

**OFFICE OF THE DEVELOPMENT COMMISSIONER,
GOVT. OF INDIA, MIHAN SPECIAL ECONOMIC ZONE,
NAGPUR**

AGENDA NOTE FOR CONSIDERATION OF THE APPROVAL COMMITTEE

a) Proposal: -

Non-compliance of provisions of SEZ Act, 2005 and SEZ Rules, 2006

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

Non-compliance of provisions of SEZ Act, 2005 and SEZ Rules, 2006-
M/s ADCC Infocom Pvt. Ltd.

c) Relevant provisions: -

In terms of Section 14 of SEZ Act, 2005

d) Other Information: -

M/s ADCC Infocom Pvt. Ltd. has been granted Letter of Approval No. MIHAN-SEZ/Unit/06/2013-14/11744 dated 18.09.2014 for export of Services viz. GIS Services, CAD Services, Engineering Solution Services, Software Development. The unit commenced production w.e.f 03.03.2015. The existing block period of the unit is 2015-16 to 2019-20.

The Unit vide letter No. AIPL/SEZ/20-21/01 dated 22.10.2020 has stated that they would like to exit from SEZ Scheme and therefore No Dues Certificate may be granted to them. The letter was forwarded to Specified Officer, MIHAN SEZ to examine and further action.

The Specified Officer vide letter No. CUS(VIII)1/2014/MIHAN-SEZ/3117 dated 25.03.2021 informed that The Officer of Customs visited the premises to ascertain the duty liability on pending stock and accordingly issue of No Dues Certificate from Customs. In the instant case it is noticed that certain goods are not available as declared through the invoices submitted by the unit and are taken out of SEZ premises by the unit without intimation/permission of this office.

The Specified Officer has given the details of goods found in the unit premises and also the goods not found in unit premises. Also it is informed by the Specified Officer that out of total invoices valued at Rs.10,02,707/-, the goods valued at Rs.889376/- was transferred from DTA unit as second hand goods to the SEZ Unit and has not obtained prior permission from the Development Commissioner in terms of Instruction No. 11 dated 12.08.2009. The unit also failed to comply with the Instruction No. 11.

It may be mentioned that in terms of Section 14 of SEZ Act, 2005 Approval Committee may discharge the function viz. (f) **“monitor and supervise compliance of conditions subject to which the Letter of Approval or permission, if any, has been granted to the Developer or entrepreneur; and”**

The facts and details are submitted to the Approval Committee for appropriate decision in the matter.
