674/21.05.2021	27725.25	34,96,545/-	83,33,45,034/-
2	4004784/25.05.2021	30363.88	2,58,26,068/-	121,29,39,307/-
	<b>Total</b>	<b>58089.13</b>	<b>2,93,22,613/-</b>	<b>204,62,84,341/-</b>

Furthermore the lab testing of detained diamond were done and it was found that:

1. M/s Universal Gems had hugely mis-declared the quantity of diamonds attempted to be exported as shown below:



Shipping Bill No./Dated	Quantity declared in Shipping bills (carats)	Actual weight of diamond found (Carats)
4004674/21.05.2021	2763.19	27725.25
4004784/25.05.2021	20538.56	30363.88
<b>Total</b>	<b>23301.75</b>	<b>58089.13</b>

2. The diamond Identification reports issued by IDI, Surat also revealed that out of the total 58089.13 carats of diamonds being attempted to be exported, only 469.12 carats were lab grown diamonds and rest were natural diamonds

Shipping Bill No./Date	Actual weight of diamond found (Carats)	Weight of Natural Diamonds (Carats)	Weight of Lab grown diamonds
4004674/21.05.2021	27725.25	27942.06	233.19
4004784/25.05.2021	30363.88	30127.95	235.93
<b>Total</b>		<b>57620.01</b>	<b>469.12</b>



It can be seen that out of total quantity, 99.2% of diamonds are natural diamonds which were being tried to be exported fraudulently in guise of Cut and Polished Lab Grown diamonds.

Accordingly, Letter of Approval No. SSEZ/02/020/20-21/774 dated 15.02.2021 granted to the unit appears liable to be cancelled. The approval Committee is authorized to cancel letter of Approval in terms of Section 16 of SEZ Act, 2005. The relevant provision Section 16(1) ibid reads as under:

*(1) The Approval Committee may, at any time, if it has any reason or cause to believe that the entrepreneur has persistently contravened any of the terms and conditions or its obligations subject to which the letter of approval was granted to the entrepreneur, cancel the letter of approval: Provided that no such letter of approval shall be cancelled unless the entrepreneur has been afforded a reasonable opportunity of being heard.*

The Committee, after due deliberations, deliberated on the proposal of cancellation of LOA of the unit. Shri Abilash K. Sreenivasan, Additional Commissioner, Customs opined that since the adjudication of the Show Cause Notice for the confiscation of the goods is pending, the proposal of cancellation of LOA of the unit should be taken up thereafter. It was therefore concluded that decision of Show Cause Notice be awaited.

**98-C- Proposal to issue Show Cause Notices for cancellation of Letter of Approval and imposition of penalty to the units, who have not submitted APRs and Bank Realization pending in spite of repeated reminders**

The Committee members were informed that as per the provisions of Rule 22 of the Special Economic Zone, 2006, read with condition No. 7 of Form H (Bond-cum-legal undertaking for Special Economic Zone Unit), every SEZ unit shall after the commencement of production or service activities, submit to the Development Commissioner and the Specified Officer, Annual Performance Return (APR in Form I) within a period of 180 days following the close of the Financial year, certified by a Chartered Accountant. In case of wrong submission of information or failure to submit such information within the stipulated time, the permission granted by the Development Commissioner for carrying out the authorised operation may be withdrawn and/or the permission for further imports and sales in the Domestic Tariff Area may be stopped.

In view of above, the units as per **below table** have failed to submit their APRs within the stipulated time (APRs upto 2020-21) and Bank Realization pending even after repeated reminders and thus violated the above condition.





Sr.No.	Name of the unit	Remarks
1.	M/s H. Sherul & Co.	APR pending from 2015-16 to 2020-21 , BRC pending - 2014-15:- 2.11 Crore
2.	M/s Sagar Gems	APR pending period 2016-17 to 2020-21 , BRC- pending - 2015-16:-59.38 Crore
3.	M/s Aarya Exim	APR pending period 2017-18 to 2020-21 , BRC pending - 2016-17:- 8.04 Crore
4.	M/s Gia Exports	APR pending period 2014-15 to 2020-21, BRC pending - 2013-14 (Upto Dec'2013):-257.74 Crore
5.	M/s Akshar Metals	BRC pending - As on 2020-21:- 44457.10 Euro
6.	M/s New Nirmal Industries	APR pending period 2016-17 to 2020-21, BRC pending - 2015-16:-1996771 USD
7.	M/s Blackstone Gems and Jewellery	APR pending period 2019-20 to 2020-21, BRC pending - 2018-19:- 3934400 USD
8.	M/s Solitaire Diamond Exports.	APR pending period 2014-15 to 2020-21, BRC pending - 2013-14:- 48.06 Crore
9.	M/s Unique Gems & Jewellery	APR pending period 2016-17 to 2020-21, BRC pending - 2015-16:- 123.31 Crore
10.	M/s Zeal Impex	APR pending period 2007-08 to 2020-21
11.	M/s S.K Exports	APR pending period 2008-09 to 2020-21
12.	M/s Shanti Export	APR pending period 2013-14 to 2020-21

After due deliberations, the Committee approved to issue show cause notices to these units for cancellation of their Letter of Approvals and imposition of penalty under FT(DR) Act, 1992.

#### 98-D- Monitoring of audited APRs of the Units of Surat SEZ.

As per the Rule 54 of the SEZ Rules, 2006,

- Performance of the Unit shall be monitored by the Approval Committee as per the guidelines in Annexure appended to these rules.
- In case the Approval Committee come to the conclusion that a Unit has not achieved positive NFE, the said Unit shall be liable for penal action under the provisions of FTDR Act 1992.

The APRs of the following units duly certified by the Chartered Accountants and audited by the Chartered Accountant appointed by this office as per the direction of the Zonal Development Commissioner were placed before the Approval Committee.

Sr. No.	Name of the SEZ Units (Date of Commencement)	Year	Exports	Imports	NFE	Pending Realization
1	Kosan Industries Pvt. Ltd.	2015-16	39.99	19.53	20.46	NIL
	(25.07.2007)	2016-17	155.67	20.26	135.41	
		2017-18	121.94	13.91	108.03	
		2018-19	179.23	17.3	161.93	
		2019-20	213.63	34.54	179.09	

Sr. No.	Name of the SEZ Units (Date of Commencement)	Year	Exports	Imports	NFE	Pending Realization
2	Sangauss Exim Pvt. Ltd.	2015-16	12.76	19.47	-6.71	NIL
	(20.07.2004)	2016-17	15.73	13.56	2.17	
		2017-18	0	0	0	
		2018-19	0	0	0	
		2019-20	0	0	0	
		2020-21	0	0	0	
		2021-22	0	0	0	
		2022-23	0	0	0	

Sr. No.	Name of the SEZ Units (Date of Commencement)	Year	Exports	Imports	NFE	Pending Realization
3	Dindayal Commodities Pvt. Ltd.	2019-20	7864.54	7847.36	17.18	NIL
	(16.07.2010)	2020-21	0	0	0	
		2021-22	0	0	0	
		2022-23	0	0	0	

Sr. No.	Name of the SEZ Units (Date of Commencement)	Year	Exports	Imports	NFE	Pending Realization
4	Himson International Pvt. Ltd.	2020-21	0	0	0	NIL
	(12.07.2002)	2021-22	0	0	0	

Sr. No.	Name of the SEZ Units (Date of Commencement)	Year	Exports	Imports	NFE	Pending Realization
5	Mital Jewels.	2020-21	991.48	34.93	956.55	NIL
	(02.07.2018)					

Sr. No.	Name of the SEZ Units (Date of Commencement)	Year	Exports	Imports	NFE	Pending Realization
6	Divanaya Impex.	2020-21	0	0	0	NIL
	(27.09.2010)	2021-22	0	0	0	

After due deliberations, the Committee approved the above cited APRs of the Units.



**98-E- Post-facto approval of action taken by the Development Commissioner under the delegated powers of the Approval Committee.**

- (1) Request made by M/s Nouveau Jewellery LLP, Unit No. 406 on Plot No. 248 & 206-207-A, 38-39 & 48-49, Surat SEZ for inclusion of Plot No. 36-37 & 50-51 in their existing LOA.**

M/s Nouveau Jewellery LLP, Unit No. 406 on Plot No. 248 & 206-207-A, Surat SEZ vide their letter dated 20.07.2022 has requested for inclusion of for inclusion of Plot No. 36-37 & 50-51 in their existing LOA dated 18.03.2020. They have also submitted a copy of letter of earmarking vide letter no. DGDC/2022-23/185 dated 24.06.2022 admeasuring 4000 Sq. meters issued by the DGDC Ltd in this matter for extension of their project at the said plot.

The unit has requested that they urgently need approval for addition of the said premise so that they could obtain all necessary permission to begin activities. Therefore, the Development Commissioner has considered the request and grant approval for addition of the said plot in their existing LOA subject to the fulfillment of other standard terms and conditions.

Hence, the matter was put up before the Approval Committee for post-facto approval. After due deliberations, the Committee give the post-facto approval.

The meeting ended with vote of thanks to the Chair.



*(Handwritten signature)*

(Virendra Singh)  
Development Commissioner,  
Surat Special Economic Zone.