

**Minutes of the 38th meeting of the Internal Technical Committee under Amended
Technology Up gradation Fund Scheme (ATUFS) held on 10.03.2022 from 11.30 A.M.**

The 38th meeting of the Internal Technical Committee under Amended Technology Up gradation Fund Scheme (ATUFS) was convened on 10.03.2022 from 11:00AM onwards under the Chairmanship of Shri S. P. Verma, Additional Textile Commissioner in the Conference Hall of the Office of the Textile Commissioner, Mumbai. The list of participants is attached as Annexure-I. The Agenda Points are as follows:¹

Agenda No. 01: Verification and recommendation of proposals for enlistment of Machinery Manufacturers under ATUFS as per Para no. of 3.4 of Revised Resolution of ATUFS dated 02.08.2018 and subsequent order No. 6/5/2015-TUFS dated 06.08.2019.

The list of 22 proposals {Abroad - 06, Indigenous – 14 (09 -Video Conference), Authorized agents –02} received from Textile Machinery Manufacturers/Authorized Agents for enlistment under ATUFS, were scrutinized by the Internal Technical Committee (ITC). Out of the said 22 proposals, 20 proposals (Abroad – 6, Indigenous – 12 {7 – Video Conference} and 2 Authorized Agents) were recommended to the Textile Commissioner for her approval to upload the same on website of the Textile Commissioners Office (Attached herewith as Annexure-II). In case of 2 video conferences, one unit was unable to join and the other unit was not recommended on account of not having benchmarked technology as per ATUFS guidelines.

Agenda Point No. 02: Clarification on the Manufacturer's name

TUFS Cell vide e-mail dated 28.02.2022 forwarded case pertaining to M/s Urja products Pvt. Ltd., Ahmadabad. They purchased High Speed Rapier Loom from M/s Wanli Textile Machinery Co Ltd, China.

The invoice raised by	-	M/s Zhejiang Wanli Limited, China
Machine Name Plate shows	-	M/s Wanli Textile Machinery Co Limited.

In this regard RO-Ahmadabad vide letter No.- 17/21/2172/2019/ATUFS/ROA/379 dated 25.02.2022 forwarded clarification submitted by manufacturer alongwith supporting document (self declaration letter dated 30.06.2021). As such Zhejiang Wanli Limited and Wanli Textile Machinery Co. Ltd. are under the same ownership. M/s Zhejiang Wanli Limited is short form of M/s Wanli Textile Machinery Co Ltd.

However, the manufacturer submitted further declaration vide dated 10.02.2022, where in it is certified by China Council for the Promotion of International Trade, China Chamber of International Commerce that Zhejiang Wanli Limited comprises 100% share and voting rights, however, M/s Wanli Textile Machinery Co Ltd comprises 60.2% share & voting rights with different company registration numbers under the same ownership.

In this connection, TUFS cell vides note no- 12(3026)/JIT/ATUFS/2017/TUFS/138 dated 27.01.2022 inquired on factual position of M/s Zhejiang Wanli Limited, China and M/s Wanli Textile Machinery Co Limited. In reply of above, TMB section informed vide note no-12(7)/ATUFS/Mach/2017/TUFS/Z-

8/7 dated 16.02.2022 informed that M/s Zhejiang Wanli Textile Machinery Co Limited has been enlisted at Sr No-153 of Annexure-III however there is no record available regarding M/s Zhejiang Wanli Limited, China.

Section Note: As per letter dated 30.06.2021, Manufacturer claimed that Zhejiang Wanli Ltd is short form of M/s Wanli Textile Machinery Co Ltd, however, as per declaration submitted on 10.02.2022, it is observed that these are 2 separate entities under same ownership.

Decision Taken:- The committee has gone through the documents submitted by the manufacturer such as self declaration certification of China Council for the International Trade Promotion, China submitted on 30.06.2021 and 10.02.2022 by the manufacturer. The committee opined to call legal documents establishing relationship between the entities. The manufacturer may be called for government documents/audit report/balance sheet for the same to review further.

Agenda Point No. 03: Consideration of date of applicability in regard to S4A/N4A rapier looms.

Representation received with request from the Indian Jute Mills Association vide letter no.- IJMA/25022022/TAMC/K-1(A)/86-D/01 dt. 25.02.2022 for reconsidering the date of applicability from 01.04.2019 in regard to S4A/N4A rapier looms under ATUFS in respect to decision of 23rd TAMC.

Subject: The Indian Jute Mills Association had requested for the inclusion of the newly developed S4A/N4A rapier sacking looms are semicircular / half circular looms instead of the circular looms. The matter was placed in 17th ITC followed by 20th TAMC and 23rd TAMC and decisions are reproduced as follows:

Decision Taken in 17th ITC: The Committee observed that since the matter pertains to inclusion of semi – circular sacking looms for Jute Industry, the recommendation of the Jute Commissioner may be taken for including the newly developed S4A/N4A rapier sacking loom under ATUFS and based on feedback/recommendation of the Jute Commissioner. Matter may be placed before TAMC for decision.

Decision of 20th TAMC: The Committee deliberated and decided to seek the recommendation of the Jute Commissioner for including the newly developed S4AN4A rapier sacking loom under ATUFS.

As per direction of 20th TAMC and vide letter no. T-6111134108-XIII dated 30.04.2021, the Jute Commissioner has recommended for inclusion of Semi-Circular S4AN4A-type looms having weft insertion rate 400 meter per minute under ATUFS (MC 07). The date of applicability of the machine shall be the invoice which has date from 01st April 2021 onwards.

Decision of 23rd TAMC: The Committee ratified inclusion of the Semi-Circular S4A/N4A-type looms having weft insertion rate 400 meter per minute under ATUFS (MC 07). The date of applicability of the machine shall be the invoice which has date from 01st April 2021 onwards.

Since Indian Jute Mills Association (IJMA) commented on 23rd TAMC decision and requested for relaxing the date of applicability from 01.04.2019 instead 01.04.2021 due to applications pending for issuance of UIDs during Nation lockdown. The matter was discussed in 24th TAMC and in this regard 23rd TAMC Minutes has been confirmed except agenda no-04 (Said Agenda).

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Now, IJMA has submitted representation to reconsider the date of applicability as 01.04.2019 instead 01.04.2021 as decided in 23rd TAMC.

Decision Taken: - The committee observed that first e-mail was received on 08.01.2022, hence, in accordance to decision of 5th IMSC held on 22.10.2021 in respect of agenda no-04 (Page-7 of the 5th IMSC Minutes), the date of applicability can be allowed only as 08.01.2021.

Agenda Point No. 04: Consideration of Logo of Navis Tubetex & Navis Global.

RO- Coimbatore had forwarded case of M/s Fashion gate, Tirupur regarding establishment of relation between M/s Tubular Textile Machinery Inc USA, Navis Tubetex and Navis Global (in absence of Manufacturer name in the Name plate whereas Brand name/Logo is available as per the direction of 15th TAMC decision on case-to-case basis)

In this connection, M/s Tubular Textile Machinery, USA has submitted the representation that Navis Tubetex (Brand of Tubular Textile Machinery) has not re-branded anything. They have and always have been *Navis Tubetex* and have more than one brand, i.e. *Navis Global*, which was used and is part of their portfolio.

As such, Manufacturer has two nameplates, Navis Tubetex and Navis Global as mentioned below:

Navis Tubetex: Finishing Machinery for Knit and Woven, Tubular and Open Width. Pads, Dryers, Tubular, Compactors, Open Width Compactors and Stenters for Knits.

Navis Global: Specialty Equipment for Non-Woven, Technical materials and coating including Specialty ovens, Laminating and Coating Equipment, Stenters, and other Special Material Handling Equipments.

In respect to the case for M/s Fashion Gate, Tirupur where two machines were found with Navis Tubetex logo and one machine with Navis Global Logo. In this regard, Manufacturer has declared that the Navis Global Logo is mistakenly affixed in said the machine.

Section Note: As per submitted documents, it has been noticed that brand logo indicated in the machine name plate and website were found to be same.

Decision Taken: - The committee reviewed the documents and declaration provided by the manufacturer and observed that Navis Tubetex logo is found and matching with its all documents and website. Hence, the Committee is of opinion that the Navis Tubtex Logo may be considered subject to fulfills the other conditions as per eligibility condition of the guidelines. In addition, since Navis Global logo is nowhere available in documents except self-declaration, the committee decided not to consider the same as affixing of wrong machine plate is not possible if dispatched from original manufacturer that too from USA.

Agenda Point No. 05: Consideration of Logo of M/s. Pegasus Sewing Machine Pte Ltd, Singapore.

RO Kolkata vide letter no. 17(481)/21/ATUFS/RO/180-181 dtd 25.02.2022, 17(435)/19/ATUFS/RO-KOL/201 dtd 04.03.2022 forwarded JIT case of M/s Lux Industries Ltd and vide letter no. 17(458)/20/ATUFS/RO-KOL/202 dtd 04.03.2022 for M/s Ebell Fashion Pvt. Ltd. In this connection, units have purchased power operated flat lock/over lock machine from Pegasus Sewing Machine Pte Ltd Singapore. The commercial invoice contains the name of manufacturer however machine plate contains logo i.e. Pegasus only. As such, the manufacturer has submitted trademark certificate issued by Registrar of Trade mark, Bombay dated 30.04.1982 followed by renewal certificate issued by Registrar of Trade Marks, Kolkata dated 03.03.2020. RO- Kolkata requested committee to review the case as per 15th TAMC decision.

Section Note: The logo in name plate, trademark certificate and website are found to be same.

Decision Taken: - The Committee gone through the documents submitted by the unit and observed that, the trademark logo is available in machine plate. However, the system generated invoice having stamped logo duly signed. Hence, the committee recommended the case to TAMC.

Agenda Point No. 06: Consideration of Logo of M/s. United Texmac Pte. Ltd., Singapore.

R.O. Kolkata has vide letter dtd. 04/03/2022 informed that the circular knitting machine supplied to M/s. Rupa & Co. ltd from M/s. United Texmac Pte. Ltd., Singapore is having the logo of the machinery manufacturers only on the name plate. The logo available in invoice copy and machine name plate is also not matching.

The similar case was represented in 37th ITC and decision (under approval process) is reproduced below:

Decision Taken in 37th ITC: The committee opined that unit may be asked clarification for difference in LOGO affixed on machinery and invoices. The unit may also be asked to submit logo registration certificate/ trademark certificate and branding practice with legal documents.

Now the manufacturer submitted vide e-mail dated 25.02.2022 the clarification for Logo affixed on the machinery alongwith Trade Mark Registration certificate obtained from Singapore and India. Accordingly, the decision may be taken for consideration of logo on the machine.

Section Note: While scrutiny of documents it has been noticed:

There are 3 different Logo for the manufacturer

- Logo in Machine name plate and Trademark certificate from registrar of trademark, Mumbai issued dated 12.09.2020 is found to be same.
- The logo of certificate issued by registrar of trademarks; Singapore dated 05.11.2019 is different.
- The logo available in invoice & letter head and website is found different from the above two logo.

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Decision Taken: - The Committee gone through the documents submitted by the unit and noted that Machine plate logo is same as per trademark certificate issued by Registrar of Trademark Mumbai, however invoice logo is different from trademark certificate issued by Registrar of Trademark Singapore and Mumbai. Hence, clarification may be called from unit on logo printed on Invoice copy alongwith proper legal documents.

Agenda Point No. 07: Consideration of GST invoice raised by Indian Authorized Agent for imported machine.

RO Kolkata vide letter 17(488)/21/ATUFS/RO-KOL/171 dated 23.02.2022 forwarded case of JIT report of M/s. Lux Industries Ltd.

The unit purchased Brother Brand machines through M/s. Sara International Pvt. Ltd. As per JIT report indigenous tax invoices provided for the imported machines by the beneficiary unit. Copies of tax invoice and machine plate is enclosed. The date of term loan sanctioned is 02.04.2020.

As per decision of 22nd TAMC the RO Kolkata requested to place the matter for decision to process claims

Decision taken in the 22nd TAMC meeting under agenda point no.11. The committee has noted the above observation and recommended to place it before the sub-committee for decision on the claim after due verification of period of term loan sanction (RRTUFS/ATUFS) mode of purchase (Direct/Subsidiary Co/ High Sea Sale/Authorized Agent) etc. as per the GR of ATUFS

The similar case was represented in 37th ITC

Decision on 37th ITC: The matter is placed in 25th TAMC for discussion; hence the committee advices to await the decision of 25th TAMC dated 22.02.2022.

Decision on 25th TAMC: The Committee has decided that the matter needs further deliberations at length. Despite same GST the practice seems to be different in regions in India, hence deferred.

Decision Taken: - As per 25th TAMC decision, the matter is deferred for detailed deliberation. The Committee opined that TUFS section may take further action as per subsequent decision of TAMC in the matter under reference.

Agenda Point No. 8:

In the 25th ITC meeting a representation received from M/s. Gujtex Engineering Company, a manufacturer of PLC Based Husk / Oil / Gas Fired Boiler with Automatic Control on combustion Efficiency was discussed and a decision was taken that "As from the documents submitted by M/s. Gujtex Engineering Company, the Boiler manufactured by them was concluded without PLC control, O2 Monitoring Equipments, Electrostatic precipitator and Micro dust collector. Hence, the committee did not consider their request to enlist as they were not manufacturing benchmarked technology machinery as specified in ATUFS."

In their representation, the unit has also alleged that some of their competitors manufacturing the same products are already enlisted under ATUFS. As such the Textile Commissioner has directed the ITC to review the enlistment of the following 5 manufacturers of similar machinery, enlisted prior to the formation of Internal Technical Committee, to ensure that they are manufacturing benchmarked technology machinery as specified in ATUFS.

1. M/s. Heatex Industries Limited, Surat
2. M/s. Thermax Limited, Pune
3. M/s. Cheema Boiler Ltd., Mumbai
4. M/s. Misra Boiler Pvt. Ltd., Ludhiana
5. M/s. Maxima Boilers Pvt. Ltd., Mumbai

Decision Taken in 26th ITC: The Committee scrutinized the technical literature and other documents submitted by the above manufacturers for getting them enlisted under ATUFS. Ongoing through the documents, it was observed that M/s. Thermax Limited, Pune has not submitted the technical literature for the boiler manufactured by them. Accordingly, the committee requested that the same may be called for from the unit. The technical literatures of the other four units were scrutinized and it was observed by the committee that as per the literature available on records related to remaining four manufacturers was not found in conformity of the specification for boiler as specified in ATUFS.

In view of the above, the committee decided to call the details from these 4 (four) units namely M/s. Heatex Industries Limited, Surat, M/s. Cheema Boiler Ltd., Mumbai, M/s. Mishra Boiler Pvt. Ltd., Ludhiana and M/s. Maxima Boilers Pvt. Ltd., Mumbai in respect of boilers being supplied by them and explanation whether boiler being manufactured by them, are qualifying all specification as prescribed under ATUFS. The committee also directed to call for technical literature from M/s. Thermax Ltd., Pune and details of the subsidy claims submitted to this office in respect of the boilers manufactured by these five manufacturers may be obtained from ATUFS Cell. The said details obtained from ATUFS Cell are attached herewith as Annexure-III.

In consequent of above, this office has requested the details from the units vide email dated 17.11.2021 and subsequent reminders. The respective units have submitted clarification as follows:

1) - M/s Misra Boilers:

- Self-Declaration
- Certificate issued by Boiler Department Govt. of Punjab
- Commercial Documents (GST/VAT Copies, MSME Udyog Adhar, Pan No)
- ISO 14001:2015 & ISO 45001:2018
- Chamber of Industry & Commerce Undertaking
- Client List
- Product Catalogue

2) - M/s Maxima Boilers Pvt Ltd

- Self-Declaration with product details
- Copy of product catalogue (As per previous submitted during enlistment)



3) - M/s. Heatex Industries Limited:

- Self-Declaration on product specification with Client details

4) - M/s. Thermax Limited, Pune:

- Product catalogue with subject of inclusion of Gujarat Based Manufacturing unit under ATUFS

5) - M/s. Cheema Boiler Ltd., Mumbai:

- Self-declaration with product specification

Section Note- This office has requested to submit Product catalogue (new) vide e-mail dated 02.03.2022

Decision Taken: -The Committee gone through the documents and recommended that M/s. Gujtex Engineering Company may also be enlisted as one of Machine Manufacturer. It is also opined by the ITC that JIT has to certify the machine specification as per ATUFS guidelines to process the subsidy claims.

Additional Agenda -01:

M/s Macpi Group HK vide letter dated 25.11.2021 requested for enlistment as Authorized agent for below manufacturing companies:

- Macpi spa Pressing Division- Italy (Enlisted at Sr No-398 Annexure-III)
- M/s Fimas srl- Italy
- M/s Shanghai Manfield Garment Machinery Co. Ltd- China

In this regard unit has submitted company registration certificate alongwith dealership certificates from all above 3 manufacturers.

Based on documents scrutiny and observations, this office requested vide e-mail dated 16.12.2021 to submit MOU if unit is authorized agent of above manufacturers (as such no commission mentioned in dealership certificate) or if unit is subsidiary entity, to submit Annual report and proof of legal documents establishing the relationship among companies.

In lieu of above M/s Macpi Group HK submitted Annual return where Macpi group (HK) is subsidiary of M/s Macpi S.R.L., Italy- Parent holding company.

In this regard, this office vide e-mail dated 18.02.2022 requested to clarify relation among Macpi S.R.L. Italy, Macpi spa Pressing division and Macpi Group (HK). The unit has vide letter dated 22.02.2022 through their Indian agent Macpi Trading Inida Pvt Ltd submitted declaration issued by their legal advisor. As per declaration,

- Macpi srl is holding company
- Macpi SPA pressing division is manufacturing Company
- Macpi Group (HK) is sales subsidiary company

Decision Taken: - The Committee gone through the submitted documents and directed to call legal documents such as Annual report / Audit report which comprises relationship between all 3 entities.

Additional Agenda – 02:

R.O. Navi Mumbai have vide letter no 12(3250)/JIT/ATUFS/2018/TUFS/48 dt. 09.03.2022 informed that during the JIT of M/s. Shrijee Lifestyle Pvt. Ltd.

The matter was placed in 35th ITC meeting that during JIT, it was observed that the machine serial number is not engraved / punched in the machine plate and it is a label. However, the unit has submitted a certificate from the machine manufacturer i.e. M/s. Konica Minolta INC confirming that the name plates showing the model number of machine is properly affixed on the machine board. They have also mentioned that the body cover of the machine is very sleek; hence it is the general practice to affix a separate name plate showing the model number of the machine instead of engraving the same on it.

Decision taken in 35th ITC: After due deliberation in the matter the committee decided to ask for clarification from the unit as to whether the machine number is located in any other part of the machine and whether the machine can be identified if any other way apart from the label mentioning the machine serial number.

As per decision, this office asked unit for clarification vide e-mail dated 07.03.2022. In lieu of above manufacturer has submitted clarification vide e-mail dated 09.03.2022 alongwith screenshot of PC that the machine Sr no & model can be seen in the PC supplied with machine.

Decision taken: The committee reviewed the case and opined that deviation from name plate guidelines as per ATUFS GR does not fall under purview of ITC. It is a policy decision hence ATUFS section may process the case as per extant of ATUFS guidelines.

Additional Agenda 03:

M/s. Meera Industries Ltd., Gujarat has vide letter dt. 9/12/2021 requested to modify the description of the machine allowed under MC-3 B (3) for 'Technical Textiles' as 'Cable Corder for various industrial use and Model: Carpet Cabler / Carpet Twister direct cabling machine for carpet yarn'. Accordingly, they have submitted the Technical Literature and Brochure of Machine.

Decision Taken in 33rd ITC: The Committee noted that under MC-3 B (3) Cable Corder is made eligible for preparation of yarn to be used for Tyre cord fabric or parachute whereas M/s Meera Industries Ltd, Gujarat has requested for allowing carpet cabler / carpet twister which is more or less like a TFO machine. The TFO machines are already made eligible under MC-01 B 5 in same category wherein their machine will also fall. We may add the description of the machine at under MC-01 B 5 as cable corder for carpets having minimum speed of 8000 rpm.

Decision taken in 25th TAMC: The committee has decided to revisit the decision of 33d ITC as the technology is already recommended by 3rd ITC (Agenda No. 03) and subsequently added based on 15th TAMC Decision (Additional Agenda No. 10).

Decision taken: The committee reviewed the case and clarified that decision taken in 3rd ITC and 33rd ITC are altogether different. Hence, again recommended to TAMC as was recommended by the 33rd ITC.

Additional Agenda-04:

With reference to instruction of competent authority to review the case of M/s Epson India Pvt. Ltd, Bangalore:

M/s. Epson India Pvt. Ltd., Bangalore has vide letter dt. 2/12/21 requested this office to enlist approximately 16 warehouses all over India. M/s. Epson India Pvt. Ltd., Bangalore is enlisted as an authorized agent of M/s. Seiko Epson Corporation Limited, Japan. However, the Digital Textile Printer sold by them is being invoiced from their registered warehouses all over India and their customers are not able to claim ATUFS subsidy as their warehouses are not enlisted under ATUFS. As such they have requested to enlist their 16 warehouses situated all over India so that their clients can avail of ATUFS subsidy.

Decision Taken in 33rd ITC: Matter deferred to next Meeting.

A VC was conducted with the Textile commissioner alongwith Shri SP Verma (A.Tx.C), Shri V.K. Kohli (JTxC) and Shri Ashok Das (Company Secretary- M/s Epson India) on dated 14.01.2022, wherein unit was asked to submit invoice copies raised by different warehouses to review and understand the process & to arrive a conclusion to mitigate the issue.

Unit has submitted documents vide e-mail dated 16.02.2022 raised from Tamil Nadu and New Delhi offices.

Decision taken in 37th ITC: The committee opined that M/s Epson India Pvt Ltd, Bangalore is raising invoices from warehouses located at various locations in different states to mitigate GST compliance. As resolving the taxation issues is not falling purview of this office hence, request of M/s. Epson India to enlist their 16 warehouses at various locations is not considered.

As per instructions of the Chair, the 37th ITC decision is needs to be reviewed. Hence the matter is once again placed before the Committee for necessary discussion.

Decision taken: The Committee reviewed the case and opined to call their representative to give the presentation during forthcoming ITC meeting in regard to their request for enlisting their warehouse also and why they need it when other similarly placed manufacturer have not submitted this kind of request. The shipping documents also to be called from the unit to review the same.

Additional Agenda-05: Inclusion of Pad Printing Machine under ATUFS.

M/s. Arka International has applied for enlistment of their manufacturing company M/s. Inkcups, USA under ATUFS. The machinery manufacturer has claimed the manufacturing of the machine listed at MC-2-40. However, the machinery description as per undertaking is "PLC controlled fully automatic Pad Printing machine with pneumatic blanket control" whereas as per this office GR the description is "PLC controlled fully automatic flatbed printing machine with pneumatic blanket control". The unit has further informed that the Pad Printing machine is an alternative system for heat transfer label printing for Textiles / Garment Manufacture. The case is placed before ITC to decide on the eligibility of the said

machines under ATUFS. The matter was placed in the 23rd ITC meeting held on 29.07.2021 and the decision taken therein is reproduced below:

Decision Taken in the 23rd ITC meeting: The Committee opined that Computerised Label Printing Machine is already covered under ATUFS at MC-4-48, hence manufacturer may be asked to confirm the same and if agreed, then revised undertaking may be submitted by them for considering of their request for enlistment under ATUFS.

Accordingly, this office had vide email dt. 10/08/2021 requested the unit to confirm whether their machine is Computer PLC controlled. The unit have vide email dt. 11/08/2021 confirmed that their machine is a pneumatic label printing machine with control panel board and there is no computer inside the machine. As such the following decision was taken in the 24th ITC held on 12.08.2021.

Decision Taken in the 24th ITC meeting: As the machinery manufacturer has not submitted proper clarification and undertaking, hence in absence of proper documents, committee has asked that after submission of proper documents, the case to be placed before the committee for consideration.

Now M/s. Arka International has vide letter dt. 18/11/2021 once again requested to include their pad printing machine under ATUFS.

Decision Taken in 32nd ITC: The committee has authorized Jt.Tx.C. (Shri V.K.Kohli) to contact the supplier and explain to him the requirement of this office for getting their pad printing machine enlisted under ATUFS.

M/s. Arka International has informed that their machine is a pneumatic label printing machine with control panel board and there is no compute inside the machine. As such, they requested to include PLC controlled Fully Automatic Pad Printing Machine as eligible machinery under ATUFS.

Decision taken: The Committee reviewed the matter, as the machinery manufacturer has not submitted proper clarification, hence in absence of proper documents, Committee is not agreed to allow the machine-like PLC controlled Fully Automatic Pad Printing Machine as eligible machinery under ATUFS. The unit shall be called for clarification on technology for further discussion in ITC.

Additional Agenda No-06:

As per direction of competent authority, Case of M/s Global Impex, M/s Itochu and M/s Toyota is represented.

The matter was discussed in 23rd TAMC meeting held on 30.08.2021 vide Agenda No. 26(d) and it was decided to refer the case to TMB section to align the specific enlistment of the manufacturer viz. **Toyota, Itochu and Global Impex Limited.**

Subsequently TMB section has placed the matter in front of 28th ITC meeting held on 12.10.2021 vide Agenda No. 9 (2).

Decision Taken in 28th ITC meeting: The Committee is of the opinion that the Invoice raised between the sub-agent and the beneficiary unit may be called, and establish the proper Channel of sale.

As per ITC Decision, ATUFS section of Head Office units has been asked to submit particular invoice copies which are mentioned in Certificate of Origin (COO)

RO Mumbai vide letter ref no- 3(658)/2020/ATUFS/ ROM/Policy/Vol.V/2017 dated 25.01.2022 and Email received from ATUFS regarding JIT Report in respect M/s. Dhvani Exim, Surat TUFS ref. No. ATUFS/2016-17/284 of RO- Ahmadabad.

Reply for case details presented by RO Navi Mumbai:

The RO has forwarded reply from the authorized agent M/s. Itochu SysTech Corporation, Japan with declaration. As per declaration by the machine manufacturer i.e M/s Toyota Industries Corporation Japan and his authorized agent i.e M/s Itochu SysTech Corporation, Japan that the Invoice No. mentioned in the Certificate of Origin (COO) have been issued by the authorized agent i.e M/s Itochu SysTech Corporation, Japan and the machines are supplied to the beneficiaries through their marketing channel M/s Global Impex Limited.

Further it is also informed by the authorized agent i.e M/s Itochu SysTech Corporation; Japan that as the machines are not supplied to the beneficiary units directly, therefore, it is against their business policies and trade secrets to provide the copy of the said invoices.

Reply for case details presented by RO Ahmedabad:

Similarly, the RO received reply from the M/s Global Impex Limited, and accordingly the machines are not directly supplied to beneficiary units by M/s Itochu therefore it is against their business policies and trade secrets to provide the copy of said invoices.

Further they informed that the invoice no. mentioned in COO is invoice no raised by M/s. Itochu SysTech Corporation, Japan to M/s Global Impex Limited. Also, they mentioned 3 % commission between them.

Section Note: As per available MOU in this office records, there is no commission percentage mentioned between M/s. Itochu SysTech Corporation, Japan to M/s Global Impex Limited, however as per declaration letter shared by RO- Ahmadabad- 3% commission is mentioned.

Decision taken in 37th ITC: The committee opined that Authorized agent i.e. M/s Itochu may be asked to submit invoices or justification alongwith copy of legal binding for non-submission of invoices. Additionally, a clarification may be asked from M/s Itochu on difference in commission mentioned in the original MOU, wherein no commission is indicated for selling machines through their sub-agent viz. M/s. Global Impex, whereas their sub-agent M/s Global Impex has now stated that they are getting 3% commission, which is contradictory to MOU submitted by them.

As per decision, this office vide e-mail dated 07.03.2022 requested to RO Navi Mumbai for necessary action in regards to collect the clarification on both the points. The reply from unit is awaited.

Decision taken: Since, the reply from the M/s. Itochu SysTech Corporation, Japan is still awaited, hence, the Committee is in the opinion that the matter maybe deferred until the receipt of reply from the M/s. Itochu.

Additional Agenda No-07: Consideration of Brand Logo of Panter.

The manufacturer M/s PTMT SRL Italy is enlisted however, in invoice its brand name is available i.e. Panter. Machine name plate is also comprising brand logo only instead manufacturer name.

Earlier, the case was represented in 10th ITC and 19th TAMC:

Decision in 10th ITC: Detailed note to be provided by machine manufacturers for their branding exercise marketing practices, are not submitted, even their Brand name and logo are not mentioned in Commercial Invoices. Hence ITC has not considered the proposal.

Decision in 19th TAMC: The committee accepted the decision of ITC.

In this connection, M/s. Anirudh Texchem Pvt. Ltd. As a beneficiary unit has submitted self-declaration letter from the manufacturer instead of branding exercise and marketing practice vide e-mail dated 10.03.2022.

Decision taken: The Committee decided to call the branding exercise and marketing practices along with the authentic logo from the manufacturer. In addition, TUFS Cell is directed to share the copy of invoices of M/s. Anirudh Texchem Pvt. Ltd. available in their records.

*** The meeting ended with thanks to the chair***

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List of Machine Manufacturers placed before 38th Internal Technical Committee

Sl. No.	File no.	Name of the unit	Indigenous	BUSINESS LICENCE			Undertaking	Valid I.S.O	Sales figure	Eligible Textile Machine covered under which annexure of ATUFS	ISO Verification	Remark	Technical Committee Decision
				Certificate of incorporation	Udyog Aadhar	Ack from DIC							
1	V-26	M/s. V.R.K. Engineering 11/56A, Kuthampalayam Pirivu, Vettuk Attuvalasu Engur PO Perundurai TK, Erode, Tamil Nadu -638052	Indigenous	-	Udyam Certificate	-	Yes	Yes	Yes	MC-2-9	Verified	All documents are in line. Hence, it may be considered	Recommended
2	S-236	M/s. Sri Vallabai Engineering SF.366/1B, Seelampatti, Karumandisellipalayam Post Perundurai, Erode- 638 052, Tamil Nadu	Indigenous	-	Udyam Certificate	-	Yes	Yes	Yes	MC-2-9	Verified	All documents are in line. Hence, it may be considered	Recommended
3	T-66	M/s. Technotex Engineering Plot No.99, Tirthbhoomi Ind. Park, Gatrad To Bakrol Road, Ahmedabad-382 430 Gujarat	Indigenous	-	Udyam Certificate	-	Yes	Yes	Yes	MC-2-40	Verified	As per 27th ITC decided call for Invoices of machinery sold during last three years alongwith client list for client verification	Recommended
4	R-5	M/s. Raj Industries. Plot No.6316, Road No. 62, GIDCSachin, Dist. Surat -394 230. Gujarat.	Indigenous	-	Yes	-	Yes	Yes	Yes	MC-2-42,MC-2-41,MC-2-53,MC-2-5,MC-2-39,MC-2-24,MC-2-22,MC-2-8	Verified	As per 26th ITC decided to obtain client feedback of machine and performance. Accordingly, clients are submitted their feedback as good Hence, ITC may take a view on consideration	Recommended only for MC-2-42 (PLC Based Rapid Jet Dyeing Machine)

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5	S-202	M/s Smart Roll Industries Block No. 25/13/14 Paiki Plot No. 13, Moje Vareli, Kadodara, Tal. Palsana, Surat-394327, Gujarat.	Indigenous	-	Yes	-	Yes	Yes	Yes	Yes	MC-2-63	Verified	As per 12th ITC decision, it was not Recommended as unit is not manufacturing benchmarked m/cs., only manufacturing the rollers and not to PLC based clalendering machine. Since, the unit was once again requested and come directly for given presentaion in front of the all ITC members during the 27th ITC Meeting. Matter was deferred. Now, unit again requested. ITC may take aview on consideration.	Recommended
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List of Video Conference of Machine Manufacturers placed before 38th Internal Technical Committee													
Sr. No.	File no.	Name of the unit	Indigenous	Certificate of incorporation	Udyog Aadhar	Ack from DIC	Undertaking	Valid I.S.O	Sales figure	Eligible Textile Machine covered under which annexure of ATUFS	ISO Verification	In which ITC referred to call for Representation	Technical Committee Decision
1	K-57	M/s. Kim Textile Machinery Plot No. C1 Block No.116, AT Mota Borasara Nr. Darbar Nagar, Kim, Surat, Gujarat -394 110	Indigenous	—	Udyam Certificate	—	Yes	Yes	Yes	MC-1-b-7, MC-1-b-5, MC-2-2	Verified	As per 37th ITC decided that ,the unit has not responded to the video link. Hence deffered for next meeting.	Recommended (only for MC-2-2)
2	S-234	M/s. Shree Krishna Industries Matrix Plaza, Near Hathijan Circle, Phase-4, GIDC Vatva, Ahmedabad-382 445, Gujarat	Indigenous	—	Udyam Certificate	—	Yes	Yes	Yes	MC-3-h-14	Verified	As per 37th ITC decided that ,the unit has not responded to the video link. Hence deffered for next meeting.	Recommended

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List of New Start-up (VC) Machine Manufacturers placed before 38th Internal Technical Committee													
Sl. No.	File no.	Name of the unit	Indigenous	BUSINESS LICENCE			Undertaking	Valid I.S.O	Sales figure	Eligible Textile Machine covered under which annexure of ATUFS	ISO Verification	Remark	Technical Committee Decision
				Certificate of incorporation	Udyog Aadhar	Ack from DIC							
1	E-11	M/s. Eagle Engineering 70, Mahatma Industrial Estate, Kapodara, Surat-395006, Gujarat	Indigenous	—	Udyam Certificate	—	Yes	Yes	Yes	MC-1-B-5	Verified	All documents are in line. Hence, it may be considered	Recommended
2	P-72	M/s. Parama Texmach Pvt Ltd L2117, Sachin, GIDC, Surat, Gujarat-394230	Indigenous	—	Udyam Certificate	—	Yes	Yes	Yes	MC-2-7, MC-2-24, MC-2-41, MC-2-42, MC-2-56, MC-2-75	Verified	All documents are in line. Hence, it may be considered	Recommended
3	T-72	M/s. Textsingh Manufacturing Co. Plot No.7, Swagar Industrial Park, Opp. Water Tank, Near Bhavda Patiya, Kuha Village, Ahmedabad-382 433 Gujarat	Indigenous	—	Udyam Certificate	—	Yes	Yes	Yes	MC-2-59, MC-2-11	Verified	All documents are in line. Hence, it may be considered	The unit has not responded to the video link. Hence deferred for next meeting.
4	F-54	M/s. Fahi-Q-Innovation SF.55/2, School Street Kovil, Thottam, Chinnavedampaty, Tamil Nadu-641049	Indigenous	—	Udyog Aadhar	—	Yes	Yes	Yes	MC-4-C-113	Verified	All documents are in line. Hence, it may be considered	Recommended

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5	U-17	M/s. Unitrade Weaving Engineering Private Limited Road No.37 Plot No.3717/A, GIDC, Sachin-394230, Surat, Gujarat	Indigenous	-	Udyam Certificate	-	Yes	Yes	Yes	MC-1-A-1, MC-1-A-7	Verified	All documents are in line. Hence, it may be considered	Recommended (only for Electronic Jacquard MC-1-A-7)
6	P-70	M/s. Pramukh Tex Pro Plot No.1-7, Shop no.G35-36, Om Industrial Estate Vibhag-III, Surat, Gujarat-394325	Indigenous	-	Udyam Certificate	-	Yes	Yes	Yes	MC-1-B-5, MC-1-B-13	Verified	All documents are in line. Hence, it may be considered	Machine manufactured are not found as per benchmark technology, hence not recommended
7	A-138	M/s. Aalidhra Industries Private Limited Block No.212, Plot No.B-2, N.H.8, Astgam, Khadsupa, Navsari-396 433 Gujarat	Indigenous	-	Udyam Certificate	-	Yes	Yes	Yes	MC-1-B-7, MC-2-2	Verified	All documents are in line. Hence, it may be considered	Recommended

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List of Machine Manufacturers placed before 38th Internal Technical Committee

Sl. no.	File no.	Name of the unit	Abroad	Embassy Certificate	BUSINESS LICENCE	Undertaking	Valid I.S.O/C E self declaration	Sales figure	Eligible Textile Machine covered under which annexure of ATUFS	ISO Verification	Whether as per direction of 18th TAMC, i.e., Embassy Certificate was routed through MoFA of concern country?		Remark	Technical Committee Decision
1	C-3	M/s. Changshu Zhentai Nonwoven Machinery Co., Ltd. China	Abroad	Yes	Yes	Yes	Yes	Yes	MC-3- G-1-vi	Verified	Yes.	Ministry of External Affairs, Republic of China has certified the Business Licence of the applicant machine manufacturer, which is seen by Consulate General of India, Shanghai. The 18th TAMC has decided to consider such documents..	As per 19th ITC decision, deferred all such Chinese units for English translation of the Business Licence. After appointment of Translator, it was translated and found in order.	Recommended
2	M-67	M/s. Mahlo GmbH & Co. KG, Germany	Abroad	Yes	Yes	Yes	CE	Yes	MC-2-87	CE	Yes	Consulate General of India, Munich has attested the certificate stating that the applicant doing the business of machine manufacture and mechanical, electrical and electronic instruments, control units and auto controllers.	All documents are in line. Hence, it may be considered	Recommended
3	J-31	M/s. Jeanologia S.L., Spain	Abroad	Yes	Yes	Yes	CE	Yes	MC-2-60, MC-2-85	CE	Yes	The Embassy of India, Madrid (Spain) has issued the certificate as applicant unit as a textile machinery manufacturer. The 18th TAMC has decided to consider such documents. Hence the ITC may consider as eligible.	Unit already enlisted at Sr.No.452 Annexure-III, and applied for inclusion of additional machinery. All documents are in line may be considered	Recommended, subject to submission of sales figure as per undertaking for additional machinery from unit

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1	P-59	M/s. Poong Kwang Machine Co, Ltd., Korea	Abroad	Yes	Yes	Yes	Yes	Yes	MC-2-15	Verified	Yes	Ministry of External Affairs, Republic of Korea has certified that the applicant as a textile machine manufacturer, which is seen by Consular officer Embassy of India (Seoul). The 18th TAMC has decided to consider such documents.	Unit already enlisted at Sr.No.495 Annexure-III, and applied for inclusion of additional machinery. All documents are in line may be considered	Recommended, subject to submission of sales figure as per undertaking for additional machinery from unit
5	E-34	Manufacturing Unit: M/s. Effe Endustri Otomasyon A.S., Istanbul Turkey Sales Office: M/s. Effe Makina Endustri Ticaret Anonim Sirketi, Istanbul, Turkey.	Abroad	Yes	Yes	Yes	CE	Yes	MC-02-59	CE	Yes	Turkish Consulate General in Mumbai has certified that the applicant is a textile machinery manufacturer. ITC may take a view on consideration.	As 30th ITC decided to Get Clarification from Indian Embassy in Istanbul regarding whether the unit is a Textile Machinery Manufacturer and M/s. Effe Makina is the sales office of the manufacturer. However, Turkish Consulate General in Mumbai submitted clarification and certified both are genuine. Hence, ITC may take a view on consideration.	Recommended
6	A-5	Parent Unit: M/s. Atlas Copco AB, Sweden Subsidiary Manufacturing Units: 1. M/s. Atlas Copco (Wuxi) Compressor Co., Ltd. China. 2. M/s. Atlas Copco Airpower N.V. Belgium	Abroad	Yes	Yes	Yes	Yes	Yes	MC-1-A-8	Verified	Yes	As per direction of 14th TAMC, for inclusion of subsidiary units, Parent manufacturer have submitted self declaration letter along with Annual Report 2020. ITC may take a view on consideration.	Parent unit is enlisted at Sr.No.02 Annexure-IV, Now, application is received for enlistment of subsidiary units.	Recommended

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List Agents for Machine Manufacturers placed before 38th Internal Technical Committee

Sl no.	File no.	Name of the authorized agent and its Parent machine manufacturer	Indigenous/ Abroad	MoU for Subsidiary unit /Authorised Agent with % of commission	Remark	Technical Committee Decision
1	N-27	M/s. Fitting Pipe Welding Machinery Co., Ltd. China (Auth. Agent of M/s. Ningbo Cixing Co., Ltd. China)	Abroad	Yes 1%	Parent unit enlisted at Sr.No.379 Annex-III	Recommended
2	Q-3	M/s. Mcalliance Co. Limited, Hong Kong (Auth. Agent of M/s. Qingdao Jinsanyang Textile Machinery Technology Co, Ltd., China)	Abroad	Yes 10% To 12%	Parent unit enlisted at Sr.No.48 Annex-III. (It is proposed for maximum 12% commission)	Recommended for 12% commission

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