

K-22019/2/2025-SEZ
Ministry of Commerce & Industry
Department of Commerce
EOU Section

Vaniya Bhawan, New Delhi
Dated: 30th Apr'2025

MEETING NOTICE

Subject: 3rd Meeting (2025 series) of Board of Approval (BOA) for EOUs-reg.

The undersigned is directed to enclose herewith the **Agenda for the 3rd Meeting (2025 series) of the BOA for EOU scheme** to be held on **09.05.2025 at Ahmedabad, Gujarat** under the chairmanship of Commerce Secretary, D/o Commerce in hybrid mode, for information and necessary action.

2. Weblink for the said meeting will be shared by this department shortly.
3. All the addresses are requested to kindly make it convenient to attend the meeting.

Encl: As above.


30/4/25

(Sumit Kumar Sachan)

Under Secretary to the Govt. of India

Tel: 011-2303 9829

Email: sumit.sachan@nic.in

1. DG, DGFT
2. The Joint Secretary, DPIIT
3. CBIC [Member (Customs)], M/o Finance
4. CBDT [Member (Income Tax)], M/o Finance
5. The Joint Secretary, M/o Environment & Forest
6. The Joint Secretary, M/o Science & Technology
7. M/o Micro, Small and Medium Enterprises
8. All DCs.

Copy to: PSO to CS/PPS to SS(LSS)/PS to JS(VA)/PS to DIR(GP).

Agenda for the 3rd meeting of the Board of Approval (BOA) for EOUs (2025 Series) to be held on 9th May, 2025.

Agenda Item No. 3.1(25)

Ratification of the Minutes of the 2nd meeting of the Board of Approval (BOA) for EOUs (2025 series) held on 7th March, 2025.

Agenda Item No. 3.2(25)

Conversion of existing DTA into EOU unit [03 proposals – 3.2.1-3.2.3(25)]

Rule Position: Para 6.18 (c) of FTP 2023 stipulates that “Applications for conversion into an EOU 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.”

3.2.1(25) Proposal for conversion of existing DTA into EOU unit – M/s SSK Exports Limited.

Jurisdictional SEZ - FSEZ

M/s SSK Exports Limited is a DTA unit located at 3, Hide Road, Korkata-700 043, West Bengal. The Unit is working in DTA since August 2018. The unit has applied for conversion of their existing DTA unit into 100% EOU for manufacture of Tea as under:

Item description	Annual Capacity (MT)	ITC HS Code
Tea	8642 MT	09024010
		09024020
		09024030

Export Performance for the last 3 Years (Rs in Crores)

Year	Export
2021-22	182.119
2022-23	261.527
2023-24	213.031

Projection of FOB value of export-FOREX outgo for the next five years (in crores)

Year	FOB Value of Exports	FOREX Outgo	NFE
1 st Year	197.57	79.48	118.09
2 nd Year	207.45	83.45	124.00
3 rd Year	217.82	87.62	130.20
4 th Year	228.71	92.00	136.71
5 th Year	240.14	96.60	143.54
Total	1091.69	439.15	652.54

Investment (Rs. In crores)

Particulars	Existing	Proposed in addition to existing
Land	-	-
Building	-	-
Plant & Machinery	2.03	-
Total	2.03	-

Employment

	Existing-30		Proposed in addition to existing -55	
Supervisory	Men-5	Women-0	Men-10	Women-0
Non-Supervisory	Men-25	Women-0	Men-40	Women-5

Indigenous goods requirements for 5 years period (Rs. In Crores)

Capital Goods	NIL
Raw Materials, components, consumables, packing materials, fuel etc. during the period of 5 years	478.19
Total	478.19

Total imports of raw materials and components for the next 5 years **is Rs. 436.67 Crores.**

The Unit has 6 nos. Advance Authorizations pending for issuance of Export obligation discharge certificate.

Jurisdictional DGFT has confirmed that no cases are currently pending against M/s SSK Exports Limited, its directors, or partners regarding the diversion of goods or any other violations under the EOU/SEZ Scheme. Additionally, it has also been mentioned by DGFT that the Commissionerate of customs, Cochin had earlier issued a Demand-cum-Bond Enforcement Notice against 15 authorisations issued to the firm. However, the said notice was subsequently withdrawn after it was confirmed that the Export obligation (EO) had been fulfilled for all 15 authorisations.

Antecedent verification report has been sought from Jurisdictional Customs authorities which has not been received yet. Antecedent report from other SEZs has also been sought. KASEZ has furnished positive report. Reports from rest of the SEZs is still awaited.

Site inspection of the proposed site has been done by officers of the o/o the DC, Falta SEZ.

Since the unit **has exports of more than Rs. 50.00 crore annually in the last three FYs (FY 2020-21 to 2023-24)**, the proposal is placed before BOA for consideration.

DC's Recommendation: DC-FSEZ has recommended the proposal of the unit.

3.2.2(25) Proposal for conversion of existing DTA into EOU unit – M/s M11 Energy Transition Private Limited (Erstwhile M/s M11 Industries Private Limited).

Jurisdictional SEZ - VSEZ

M/s M11 Energy Transition Private Limited is a DTA unit located at Sy.No.155, 164/2 & 169, Kaup Hobli, Palimar and Nandikooru Village, Udupi, Karnataka – 574111. The company was incorporated in the name of M/s M11 Industries Private Limited and subsequently changed into M/s M11 Energy Transition Private Limited on 6th December 2024 under the Companies Act 2014. Ms. Salma Subhan, Shri Hannan Khan, Shri Mannan Khan, Shri Subhan Khan and Shri Imran Khan are the Directors of the Company. The unit has applied for conversion of their existing DTA unit into 100% EOU for manufacture and export of Bio Diesel. The details are as under: -

Sl.No.	Items Description	Capacity	Unit	ITC(HS)
1	Bio Diesel	450	Tons per day	38260000

Current Investment of the DTA unit is Rs.266.71 crore.

Proposed Investment details of the unit for the next 5 years:

Sl.No.	Description	Amount (Rs. in crore)
1	Land	0.00
2	Building	62.00
3	Plant & Machinery	205.00
	a. Indigenous	175.00
	b. Import	30.00

Export Projection and NFE of the unit for the next 5 years (Rs. in crore)

	1st Year	2nd Year	3rd Year	4th Year	5th Year	Total
FOB value of Exports	1410.60	1454.47	1587.26	1649.96	1714.81	7817.10
Import of Machinery	0.00	0.00	10.00	10.00	10.00	30.00
Import of Raw materials, Consumables & spares	1042.01	1066.28	1173.86	1232.22	1282.97	5797.34
Other FE outgo (Commission, Foreign Travel etc.)	0.00	5.00	10.50	12.50	16.50	44.50
Total FE outgo	1042.01	1071.28	1194.36	1254.72	1309.47	5871.84
NFE	368.59	383.19	392.90	395.24	405.34	1945.27
Employment (Nos.)	100					
Men	80					
Women	20					

DGFT, Bangalore has informed that the DTA unit has taken two EPCG authorizations bearing Nos. 0731000530 and 0731002429, and both these authorizations were issued duty-paid regularization letters on 20.01.2025 and as of now there are no pending authorizations against the Company.

Since the unit has an **existing investment of Rs. 266.71 crore in Plant & Machinery and propose to export more than Rs. 50.00 crore annually**, the proposal is placed before BOA for consideration.

DC's Recommendation: DC-VSEZ has recommended the proposal of the unit. DC-VSEZ has also stated that The DGFT Notification No.62/2015-2020 dated 22nd March 2023, allows export of Bio-fuel from Special Economic Zones (SEZ)/ Export Oriented Units (EoUs) for Fuel as well as Non-Fuel purposes without any restriction when produced using only imported feed stock. The unit has confirmed that they will be using imported feed stock for manufacture of Bio Diesel.

3.2.3(25) Proposal for conversion of existing DTA into EOU unit – M/s Sapigen Biologix Private Limited.

Jurisdictional SEZ - FSEZ

M/s. Sapigen Biologix Private Limited is a DTA Unit Located at Odisha Biotech Park, Sub Plot No. B1/24 and ITBT 1/7, Daspura Road, Mouza Andharua, Bhubaneswar, Chandaka, Khordha, Odisha - 751003. The Unit is working in DTA since October 2020. The unit has applied for conversion of their existing DTA unit into 100% EOU for manufacture & export as under:

Item description	Annual Capacity (Million Doses)	Item Code (ITC HS Code No.)
Bivalent Poliomyelitis Vaccine Type-1 & Type-3 Live (Oral)	100	30024114
Rotavirus Vaccine (Live Attenuated, Oral)	90	30024119
Sterile water for injections IP 1.0 ml	10	30049099
Cholera Vaccine	30	30022011
Malaria Vaccine	20	30021290
Rabies Vaccine	20	30021230

Export Performance for the last 3 Years (Rs. In Crore)

Year	Export
2022-23	Nil
2023-24	Nil
2024-25	Nil

The company is in the setup phase and has not commenced commercial operations. Past 5 years physical exports of the company is Nil. However, the applicant has made some domestic supplies during FY 2023-24 and FY 2024-25 amounting to Rs. 1.86 lakhs and Rs. 5.15 lakhs respectively.

**Projection of FOB value of exports – FOREX outgo from the next 5 years
(Rs. In crores)**

Year	FOB value of Exports	FOREX Outgo	NFE
1 st year	-	250.00	(-) 250.00
2 nd year	187.14	100.45	86.69
3 rd year	618.02	209.37	408.65
4 th year	825.47	262.36	563.11
5 th year	980.95	302.14	678.81
Total	2611.57	1124.32	1487.26

-

**The unit has shown investment in Plant & Machinery as under:
(Rs. In crores)**

Particulars	Existing	Proposed in addition to existing
Land	15.96	--
Building	107.79	--
Plant& Machinery	501.43	665.51
Total	625.18	665.51

Employment

Employment		Existing	Proposed
	Supervisory Men	40	75
	Supervisory women	02	15
	Non-supervisory Men	226	350
	Non-supervisory Women	37	100
	Total	305	540

Indigenous requirements for 5 Year period (Rs. In Crores):

a)	Capital Goods	200.00
b)	Raw material, components, consumables, packing material, fuel etc. during the period of 5 years	388.63
	Total	588.63

Total imports of raw materials and components for the next 5 years in **Rs. 658.81** Crores.

Antecedent verification report was sought from jurisdictional Customs authorities which have been received. In the report jurisdictional Customs has informed that necessary physical verification was conducted as per the provision of Appendix 6A of the FTP 2023 and the unit have submitted the relevant documents during the said physical verification.

Antecedent verification report has been sought from jurisdictional DGFT authorities which has not been received yet. Antecedent report from other SEZs has also been sought. MEPZ SEZ has furnished positive report. Reports from rest of the SEZs is still awaited.

Site inspection of the proposed site has been done by officers of the O/o the DC, Falta SEZ.

Since the unit has **investment of Rs. 501.43 Crores in plant & machinery**, the proposal is placed before BOA for consideration.

DC's Recommendation: DC-FSEZ has recommended the proposal of the unit.

Agenda Item No. 3.3.1(25)

Extension of validity of LOP of an EOU [01 proposal – 3.3.1(25)]

Rule Position:

Para 6.01(h) of HBP 2023 stipulates that “On completion of validity of LOP as provided for in Paragraph 6.05 of FTP 2023 it shall be open to unit to continue under scheme or opt out of scheme. Where unit opts to continue, DC will extend validity of the LOP. If no intimation in this regard is received from unit within a period of six months of expiry of the validity, DC will, suo-moto, take action to cancel approval under the scheme and take further action in this regard. Where units give their option to continue after expiry of six months as stipulated above, DC will grant extension after obtaining approval of BOA”.

Para 6.05(a)(iv) of FTP 2023 stipulates that “On approval, a Letter of Permission (LoP) / Letter of Intent (LoI) shall be issued by DC / Designated officer to EOU/EHTP/STP/BTP unit. The validity of LoP/LoI shall be given in the Hand Book of Procedures.”

Para 6.01(c) of HBP 2023 stipulates that, “On approval, a Letter of Permission (LoP) shall be issued by DC/ designated officer to EOU. LoP shall have an initial validity of 2 years to enable the Unit to construct the plant & install the machinery and by this time the unit should have commenced production...”

3.3.1(25) Proposal for Extension of Letter of Permission – M/s Bestovo Foods Private Limited.

Jurisdictional SEZ - CSEZ

M/s Bestovo Foods Private Limited, No.47/3, Acharthimmapur Village, Bevoor to Kanakagiri Road, Koppal Taluk & District Karnataka, is an EOU holding a Letter of Permission (LoP) dated 12th April 2017 for the manufacture and export of Egg Powder. The unit **commenced commercial production on 02.07.2018** and **the validity of the LoP expired on 01.07.2023**. The unit did not submit application for renewal of LoP within the prescribed time. **Now, the unit has submitted application for extension of LoP for the 2nd Block of 5 years from 02.07.2023 to 01.07.2028, after a gap of one year and 3 months.**

Initially, the unit vide letter dated 01.04.2024 had submitted an application for extension of LoP for completion of exit formalities and subsequently they had withdrawn the exit application vide letter dated 09.09.2024.

Regarding the delay of submission of the application, the unit has stated that: -

The unit specializes in whole egg powder processing and started under the leadership of Mr. Surender Nath who served as Managing Director and his expertise and valuable industry contacts. In 2021, Mr. Surender Nath passed away and the loss created uncertainty about whether to continue or to wind up business and hence compounding the challenging situation, their lack of familiarity with the compliance requirements for EOU, led to the inadvertent failure to apply for the renewal of LoP in time.

Performance of the unit (Last five years)

FY	Total Exports (Rs. in lakh)	Total FE outgo (Rs. in lakh)	NFE (Rs. in Crore)
2018-2019	0.00	0.51	(-)0.51
2019-2020	0.42	0.49	(-)0.09
2020-2021	0.00	0.49	(-)0.49
2021-2022	0.00	0.49	(-)0.49
2022-2023	0.00	0.49	(-)0.49
	0.42	2.49	(-) 2.07

During the 1st Block of 5 years, the unit was **NFE negative to the tune of ₹2.07 crore.**

A Show Cause Notice dated 17.12.2024 was issued to the unit under Foreign Trade (Development and Regulation) Act 1992 on the following grounds:

- Late submission of APR for the FY 2020-21, FY 2021-22 and FY 2022-2023 and procedural lapse for effecting exports of Rs.255.78 Lakhs in the lapsed period of LoP as the unit failed to fulfil the terms of Legal Undertaking.
- Negative NFE in the 1st Block of 5 Years period of Rs. 207.07 Lakhs as the unit failed to fulfil the terms and conditions of LoP and Legal Undertaking.

After adjudication a penalty of Rs. 2,30,000/- was imposed and the unit remitted the amount.

The unit has projected exports of Rs.132 crore for the next block of 5 years i.e., from 02.07.2023 to 01.07.2028 with total FE outgo of ₹1.53 crore and NFE of ₹130.47 crore.

DC's Recommendation: DC-CSEZ has recommended that the request of the unit for extension of Letter of Permission (2nd block) for a period of 5 years i.e. from **02.07.2023 to 01.07.2028** may be considered favorably.