

अण्डमान तथा
Andaman And



निकोबार राजपत्र
Nicobar Gazette

असाधारण

EXTRAORDINARY

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ANDAMAN AND NICOBAR ADMINISTRATION
DIRECTORATE OF INDUSTRIES
Port Blair

NOTIFICATION

Port Blair dated the 18th June, 2009

No. 83/2009/F.No. 2-93/PL/IND/2007-08. – The Andaman and Nicobar Administration has been pleased to announce a New Scheme/Programme, approved by the Ministry of Micro, Small & Medium Enterprises, Govt. of India, New Delhi, vide letter No. 17/(8)/2008-SSI(P-II) dated 13th February, 2009 for the Grant of 50% Subsidy for procurement of Pollution Control Equipments, Captive Power Generation Sets, Solar Power, Wind Power, Bio Mass & Hydro Power for Micro & Small Enterprises in Andaman & Nicobar Islands. Under this programme 50% Subsidy for procurement of Pollution Control Equipments or 50% Subsidy for procurement of Captive Power Generation Sets or Solar Power or Wind Power or Bio Mass or Hydro Power by any Micro & Small Enterprises set up in Andaman & Nicobar Islands.

1. Name & Title of the Scheme :

This programme may be called "50% Subsidy for procurement of Pollution Control Equipments or Captive Power Generation Sets or Solar Power or Wind Power or Bio Mass or Hydro Power for Micro & Small Enterprises set up in Andaman & Nicobar Islands."

2. Commencement & Duration :

The Scheme/Programme will be implemented during Eleventh Five Year Plan period 2007-2012. The Scheme/Programme shall come in to effect from 1st April, 2007 and shall remain in operation up to 31st March, 2012. The Scheme /Programme shall be available to all such Micro & Small Enterprises which have commenced its commercial production/ activity on or after 1st April, 2007.

3. Definitions :

- i. "Maximum Limit of Subsidy" means maximum limit of subsidy reimbursable under the programme 50% Subsidy for procurement of Pollution Control Equipments or Captive Power Generation Sets or Solar Power or Wind Power or Bio Mass or Hydro Power for Micro & Small Enterprises in Andaman & Nicobar Islands is of Rs 7.50 Lakhs.
- ii. "Pollution Control Equipments" means the equipments required for effective control of the pollution in water, air and sound as certified by Pollution Control Board, Andaman & Nicobar Islands.

- iii. "Captive Power Generation Set" means the power generating sets running in kerosene or petrol or HSD or Gasoline and which is required for meet the power requirement of the enterprise. The power generating set of capacity of 15 K.W. or more shall have to be certified by Electrical Inspector or authorized officials of Electricity Department, A&N Administration.
- iv. "Solar Power" means the power generated by harnessing the sun light using State of Art Technology for meeting the power requirement of enterprise.
- v. "Wind Power" means the power generated by harnessing the wind power using State of Art Technology for meeting the power requirement of enterprise.
- vi. "Biomass" as a renewable energy source, refers to living and recently dead biological material that can be used as fuel or for industrial production to generate electricity.
- vii. "Hydro Power" means the power generated by harnessing the Hydro Power using State of Art Technology for meeting the power requirement of enterprise.
- viii. "Enterprises" means an Industrial undertaking or business concerned or any other establishment by whatever name called engaged in manufacture or production of goods in any manner pertaining to industry specified in the first schedule to the Industries (Department and Regulation) Act 1951 (65 of 1951) or engaged in providing or rendering of any service or services.
- ix. "Micro Enterprises" means an enterprise classified as such under sub clause (i) of clause (a) or sub clause (i) of Clause (b) of sub section (i) of section of MSMED Act 2006.
- x. "Small Enterprises" means an enterprises classified as such under sub clause (ii) of clause (a) or sub clause (ii) of clause (b) of sub section (i) of section of MSMED Act 2006.
- xi. "Pre-Registration" means the registration obtained by an Industrial unit/Enterprise for availing subsidy under the programme.
- xii. "Implementing Agency" means Directorate of Industries, Andaman & Nicobar Administration.
- xiii. "Policy Making & Disbursing Agency" means Directorate of Industries, Andaman & Nicobar Administration.

4. Applicability / Eligibility :

All Micro & Small Enterprise set up in Andaman & Nicobar Islands shall be eligible under this programme which fulfils any of the following criteria:-

- i. Should have filed a memorandum under the Micro & Small Enterprise Development Act 2006 with District Industries Centre, A & N Islands or
- ii. Is holding license issued by Govt. of India, Ministry of Industry or
- iii. Is a holder of approved Industrial Entrepreneur Memorandum issued by Govt. of India.
- iv. Is a 100% Export Oriented Unit (EOU) approved by Govt. of India, Ministry of Industry or

Note:- Any Micro & Small Enterprises that availed assistance under this programme shall not be eligible to avail assistance under similar programmes of Andaman & Nicobar Administration or Govt. of India.

5. Terms & Condition :

General- "Maximum Limit of Subsidy" means maximum limit of subsidy reimbursable under the programme 50% Subsidy for procurement of Pollution Control Equipments or Captive Power Generation Sets or Solar Power or Wind Power or Bio Mass or Hydro Power for Micro & Small Enterprises in Andaman & Nicobar Islands is of Rs 7.50 Lakhs.

A- Captive Power Generating Set

- i. The Power Generating Set procured and installed should have been commissioned w.e.f. the date of commencement of the programme. .
- ii. The valuation of Captive Power Generating Set shall include cost of power generation set with accessories but shall exclude Local Tax/CST/VAT/ Octroi, Packaging, Transportation cost from Mainland India to the location of the Enterprise, installation and commissioning charges.
- iii. The investment on Captive Power Generating Set shall be considered to the extent of power requirement of the Enterprise.
- iv. The Captive Power Generating Set should be of reputed make and should be purchased only from authorized dealers/distributors and supported by proper invoice.
- v. The claims should be submitted within six months from the date of installation and commissioning of Captive Power Generating Set. In any case not later than one year from the date of procurement.
- vi. The claims shall be supported by copies of invoice, shipment charges like bill of lading, port charges and Municipal Tax (Octroi receipt) in case the power generating set procured from Mainland.
- vii. Subsidy shall not be eligible for procurement of second hand or used Captive Power Generating equipment.
- viii. No subsidy shall be reimbursed on such investment, which has been made prior to commencement of this programme.
- ix. The Captive Power Generating Set on which subsidy is claimed should be insured and kept insured for a period of three years. The insurance policy shall be produced to the Director of Industries for safe custody.

B- Pollution control equipment:

- i. The claim should be preferred within (six) months from the date of Installation and commissioning of Pollution Control Equipment. In any case not later than one year from the date of procurement of Pollution Control Equipment.
- ii. The Pollution Control Equipment installed by the Unit should be certified by the Pollution Control Board, A&N Islands.
- iii. The Pollution Control Equipment should be procured from an authorized dealer or registered manufacturer. Equipments procured from any other sources shall not be eligible for subsidy.
- iv. Subsidy shall not be eligible for procurement of second hand equipment.
- v. No subsidy shall be reimbursed on such investment, which has been made prior to commencement of this programme.
- vi. The Pollution Control Equipment on which subsidy is claimed should be insured and kept insured for a period of three years. The insurance policy shall be produced to the Director of Industries, A&N Admn. for safe custody.

B-1 -Valuation of Pollution Control Equipment- The Equipment should include:-

- i. Cost of Pollution Control Equipment and transportation charges from mainland port to location of the enterprises but excluding Local Tax/ CST/Vat/Octroi/Warpage / Installation and Commissioning charges.
- ii. Cost of Pollution Control Equipment shall be restricted to the extent of requirement of the unit as certified by the Pollution Control Board / Department of Science and Technology, A&N Administration.
- iii. Equipments imported from foreign countries shall not be eligible for reimbursement of subsidy.

C-"Solar Power Equipment "

- i. The Solar Power Equipment should have been procured, installed and commissioned after the date of commencement of the programme.
- ii. The cost of Solar Power Equipment and transportation charges from mainland India Port to the location of enterprises but excluding Local Tax /Vat/CST/Octoroi/ Warfage/ Installation and Commissioning charges.
- iii. The investment on Solar Power Equipment set shall be considered to the extent of power requirement of the Enterprises duly certified by the Electricity Department, Andaman & Nicobar Administration. .
- iv. The Solar Power Equipment set should be of reputed make and should be purchased from authorized dealers/distributors of mainland duly certified by Electricity Department, Andaman & Nicobar Administration.
- v. The claim should be preferred within (six) months from the date of Installation and commissioning of Solar Power Equipment. In any case not later than one year from the date of procurement of Solar Power Equipment.
- vi. The claims shall be supported by copies of invoice, shipment charges like bill of lading, port charges and Municipal Tax (Octroi receipt) in case the Solar Power equipments procured from Mainland.
- vii. Subsidy shall not be eligible for procurement of second hand or used equipment.
- viii. No subsidy shall be reimbursed on such investment, which has been made prior to commencement of this programme
- ix. The Solar Power Equipments on which subsidy is claimed should be insured and kept insured for a period of three years. The insurance policy shall be produced to the Director of Industries, A&N Admn. for safe custody.

D-"Wind Power"

- i. The Wind Power Generating Equipments should have been procured, installed and commissioned after the date of commencement of the programme.
- ii. The valuation of Wind Power Generating Equipments and transportation charges from mainland India Port to the location of enterprises but excluding Local Tax/VAT/CST/Octoroi/Warfage/Installation and Commissioning charges.
- iii. The investment on Wind Power Generating Equipments shall be considered to the extent of power requirement of the unit only duly certified by Electricity Department, Andaman & Nicobar Administration.
- iv. The Wind Power Generating Equipments should be of reputed make and should be purchased from authorized dealers/distributors duly certified by Electricity Department, Andaman & Nicobar Administration.
- v. The claims should be preferred within six months from the date of installation and commissioning of the Wind Power Generating Equipments. In any case not later than one year from the date of procurement of Wind Power Generating Set.
- vi. The claims shall be supported by copies of invoice, shipment charges like bill of lading, port charges and Municipal Tax (Octroi receipt) in case the equipment has been procured at mainland.
- vii. Subsidy shall not be eligible for procurement of second hand or used equipment.
- viii. No subsidy shall be reimbursed on such investment, which has been made prior to commencement of this programme.
- ix. The Wind Power Generating Equipments on which subsidy is claimed should be insured and kept insured for a period of three years. The insurance policy shall be produced to the Director of Industries, A&N Admn. for safe custody.

E- "Bio Mass"

- i. The Bio Mass Power Generating Equipments should have been procured, installed and commissioned after the date of commencement of the programme.
- ii. The valuation of Bio Mass Power Generating Equipments shall include construction of Tank with accessories linked to the cost of such accessories but shall exclude Local Tax / VAT/CST/Octoroi/Warfage / Installation and Commissioning charges.
- iii. The investment on Bio Mass Power Generating Equipments shall be considered to the extent of power requirement of the unit only to be certified by Electricity Department, Andaman & Nicobar Administration.
- iv. The Bio Mass Power Generating Equipments should be of reputed make and should be purchased from authorized dealers/distributors duly certified by Electricity Department, Andaman & Nicobar Administration.
- v. The claims should be preferred within six months from the date of installation and commissioning of the Bio Mass Power Generating Equipments. In any case not later than one year from the date of procurement .
- vi. The claims shall be supported by copies of invoice, shipment charges like bill of lading, port charges and Municipal Tax (Octroi receipt) in case the Bio Mass Power Generating equipments or accessories procured at mainland.
- vii. Subsidy shall not be eligible for procurement of second hand or used equipment.
- viii. No subsidy shall be reimbursed on such investment, which has been made prior to commencement of this programme.
- ix. The Bio Mass Power Generating Equipments on which subsidy is claimed should be insured and kept insured for a period of three years. The insurance policy shall be produced to the Director of Industries, Andaman & Nicobar Administration for safe custody.

F- "Hydro Power"

- i. The commissioning of Hydro Power Generating Equipments should have been procured, installed and commissioned after the date of commencement of the programme.
- ii. The valuation of Hydro Power Generating Equipments shall include construction of Tank with accessories linked to the cost of such accessories but shall exclude Local Tax / VAT/CST/Octoroi/Warfage / Installation and Commissioning charges.
- iii. The investment on Hydro Power Generating Equipments shall be considered to the extent of power requirement of the unit only to be certified by Electricity Department, Andaman & Nicobar Administration.
- iv. The Hydro Power Generating Equipments should be of reputed make and should be purchased from authorized dealers/distributors duly certified by Electricity Department, Andaman & Nicobar Administration .
- v. The claims should be preferred within six months from the date of installation and commissioning of the Hydro Power Generating Equipments. In any case not later than one year from the date of procurement.
- vi. The claims shall be supported by copies of invoice, shipment charges like bill of lading, port charges and Municipal Tax (Octroi receipt) in case the Hydro Power Generating Equipments or accessories procured at mainland.
- vii. Subsidy shall not be eligible for procurement of second hand or used equipment.
- viii. No subsidy shall be reimbursed on such investment, which has been made prior to commencement of this programme.
- ix. The Hydro Power Generating Equipments on which subsidy is claimed should be insured and kept insured for a period of three years. The insurance policy shall be produced to the Director of Industries, Andaman & Nicobar Administration for safe custody.

G- The units come into production on or after 01/04/2007 up to the date of notification shall submit the claim within 120 days from the date of this notification.

H- The unit should employ 50% of its skilled workers from the Islanders.

I- The unit should employ 100% of its unskilled workers from the Islanders.

J- Any unit availing assistance under this programme should be operational for minimum 05 years from the date of disbursement of Subsidy, except on account of any natural calamity or other unforeseen circumstances.

6. Procedure for claiming Subsidy :

The eligible MSE units intending to avail subsidy under this programme shall submit their claims to the Directorate of Industries, Andaman & Nicobar Administration in prescribed form in (*Annexure-I*) appended to this programme alongwith all supporting documents including:

- i. Project Report .
- ii. Is a holder of Memorandum-II under the Micro & Small Enterprise Development Act 2006 issued by District Industries Centre , A & N Islands .
- iii. Bills and vouchers relating to procurement of Pollution Control equipments/ Captive Power Generating Sets/ Solar Power/ Wind Power/ Bio Mass/ Hydro Power.
- iv. Bill of lading and money receipt in case the equipments are bought from mainland and brought in to Port Blair.
- v. The details of all the Bills and vouchers should be given in (*Annexure-II*)
- vi. Certificate from Pollution Control Board on requirement of Pollution equipment for the unit.
- vii. Certificate regarding genuineness of Pollution Control equipment procured by the unit.
- viii. Chartered Accountant Certificate in (*Annexure-III*) of the application.
- ix. Documentary evidence for ownership/lease of land.
- x. Certificate Issued by the concerned Electricity Department, Andaman & Nicobar Administration showing Power requirement of the Enterprise in case of Power Generating Set, Solar Power Equipment, Bio Mass Equipment , Wind Power Equipments and Hydro Power Equipments..

The Subsidy application so submitted shall be examined by Directorate of Industries, Andaman & Nicobar Administration and a duly authenticated verification report is to be prepared as per (*Annexure-IV*).

7. Scrutiny Committee :

The Andaman and Nicobar Administration shall constitute a Scrutiny Committee that shall scrutinize each application for subsidy under this programme having the following composition:

- Director of Industries - as Chairman
- Executive Engineer HQ (Electricity Department) as Member
- Executive Engineer, PBNB, (APWD) as Member
- Representative (CPCB) as Member
- Sr Accounts Officer (Fin.), Finance Dept., A&N Admn.- as Member
- Assistant Director (Tech) Directorate of Industries - as Member Secretary

The Director of Industries, Andaman & Nicobar Administration Port Blair shall submit the recommendation of the committee alongwith the claims duly filled in Annexure-V. The Directorate of Industries shall process for obtaining Administrative Approval and Expenditure Sanction of Competent Authority and on obtaining approval prepare bills to be sent to PAO for drawl of funds. On receipt of funds/cheque, the same shall be disbursed after completion of all required formalities.

8. **Sanctioning Authority :**
Hon'ble Lt. Governor, A & N Islands shall be the sanctioning authority.
9. **Documentation :**
On receipt of the sanction from the sanctioning authority the implementing agency Directorate of Industries , shall issue sanction letter to the unit stating the amount sanctioned and the unit shall be required to furnish the following documents in order to avail the sanctioned subsidy:
 - a) An undertaking in Rs.10/- bond paper to the effect that
 - ❖ the unit shall utilize and continue to utilize the equipment for a further minimum period of three (3) years from the date of installation of equipment.
 - ❖ The equipment shall not be sold / sublet within a period of 3 (three) years from the date of installation of equipment.
 - ❖ An undertaking to the extent that the subsidy shall be adjusted towards the loan account in case the unit is assisted by Government / Financial Institution / Bank/ Corporation for purchase of Equipment.
 - b) Proper money receipt for the sanctioned subsidy amount
 - c) An agreement executed with the Govt. in the prescribed form (Annexure- VI appended to this programme)
10. **Disbursement of Subsidy :**
Directorate of Industries, A & N Administration shall be the disbursing agency for the subsidy and shall be responsible for maintaining all records of such disbursement.
11. **Recall of Subsidy :**
The Government may recall the subsidy under the programme in respect of a unit under the following circumstances:
 - i. In case there is a breach of any condition of the programme/undertaking given by the unit.
 - ii. In case the unit has obtained subsidy by mis-representation of facts or by furnishing false information.
 - iii. In case the unit goes out of production within 3 (three) years from the date of commissioning of the Equipment except in case where the unit remains out of production for a brief period extending not more than six months due to reasons beyond its control.
 - iv. In case if the beneficiary is found ineligible due to reasons, whosoever the Department will have the liberty to consider recall of subsidy in full or part thereof.
12. **Power of Interpretation :**
Power of Interpretation of any clause under the programme shall lie with the A & N Administration.
13. **Arbitration :**
In the event of any dispute or difference arising out of the programme or any of the claims therein, the same shall be referred to a sole Arbitrator appointed by Hon'ble Lt. Governor and the provision of Arbitration and Conciliation Act 1996 shall be applicable. The decision of the Arbitrator shall be final and binding on both the parties and the proceeding of the Arbitrator shall be held at Port Blair.

By order and in the name of the Lieutenant Governor

Sd/-

(M.N. Murali)

Joint Secretary & Director of Industries

Check List to be accompanied with the application form for availing subsidy for procurement of Pollution Control Equipments, Captive Power Generation Sets, Solar Power, Wind Power, Bio Mass & Hydro Power

- Name of the Enterprises :
- Address of the Enterprises :
- Address for Correspondence :
- Constitution of the Enterprises :
- Name of the Proprietor/Partner/Director :
- Permanent Registration No. and Date :
- Date of procurement of the Pollution Control Equipments/ Captive Power Generation Sets/ Solar Power/ Wind Power/ Bio Mass/ Hydro Power. :
- Date of Commissioning of Pollution Control Equipments/ Captive Power Generation Sets/ Solar Power/ Wind Power/ Bio Mass/ Hydro Power :
- Whether submitted within 6 month from the date of commissioning of Pollution Control Equipments/ Captive Power Generation Sets/ Solar Power/ Wind Power/ Bio Mass/ Hydro Power : Yes / No
- Whether submitted within one year from the date of procurement of Pollution Control Equipments/ Captive Power Generation Sets/ Solar Power/ Wind Power/ Bio Mass/ Hydro Power : Yes / No
- Whether Xerox copies of Bills & Receipts enclosed
- If yes state the page No. : Page No.....
- Whether Chartered Accountants Certificate enclosed : Yes / No
- If yes state the page No. : Page No.....
- Whether subsidy under any other programme of Administration Govt. of India has been availed : Yes / No

It is hereby certified that I/we have not neither applied for nor received any amount by way of subsidy of Pollution Control Equipments/Captive Power Generation Sets/Solar Power/Wind Power/Bio Mass/Hydro Power from the Government.

Yours faithfully

Signature of applicant

Date:

Encl:

Note: Mere submission of the claim does not enable the unit to obtain the subsidy, the subsidy will considered only when the unit if found economically viable and pollution free.

The application should contain copies of Registration Certificate, Bills/Vouchers on cost of Pollution Control Equipments/Captive Power Generation Sets/Solar Power/Wind Power/Bio Mass/Hydro Power/Proof of ownership of land/lease of land/Industrial Conversion Certificates/No Objection Certificate from competent authority.

Employment Generation

Employment Generation		Employment Generation					
Sl. No.	Name of the Enterprise	Skilled	Unskilled	Supervisory	Watch & Ward	Local	Non Local
1	2	22(a)	22(b)	22(c)	22(d)	22(e)	22(f)

13. Details of the claim:

Sl. No.	Name of Enterprise	Particulars of Machinery	Date of purchase	From whom purchased	Details supporting Bill No.	Date	Money receipt No.	Amount claimed	Amount disallowed	Amount eligible
1	2	23	24	25	26(a)	26(b)	27(a)	28	29	30

Sl. No.	Name of the Enterprise	Subsidy entitled % of Col. 30	Date of Sub Committee meeting
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8. After considering the above application and subsequent representation made by the entrepreneurs, and fixed investment made on the Power Generation Set of the said unit/situated at after inspecting is estimated to be Rs.....(Rupees.....only). Accordingly the maximum amount of 50% of infrastructural subsidy admissible is Rs(Rupees..... only).
9. Replying the said application and subsequent representations made by the entrepreneurs, the Administration has sanctioned the infrastructural support subsidy of Rs.....(Rupees.....only).

NOW THIS INDENTURE WITNESSED and it is hereby agreed by and between the parties here to as under:-

In consideration of the Administration agreeing to give the entrepreneurs under the said programme, in such instalments as the Administration in its sole discretion think, fit, an aggregate amount of Rs. (Rupeesonly) as and by way of the infrastructural support subsidy on the entrepreneurs creating the assets worth Rs. (Rupees only) for the purpose of the said unit as the entrepreneur(s) do and each both hereby content and with the Administration as under: -

10. The Director of Industries will be entitled in his sole discretion make disbursement of the Infrastructural support subsidy or any part thereof either in one or more instalment to the party on its complying with the terms and condition of this infrastructural support subsidy and of this agreement.
11. In the event of the Director of Industries ultimately deciding for any reason whatsoever, that , the entrepreneur are entitled to a lesser amount, the excess amount of the infrastructural support subsidy shall be repaid by the entrepreneurs to the Administration of the Director of Industries as agent of the Administration alongwith interest thereon at the rate of 14% (fourteen percent) per annum or such higher rate as the Administration or the Director of Industries might decide from time to time the date of payment of the said sum of Rs..... (Rupees only) or any part thereof paid under this agreement till the repayment.
12. The entrepreneurs shall not without taking prior approval of Director of Industries, change the location of whole or any part of the Industrial unit or effect any substantial change in the said project.
13. The entrepreneurs shall duly observe and perform the conditions to be observed/performed by him/it/them under the said programme.
14. The entrepreneurs shall promptly furnish to the Director of Industries/Administration all the information asked for by the Director of Industries/Administration and furnish to the Director of Industries/Administration certified copies of its audited balance sheet and profit and loss account within a period of six months from the end of the year and also such other periodical statement in such form and by such dates as may be prescribed by the Administration from time to time.
15. The said sum of Rs.(Rupees.....only) or such part thereof as may have been till than paid by the Administration to the entrepreneurs shall become forthwith repayable by the entrepreneurs to the Administration in each and every of the following events namely:

- a. If the entrepreneurs go out of production within the year from the date of installation of pollution control equipments/captive power generation sets/solar power/wind power/bio mass/hydro power.
 - b. If any information furnished by the entrepreneurs in their application for the subsidy or otherwise howsoever particularly regarding the location, capital investment and production capacity of the said unit prior to the sanctioning of the said sum of Rs. (Rupees only) as the subsidy all found to be incorrect or false.
 - c. If a distress or execution shall be levied upon any proprietary of the entrepreneurs or any part of the said factory or a receiver thereof be appointed.
 - d. If the entrepreneurs shall commit a breach of any one of the provisions herein contained and on his/its their part to be observed that performed.
 - e. If the entrepreneurs close the said factory for a period exceeding six months at a time within five years as refer in (a) above for reasons, " other than the labour trouble, want of electric power or raw materials or shall cease to carry on business for any reason whatsoever."
 - f. If the entrepreneurs or any of them file a petition for being adjudicated in solvent.
 - g. If any petition for winding up the entrepreneurs Company is presented to any Court or the entrepreneurs company passes any Resolution for being wound up.
 - h. If the entrepreneurs fail or neglect to forthwith execute such further documents as may be required by the Administration or to duly comply with any directions given to it by the Administration or the Director of Industries. In each one of the aforesaid contingencies the entrepreneur agree to repay the whole amount mentioned above with interest thereon at the rate of 14% (Fourteen Percent) per annum or such other higher rate as the Administration or the Director of Industries might decide from time to time from the date of disbursement of the subsidy till the repayment.
16. Whenever any due and payable by the entrepreneurs under these presents shall be in arrears, the same shall without prejudice to any other right and the remedies of the Administration be recoverable from the entrepreneurs in the same manner as an arrears of the land revenue under the law for the time being in force in that behalf.
17. The entrepreneurs shall permit any persons or persons authorized by the Administration in that behalf at any time and from time to time during the usual time of the business to inspect and examine any part of the said factory and shall render to him/them such assistance as may be required for the purpose aforesaid. The entrepreneurs shall furnish all such information relating to the said factory as may be required by such person or persons.
18. The entrepreneurs shall observe and perform all instructions and directions that may be issued from time to time by the Administration or the Director of Industries in relation to utilization of the said of Rs. (Rupees..... only) and shall for five years hereafter submit to the Administration yearly/periodical progress report to the Director of Industries regarding working of the said unit at the time and in the form prescribed by Administration or the Director of Industries .

19. The entrepreneur shall:

- a. Furnish information asked for by the Administration of Andaman and Nicobar Islands or by the Member Secretary, Scrutiny Committee from time to time.
 - b. Furnish to the Director of Industries certified copies of the Annual Statement of Accounts including the Balance Sheet as also periodical statement in such form and by such dates as may be prescribed by the Administration or the Director of Industries.
 - c. Furnish true copies of the documents as may be
20. In the event of any dispute or difference arising between the parties hereto in respect of or in relation to this Agreement or any provision herein contained either during the subsistence of this agreement thereafter the same shall be referred to Sole Arbitration of a suitable person, acceptance to the entrepreneurs as well as the Administration and/or the Director of Industries or any other person nominated by him and his decision thereon shall be final and binding on the parties. Such Arbitration shall be under the provisions of the Arbitration Act, 1940.
21. The entrepreneurs agree that in respect of any matter arising under this Agreement, the Courts in Port Blair will have exclusive jurisdiction and that the entrepreneurs submit to the same.
22. In the event of any action arising under any of the clauses herein above, the entrepreneurs agree to pay to the Director of Industries as agent of the Administration, legal charges and such other costs as the Director of Industries may be required to incur in connection with the aforesaid action.
23. The entrepreneurs agree to bear and pay all the costs charges and the expenses incidental to the preparation and execution of this agreement.

In witness whereof the entrepreneurs have affixed their common seal to this writing day and year first here in above written.

In witness whereof of the entrepreneurs have put their respective hands hereto the day and year first here in above written.

Signed and delivered
(Name of the Entrepreneur)
For and on behalf of
M/s
(Seal)

Director of Industries
Andaman and Nicobar Islands
Port Blair

In the presence of

1.

2.

Undertaking on Rs. 10/- Stamped Paper

1. We hereby undertake that we shall permit any person authorized by the Director of Industries or by Administration in their behalf any time and from time to time during the usual time of business to inspect and examine the necessary records and book of accounts, in order to check the utilization and use of 50% Subsidy for procurement of Pollution Control Equipments, Captive Power Generation Sets, Solar Power, Wind Power, Bio Mass & Hydro Power to Micro & Small Enterprises received by us and to ensure that the raw materials and the finalized goods in-receipt of which 50% Subsidy for procurement of Pollution Control Equipments, Captive Power Generation Sets, Solar Power, Wind Power, Bio Mass & Hydro Power to Micro & Small Enterprises has been given to us were actually used in our Enterprise.
2. We hereby undertake that the unit shall utilize and continue to utilize the equipment for a further period of three (3) years from the date of installation of equipment.
3. We hereby undertake that the equipment shall not be sold/sublet within a period of 3 (three) years from the date of installation of equipment.
4. We hereby undertake that the subsidy shall be adjusted towards the loan account in case the unit is assisted by Government/ Financial Institution/Corporation for purchase of Equipment.
5. We shall furnish to the Director of Industries all such information as asked for by the Administration of Andaman and Nicobar Islands or by the Director of Industries or any other officer authorized by the Director of Industries from time to time.
6. We undertake that if the Director of Industries ultimately decides for any reason whatsoever that we are not entitled for the reimbursement of Subsidy for procurement of Pollution Control Equipments, Captive Power Generation Sets, Solar Power, Wind Power, Bio Mass & Hydro Power in full or in part, the amount found to be inadmissible would be refunded to the Director of Industries with one month.

Place :

Date :

PROPRIETOR

Receipt

Received a sum of Rs. (Rupees Only) from
 Director of Industries, Andaman and Nicobar Administration, Port Blair being the procurement of
 Pollution Control Equipments/ Captive Power Generation Sets/ Solar Power/ Wind Power/ Bio
 Mass/ Hydro Power sanctioned to our unit M/s under
 Infrastructural Support Subsidy Programme vide Cheque No. dated
 Drawn on State Bank of India, Port Blair.