

FORM-FC/IL
S/A
COMPOSITE FORM FOR FOREIGN COLLABORATION
AND INDUSTRIAL LICENCE

Please fill up the attached supplementary sheets

Part A: For only FC/Part B: For only IL / Both Part A and Part B for FC+IL

GENERAL INFORMATION

1 Type of Application (Please ✓ the Appropriate Boxes)

a. Foreign Collaboration (FC)

For Foreign Investment

For Foreign Technology Agreements

b. Industrial Licence (IL)

2.

| | |
|------------------------------|--|
| <i>(For Office Use Only)</i> | |
| Application No. | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| Application Date | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |

3. Payment Details (*For Fc Application No Fee is Payable. For Industrial Licences Rs.2500. *is Payable*)

Draft No. _____

Amount (Rs.)

Draft Date

Drawn on _____ Payable at _____
(Name of the Bank)

**Demand Draft should be made in favour of Pay & Accounts Officer, Deptt. of Industrial Development, to be payable at State Bank of India, Nirman Bhawan Branch, New Delhi*

I. Name and Address of the Promoter / Industrial Undertaking (**Indian / foreign**) in full (**BLOCK LETTERS**) for Correspondence.

Name of the Promoter/Indl

Undertaking

Postal Address

Pin Code

Telephone

Telex

Fax

Cable

E-Mail

II. Register of Companies Registration No.

(If Registered)

III. Status of the Promoter/Industrial Undertaking

III (1) Status of the Promoter/Promoter Undertaking

- | | |
|--|--|
| <input type="checkbox"/> 1. Central Government Undertaking | <input type="checkbox"/> 5. Joint Sector Undertaking |
| <input type="checkbox"/> 2. State Government Undertaking | <input type="checkbox"/> 6. Private Sector Undertaking |
| <input type="checkbox"/> 3. State Industrial Government Corpn. | <input type="checkbox"/> 7. Individual Promoter |
| <input type="checkbox"/> 4. Co-operative Undertaking | <input type="checkbox"/> 8. Foreign/NRI/OCB Company |
| | <input type="checkbox"/> 9. Foreign/NRI Individual |

III (2) Indicate whether this proposal is for (Please ✓ the Appropriate Box)

- 1. Establishment of New Undertaking / Setting up a New Company
- 2. Effecting Substantial Expansion
- 3. Manufacture of New Articles
- 4. Amendments in existing Foreign Collaboration Approval
- 5. Inducting Foreign/NRI equity in existing Indian Company

IV(1) Location of the Factory/Proposed Activities

Location & Address

District

State

Pin Code Telephone

Fax

E-Mail

IV(2) Please Indicate whether the proposed location is
(Please ✓ the Appropriate Box)

a. Within 25 Kms from the periphery of a city having population above one million according to 1991 census

Yes No

b. If Yes, then whether it is located in an Industrial area/Industrial estate Designated / set up prior to 25.7.91

Yes No

V(A). EXISTING ACTIVITIES OF THE COMPANY (Here also specify Item codes as per National Industrial Classification of All Economic Activity, (NIC), 1987.

V(B). PROPOSED ACTIVITIES OF THE COMPANY

(1) Items of manufacture (including By-product/Co-product) proposed to be undertaken (supplementary sheets may be used if necessary).

(a) Item code (NATIONAL INDUSTRIAL CLASSIFICATION OF ALL ECONOMIC ACTIVITY (NIC),1987)

Particulars of approval /Industrial Licence under which existing capacity is indicated may be annexed

VI CAPITAL STRUCTURE

(1) Capital Structure of Existing Indian Company (Amount in Rupees) & proposed capital structure (if revision sought)

| | Equity | Preference |
|----------------|--|--|
| (a) Authorised | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| (b) Subscribed | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| (c) Paid-up | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |

(II) Pattern of share holding in Paid-up Capital (Amount in Rupees)

| | <u>Existing</u> Equity | % | <u>Proposed</u> Equity | % |
|---------------------|--|----------------------|--|----------------------|
| (a) Foreign Holding | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |
| | Preference share | | Percentage | |
| | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |

(b) Non resident Indian Individual holding / OCB holding

| | <u>Existing</u> Equity | % | <u>Proposed</u> Equity | % |
|-----------------|--|----------------------|--|----------------------|
| (i) Repatriable | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |
| | Preference share | | Percentage | |
| | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |

| | <u>Existing</u> Equity | % | <u>Proposed</u> Equity | % |
|----------------------|--|----------------------|--|----------------------|
| (ii) Non-Repatriable | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |
| | Preference share | | Percentage | |
| | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |

| | <u>Existing</u> Equity | % | <u>Proposed</u> Equity | % |
|----------------------|--|----------------------|--|----------------------|
| (c) Resident Holding | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |
| | Preference share | | Percentage | |
| | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |

(d) Total II [a+b(i+ii)+c]:

| | | | | |
|------------|--|----------------------|--|----------------------|
| Equity | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |
| Preference | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> |

VII Proposed Borrowings (In Rupees)

| | | | | | | | | | |
|----------------------------------|--|--|--|--|--|--|--|--|--|
| (i) Public Financial Institution | | | | | | | | | |
| (ii) Public Borrowing | | | | | | | | | |
| (iii) Other Sources | | | | | | | | | |
| (iv) ECB | | | | | | | | | |
| (v) Promoter Contributions | | | | | | | | | |
| Total Borrowings | | | | | | | | | |

VIII. Please Indicate in brief:

- (i) The Background of the Indian Promoters/Company including Proprietors/
Promotor/Directors (attach seperate sheet, if necessary)
- (ii) The background of the Foreign/NRI/OCB Collaborator/Promoter (attach
seperate sheet, if necessary)

IX. Investment (in Rupees)

| | Existing | Proposed |
|---------------------------|----------------------|----------------------|
| (A) Land | <input type="text"/> | <input type="text"/> |
| (B) Building | <input type="text"/> | <input type="text"/> |
| (C) Plant & Machinery | | |
| (i) Indigenous | <input type="text"/> | <input type="text"/> |
| (ii) Imported | | |
| (a) CIF Value | <input type="text"/> | <input type="text"/> |
| (b) Landed Cost | <input type="text"/> | <input type="text"/> |
| (iii) Total [(i)+(ii)(b)] | <input type="text"/> | <input type="text"/> |
| (D) Working Capital | <input type="text"/> | <input type="text"/> |
| (E) Total Investment | <input type="text"/> | <input type="text"/> |

[A+B+C(iii)]

X Export commitments / obligation which the applicant is prepared to undertake.

Item Code

| Year | Units(Tonnes/number /meters/any other) | Quantity | %age of production | FOB Value in Rupees | |
|---------|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | |
| 1st | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> |
| 2nd | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> |
| 3rd | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> |
| 4th | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> |
| 5th etc | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> |

Total

Please Indicate buy back arrangements, if any

XI. Employment

(All Figures in Numbers)

| | Existing (If applicable) | Proposed | Total |
|--------------------|---|---|---|
| a. Supervisory | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> |
| b. Non-Supervisory | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> | <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> <input type="text" value=""/> |

XII Expected date of commencement of commercial production

Date Mth. Year

PART-A

[For Foreign Collaboration]

XIII Foreign Investment

(a) Financial Collaborator

Name _____

Address _____

Country _____

(b) Amount of foreign equity investment

| | |
|--|---|
| Amount in Rupees | Percentage of paid-up capital |
| <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |

XIV Foreign Technology Agreement

(a) Technical Collaborator

Name _____

Address _____

Country _____

(b) Royalty on Sales

| Sales | Percentage of Sales | Period |
|----------|---------------------|--------|
| Domestic | | |
| Export | | |

| |
|---|
| Please tick() Which-ever is applicable |
| <input type="checkbox"/> Inclusive of Taxes |
| <input type="checkbox"/> Net of Taxes |

(c) Nature and quantum of Lumpsum payments

| Name of Foreign Currency | Amount of Foreign Exchange of required | No of Instalment in which Payments Will be made | Please tick() Whichever is applicable |
|--------------------------|--|---|--|
| | | | Inclusive of taxes |
| | | | Net of taxes |

i) Technical Know-how fees

| | | |
|--|--|--|
| | | |
|--|--|--|

ii) Payment for design/drawing

| | | |
|--|--|--|
| | | |
|--|--|--|

iii) Payment for engineering services

| | | |
|--|--|--|
| | | |
|--|--|--|

iv) Payment for use of patents, brand name trade marks and the like

| | | |
|--|--|--|
| | | |
|--|--|--|

v) Any other payment (Please specify the purpose)

XV (I) Total foreign Exchange inflow during the period of proposed collaboration

a) Equity

| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

b) Foreign Exchange earnings based

| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

on f.o.b. Value of export obligation/ commitment

(II) Total foreign Exchange outgo during the period of Collaboration

i) Import of machinery and equipment

| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

ii) Import of raw materials & Components

| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

iii) Import of Spare & Consumables

| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

| | |
|--|---|
| iv) Dividends & Profits (net of taxes) | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| v) Lumpsum payments (net of taxes) | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| vi) Royalty payments (net of taxes) | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| vii) Design & Drawing Fee | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| ix) Payment on training of Indian Technician abroad | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| x) Total Commission of Export etc | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| xi) Amount of interest to be paid on external commercial borrowing/deferred payment credit (Specify details) | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| xii) Any other payments (Specify details) | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| TOTAL (i) TO (xii) | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| Net Foreign Exchange position | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |

XVI. If this application is for extension of existing collaboration agreement or renewal of the already expired collaboration agreement:

(a) Please indicate the period for which the agreement has already run and attach the copy of previous approval

| No.& date of Approval | Date of commencement of agreement | | | Date of expiry of agreement | | |
|--|---|---|---|---|---|---|
| | Date | Mth. | Year | Date | Mth. | Year |
| <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| Date Mth. Year | | | | | | |
| <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | | | | |

(b) Justification for extension of the collaboration agreement with the information about the status of absorption, adaptation and development of the technology already achieved.

(c) (i) Whether you have set up any R & D Cell to absorb the know-how and the progress achieved in this regard

Yes No

(ii) If yes, please indicate the number and date of communication under which recognised by Department of science & Technology/Department of science and Industrial Research

| | | | | | | | |
|--|--|--|--|--|--|--|--|
| | | | | | | | |
|--|--|--|--|--|--|--|--|

| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|

(iii) Expenditure on R & D facility set up (in Rupees) Amount of investment in fixed assets Annual recurring expenditure

| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|

| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|

(d) Total payment made so far(Net of taxes) (in rupees)

a) Lumpsum

| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|

b) Royalty

| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|

c) Other Payments

| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|

XVII. Please indicate:

(a) the Regional Office of the RBI to whom a copy of the approval is to be endorsed

(b) the name of the Authorised Dealer of Foreign Exchange Concerned through whom the remittance of Technical Know-how fees and Royalty will be made.

Name _____

Address _____

DECLARATION

I/We here by certify that the above statements are true and correct of the best of my/our Knowledge and belief

(Signature of Applicant) _____

(Name in the block letters) _____

(Designation of the signatory) _____

Place _____

Date

| | |
|--|--|
| | |
|--|--|

Date

| | |
|--|--|
| | |
|--|--|

Mth.

| | | | |
|--|--|--|--|
| | | | |
|--|--|--|--|

Year

PART : B

[For IL Application Only]

XVII Import Requirements

a. Capital Goods for the projects

| | (US \$ Thousands) |
|-------------|-------------------|
| (in rupees) | |
| Imported | |
| Indigenous | |

b. Raw Materials (including components, intermediates and packing materials) annum

| | (US \$ Thousands) |
|-------------|-------------------|
| (in rupees) | |
| Imported | |
| Indigenous | |

| | ITEM NAME | QUANTITY |
|---|---|--|
| 1 | | |
| | Unit | Value |
| | <input style="width: 50px;" type="text"/> | <input style="width: 150px;" type="text"/> |
| 2 | | |
| | Unit | Value |
| | <input style="width: 50px;" type="text"/> | <input style="width: 150px;" type="text"/> |
| 3 | | |
| | Unit | Value |
| | <input style="width: 50px;" type="text"/> | <input style="width: 150px;" type="text"/> |

c. Consumables & Spares for CG for the project **Per annum.**

| Year | (in rupees) | (US \$ Thousands) |
|------------|---|--|
| Imported | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
| Indigenous | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> | <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |

DECLARATION

I/We here by certify that the above statements are true and correct of the best of my/our Knowledge and belief

(Signature of Applicant) _____

(Name in the block letters) _____

(Designation of the signatory) _____

Place _____

Date _____

Note for Guidance of Entrepreneurs submitting applications for grant of Industrial Licence/approval for Foreign Investment and Technology Agreements.

(This part contains information for the guidance of entrepreneurs and may be retained by them; it need not accompany the application)

GENERAL

1. Application is to be submitted to secretariat for Industrial Assistance, Department of Industrial Policy and Promotion, Ministry of Industry, Udyog Bhawan, New Delhi with 9 copies of both the application and forwarding letter.
2. Application are required to take care in filling up their application properly and completely
3. The application form should be duly signed and the designation /authority of the person signing the
4. Only the relevant part of the application form should be used. General information is to be furnished by all applicants. Part 'A' is to be filled by entrepreneurs/investors applying for grant of approval for foreign collaboration. Part 'B' is to be used for obtaining Letter of Intent/Industrial Licence. Part 'A' and Part 'B' are to filled in case of composite proposals involving foreign collaboration and industrial licensing.
5. Application involving grant of industrial Licence shall be accompanied by a crossed Demand Draft for Rs.2500/-drawn on the State Bank of India, Nirman Bhawan, New Delhi in favour of the "Pay & Accounts Officer, Department of Industrial Development, Ministry of Industry, New Delhi",

I. FOREIGN INVESTMENT

- (i) Approval will be given by the Reserve Bank of India for direct foreign investment upto 50/51/74 per cent foreign equity in high priority industries (Annex III, Annex III Part 'A',
- (ii) The import of components, raw materials and intermediate goods, and payment of know how Fees and royalties will be governed by the general policy applicable to other domestic units.
- (iii) Other foreign equity proposals, including proposals involving 50/51/74 per cent foreign equity which do not meet the criteria under (i) above, will continue to need prior clearance.
- (iv) To provide access to international markets, majority foreign equity holding upto 51 per cent equity will be allowed for trading companies primarily engaged in export activities. While the thrust would be on export activities, such trading houses shall be at par with domestic trading and export house in accordance with the Import-Export policy.
- (v) For increase/induction of foreign equity in the existing Company, the request should be supported by a Board Resolution of the Indian Company

II. FOREIGN TECHNOLOGY AGREEMENTS

- (i) Automatic permission will be given by the regional offices of the reserve bank of India for foreign technology agreements in high priority industries (Annex III Annex II Part 'A'. Part 'B' and Part 'c') upto a lumpsum payment of US \$ 2 million, 5% royalty for domestic sales and 8% for exports, subject to total payment of 8% of sales over a 10 year period from date of agreement for 7 years from commencement of production. The prescribed royalty rates are net of taxes and will be calculated according to standard procedures.
- (ii) In respect of industries other than those in Annex III, Annex III Part 'A'. Part 'B' and Part 'c', automatic permission will be given subject to the same guidelines as above.
- (iii) All other proposals will need specific approvals under the general procedures in force.

III Standard conditions Attached to Approvals for Foreign Collaborations:-

1. The total non-resident shareholdings in the Indian company should not exceed the amount as well as the percentage specified in the approval letter. For any proposed increase in the amount, as also the percentage of the Non-Resident shareholding, prior approval of the Government shall be obtained.
- 2.(a) The royalty will be calculated on the basis of the net ex-factory sale price of the product exclusive of excise duties minus the cost of the standard bought-out components and landed cost of imported components irrespective of the source of procurement, including ocean freight, insurance, custom duties etc., the payment of royalty will be restricted to the licensed capacity plus 25% in excess thereof for such items requiring industrial license. In case of production in excess of the quantum, prior approval of Government will have to be obtained regarding the terms of payment of royalty in respect of such excess production.
- 2(b) The royalty would not be payable beyond the period of the agreement, if the orders, have not been executed during the period of agreement. However, where the order has been booked during the period of agreement, but excluded after the period of agreement, royalty would be payable only after the Character Account Certifies that the order in fact has been firmly booked and execution began during the period of agreement and the technical assistance was available on a continuing basis even after the period of agreement.
3. The lumpsum shall be paid in three installments detailed below unless otherwise stipulated in the approval letter, First 1/3 rd after the agreement is filed with Reserve Bank of India Authorised Foreign Exchange Dealer, Second 1./3rd on delivery of technical documentation; third and final 1/3 on commencement of commercial production of four years. The agreement is filed with RBI/Authorised Foreign Exchange Dealer, whichever is earlier. The lumpsum can be paid in more than three installments subject to completion of the activities as specified above .
4. In case the proposed activity is not exempted from the provision of Industrial (Development & Regulation) Act, 1951 and the Foreign Exchange Regulation Act, 1973 it will be your responsibility to obtain such clearances as may be required under the said Acts.
5. The location of the industrial projects, will be subject to Central or State Environmental laws or regulations including local zoning and land use laws and regulations
6. Adequate steps shall be taken on the satisfaction of the Government to prevent air, water and soil pollution. Such, anti-pollution measures be installed should conform to the effluent and emission standards prescribed by the State Government in which the factory or the industrial undertaking is located.
7. Items reserved for the Small Scale Sector shall not be manufactured without prior approval of the Government as per the prescribed policy and procedure
8. Since the maximum equity participation allowed for in Small Scale Units is 24% the company's proposal for having foreign equity of more than 24% would be subject to the condition that the company would get itself de-registered as small scale unit and obtain industrial licence or would file Industrial Entrepreneur Memorandum with SIA as per the prescribed policy and procedure.
9. For undertaking export obligation if any, specified in the approval letter the requisite guarantee, i.e., legal undertaking/bank guarantee, as may be required should be furnished according to the detailed instructions issued by the Director of Foreign Trade (EO Cell) Ministry of Commerce, and the Administrative who may be contacted in the matter.\
10. Import of capital equipments, components and raw materials will be allowed as per the import policy prevailing from time to time
11. The approval is valid for a period of two years from the date of issue., Within this period, the collaboration agreement is requested to be filed with the Reserve Bank of India /Authorised Foreign Exchange Dealer.
12. The FC agreement shall be subject to Indian Laws
13. Foreign Investment Remittance Certificate (FIRC) is required to the Regional Office, Reserve Bank, Of India, immediately on receipt of foreign remittance

14. All remittances to the foreign collaborator shall be made as per the exchange rates prevailing on the day of remittance.
15. A copy of the collaboration agreement , signed by both parties may be furnished to the following authorities.
 - (A) Administrative Ministry/ Department as mentioned in the Approval to be issued by SIA.
 - (B) Secretariat for Industrial Assistance(Foreign collaboration II section), Department of Industrial policy & promotion, udyog Bhavan, New Delhi - 110 011.
16. *The outflow of foreign exchange on account of dividend payment will be balanced by export earnings on the following basis:
 - a) The balancing of the dividends would be over a period of 7 years from commencement of production. Balancing will not be required beyond this period.
 - b) Remittance of dividends should be covered by earnings of the company from export of items covered by the foreign collaboration agreements. You are also permitted to cover remittance of dividends from earnings through export of items not covered by the agreement provided they recovered in the list of Industries in Annexure - III of statement of Industrial policy of 24th July 1991. The amount of dividend payments may be covered by export earnings of such items covered in years prior to the payment of dividends or in the year of payment of dividends.
(* where ever applicable)

IV Hiring of Foreign Technicians

No permission is necessary for hiring of foreign technicians and no application need be made to government for this purpose irrespective of whether the hiring of foreign technicians is under an approved collaboration agreement or not. As regards release of foreign exchange either against blanket permits or in free foreign exchange, the Reserve Bank of India/Authorised Dealers may be approached , as per RBI guidelines.

V. Deputation of Indian Personnel for Training Abroad

For deputing Indian personnel for training and other purpose abroad, the entrepreneurs may approach only the RBI/ Authorised Dealers as per RBI guidelines.

VI. Foreign Testing of Indigenous Raw Materials and products and Indigenous Development Technology

Entrepreneurs may approach RBI/Authorised Dealers for authorising payments either against blanket permits or in foreign exchange, as per RBI guidelines.
