



सत्यमेव जयते
Government of India

Government of India
Ministry of Commerce & Industry
Office of the Development Commissioner
Admin Office Building, MEPZ - Special Economic Zone,
National Highway - 45, Tambaram, Chennai - 600 045
Fax: 044 2262 8218, Email Id: dc@mepez.gov.in

File No. RTI/464/2020-2021

<Track on www.indiapost.gov.in>
<Dial 18002666868> <Wear Masks, Stay Safe>

Dated: 11.09.2020

To

Shri. K.S.JAIN,
#27, IAS OFFICERS' COLONY,
16TH MAIN, 5TH B CROSS,
BTM LAYOUT, II ND STAGE,
BANGALORE - 560 076.

Sir,

ET372597966IN IVR:6984372597966
SP MEPZ TAMBARAM SD <600045>
Counter No:1, 14/09/2020, 12:49
To: K S JAIN, IAS OFFICERS COLONY
PIN: 560076, Bannerghatta Road S.O
From: D/O DC MEPZ SEZ, MEPZ SEZ
Wt: 20gms
Amt: 41.30 (Cash) Tax: 6.30

Sub: Information required under RTI Act, 2005 - Reg.

Kindly refer to your RTI application dated 10-08-2020 with the required fee received in this office on 14-08-2020. The information as available in this office records is provided herewith:

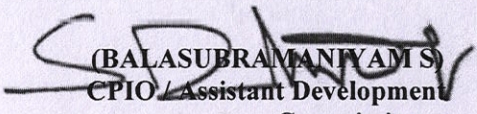
S.NO.	INFORMATION REQUESTED	INFORMATION FURNISHED
1	Action taken report on my letter No.J5/515/2020 dated 09/03/2020.	The copy of the internal notes had been provided to you vide this office's letter 17/06/2020 in reply to your RTI application dated 19/05/2020. Further action could not be taken owing to lockdowns wherein closure of office during the initial phases of lockdown, many officials were not able to reach office because of lack of transport in the further phases of lockdown, closure of office for sanitation and disinfection works at certain intervals, travel restrictions and containment zone issues. A suitable action will be taken in this month and would be informed to you.
2	Information required if:	
a)	As per your record and manual excess DTA sale for Rs 627.17 L was only procedural lapse or otherwise. Without taking MEPZ prior permission, unit was eligible or not for DTA sale for this amount?	In this regard, it is to inform that you had earlier taken permission for DTA sales for FY 2008-09 applied vide your letter No. 15.07.2009 and for FY 2009-10 applied vide your letter No 21.03.2011. By submitting proper application as per procedure prescribed in the policy in the previous occasions and obtained due permission, it evidently concludes that you are well aware of the procedure to be followed for DTA Sales. Therefore, it cannot be taken as a procedural lapse for a later period. It was actually a violation of terms and conditions of LUT/FTP by the Unit, which is liable for penal action under provisions of the FT (D&R) Act.

		Without taking the prior permission from the competent authority, the Unit is not entitled for DTA sale as Para 6.17 of HBP 2009-14 and Para 1(e) of Appendix-6G/ Appendix 14-I-H of HBP. (Conditions of Appendix 14-I-H to be followed are already stipulated in the DTA permission letter dated 08.03.2010 and 01.04.2011 issued by this office).
b)	Information by not taking prior permission has Government lost anything or has EOU got any additional advantage?	It was not about whether Government lost anything or EOU got any undue additional advantage. Under the EOU scheme, conditions stipulated in relevant FTP/HBP are to be followed by the Unit, failing which, it is construed as a violation. There would be penal action for such violations.
c)	Information about procedure for its regularisation may be provided.	There is no such provision provided in the FTP/HBP for regularising such violation of stipulated procedure. However, the Unit can approach the Policy Relaxation Committee of the Director General of Foreign Trade, if it desires so.
3	Xerox copy of internal note sheet generated on and after receipt letter dated 09/03/2020 and till the date of sending the reply.	Photocopy of the page Nos. 140 & 141 of the note sheet of File No. A/2008/015/EOU-TN have already furnished vide this office's letter dated 17.06.2020 with respect to your earlier RTI query.
4.	Information if MEPZ has taken any decision for compensating our EOU who got deprived of 50% DTA sale entitlement because of wrong SCN and O/o of MEPZ.	No provision is available in the FTP/HBP for such cases.

2. If you are not satisfied with the information furnished above, you may prefer an appeal with the 1st Appellate Authority detailed below within 30 days of the date of this letter.

Shri Vikas Pal, IRS,
Deputy Commissioner of Customs,
MEPZ-Special Economic Zone,
N.H. 45, Tambaram, Chennai-600 045.

Yours sincerely,


(BALASUBRAMANYAM S)
CPIO / Assistant Development
Commissioner

DISPATCHED ON
11.09.2020
Despatcher/Menz-Set