

**GOVERNMENT OF ODISHA
INDUSTRIES DEPARTMENT**

RESOLUTION

No. 9324 /I., Bhubaneswar, Dated 29/11/24
IND-HI2-GUID-0001-2022

**OPERATIONAL GUIDELINES FOR CAPITAL INVESTMENT SUBSIDY ON
PLANT AND MACHINERY FOR PRIORITY AND THRUST SECTORS
UNDER THE PROVISIONS OF IPR 2022**

(Industries Department resolution no - 12300/I. Dated 30.11.2022)
(See Para 4.5.3 & 5.4.2. (c) of IPR 2022)

1. Short Title: Operational guidelines for Capital Investment Subsidy on Plant and Machinery for eligible Industries as per the provisions of Industrial Policy Resolution, 2022.

2. Extent: -It shall extend to the whole of the State of Odisha.

3. Commencement: - It shall come into force from the "Effective Date" of Industrial Policy Resolution, 2022 i.e. 01.12.2022.

4. Terms and Expressions: -

4.1 Investment in Plant & Machinery

a. All Plant, Machineries and/or Equipment alongwith foundation and structural support required for fixing apparatus, equipment, and machinery to earth.

b. While calculating cost of Plant and Machinery, 2nd and subsequent hand purchase should not be considered at all.

c. Following should be excluded while calculating cost of Plant and Machinery.

(i) GST and other taxes

(ii) Transportation charges

(iii) For Imported Machineries

Custom Clearance Charges, demurrage paid at the Port, miscellaneous expenses at the Port and shipping/transportation charge from Port of entry to factory site. (However, import duty and shipping charges from origin of the imported machine to the port of entry in India shall be included.)

(iv) Telecommunication/Power transmission lines and towers

(v) Rail lines

(vi) Pipelines

- (vii) Cost of spare parts for maintenance and consumable stores
- (viii) Bank charges and service charges and charges paid towards any type of insurance, etc.
- (ix) Cost incurred towards availing any kind of service pertaining to procurement, installation and commissioning of Plant and Machinery such as consultancy services, charges paid towards technical knowhow, service-based contracts, etc.

4.2 Terms and expressions used in this operational guideline, but not specifically defined / explained here, shall have the same meaning as in Industrial Policy Resolution-2022.

5. Policy Provision:

5.4.3 Capital Investment Subsidy

a. Priority Sectors

- i. Eligible new industrial units in the Priority sector shall be provided 20% capital investment subsidy on actual investment in plant & machinery (excluding the cost of land and building) which shall be disbursed in a phased manner, over a period of 5 years from the date of commencement of commercial production.
- ii. The subsidy will be disbursed annually on a financial year basis, and the unit can claim 4% of the overall eligible investment made till the end of the financial year on an annual basis up to 5 years from the date of commencement of commercial production.
- iii. The subsidy is applicable to the eligible investments made up to the first 3 years for MSMEs and first 5 years for large units from the date of first fixed capital investment made by the industrial unit.
- iv. The date of commencement of commercial production should not be later than 3 years from the date of first fixed capital investment for MSMEs and 5 years from the date of first fixed capital investment for large units.

b. Thrust Sectors

- i. Eligible new industrial units in the Thrust sector shall be provided 30% capital investment subsidy on actual investment in plant & machinery (excluding the cost of land and building) which shall be disbursed in a phased manner, over a period of 5 years from the date of commencement of commercial production.
- ii. The subsidy will be disbursed annually on a financial year basis, and the unit can claim 6% of the overall eligible investment made till the end of the financial year on an annual basis up to 5 years from the date of commencement of commercial production.

iii. The subsidy is applicable to the eligible investments made up to the first 3 years for MSMEs and first 5 years for large units from the date of first fixed capital investment made by the industrial unit.

iv. The date of commencement of commercial production should not be later than 3 years from the date of first fixed capital investment for MSMEs and 5 years from the date of first fixed capital investment for large units.

5.4.2. Power

c. Special Incentives for Captive Renewable Energy Plants:

Existing and new industrial units in Thrust, Priority and All Other Sectors, as defined in this IPR, setting up renewable energy captive generating plants within the state with rooftop solar, floating solar, wind, hydro, pumped storage hydro, battery energy storage and hybrid of these technologies shall be eligible for following incentives for the power generated and consumed for commercial operations within the state.

1. 30% capital investment subsidy for plant and machinery including technical civil works, transmission lines and systems shall be disbursed in a phased manner as explained in para 5.b.(i) above.

6. Continuity of Production:

The applicable incentive irrespective of any year shall not be sanctioned and/or disbursed if the industrial unit is found closed / has gone out of production. In such a case, it shall be cancelled / deferred and may be released on satisfactory resumption of production.

7. Determination of date of commercial production:

The date of commercial production for availing of this incentive (CIS) shall be determined by GM, DIC for MSMEs and the Director of Industries, Odisha for Large industries basing on the totality of documentary evidence as per IPR-2022.

8. Time frame for filing application:

8.1 Eligible Industry shall file its first annual claim for release of 1st instalment of Capital Investment Subsidy in the prescribed Application Form complete in all respects, **within one year** from the date of starting commercial production / date of energization (for Renewable Energy Captive Power Plant) or from the date of notification of these Operational guidelines, whichever is later.

8.2 Annual claims of subsequent installments should be submitted in the prescribed application complete in all respects not later than **18th, 30th, 42nd, & 54th** months from the date of starting commercial production.

8.3 In case of phase-wise commissioning of the total approved plant capacity as per the provision in para 4.3 (f) of IPR 2022, the first annual claim for release of first instalment of Capital investment Subsidy shall be made within **one year** of start of phased commercial production/ date of commercial production of eligible renewable energy captive power plant (RECPP) or from the date of notification of these Operational guidelines, whichever is later.

In such cases the first annual claim shall be limited to the cost of Plant & Machinery invested till the date of first phase commissioning. Subsequent annual claims shall also include the eligible investments in Plant & Machinery invested within one year each thereafter.-

8.4 Application received after the due date or incomplete in any respect shall be liable to be summarily rejected.

9. Constitution and Power of Committees:

The following Committees are constituted for smooth implementation of the Policy provisions:

9.1 District Level Committee (DLC)

The District Level Committee shall comprise of the following members:

- | | |
|--|------------------|
| • Collector & District Magistrate | -Chairman |
| • GM (DIC) | -Member Convener |
| • Lead District Manager of Bank | -Member |
| • Local CT & GST authority or his/her representative | -Member |
| • Manager from Financing Bank (if applicable) | -Member |
| • Local IDCO authority or his/her representative | -Member |
| • Any other co-opted members (maximum two) on recommendation of the Chairman of the Committee. | |

The DLC will scrutinize all incentive claims of enterprises/units irrespective of amount of investment made in plant and machinery. After scrutiny, it can reject claim applications on valid grounds of any enterprise irrespective of amount of investment made in plant and machinery. On the other hand, if the claim is found to be eligible for incentives; then DLC will approve applicable incentives in respect of those eligible cases where investment made in plant and machinery is up to Rs.1 crore and will recommend the case to Director of Industries in respect of those eligible cases where investment made in plant and machinery is above Rs.1 crore.

9.2 State Directorate Level Committee (SDLC)

The State Directorate Level Committee shall comprise of the following members:

- Director of Industries, Odisha - Chairman
- Commissioner of CT & GST or his/her representative not below Additional Commissioner rank - Member
- FA/AFA to Govt., MSME Department - Member
- General Manager, DIC - Member
- Additional / Joint Director of Industries - Member Convener

The SDLC will scrutinize all claim cases recommended by DLC. On scrutiny, it can reject any case on valid grounds irrespective of amount of investment made in plant and machinery. On the other hand, if a claim is found to be eligible, then the SDLC will approve applicable financial incentives where investment made in plant and machinery is above INR 1 crore upto INR 50 crore.

9.3 State Level Committee (SLC)

State Level Committee shall be the competent authority to sanction subsidy claims of eligible Thrust or Priority Sector Industrial Units or Renewable Energy Captive Power Plants under IPR above INR 50 Crore.

The State Level Committee shall comprise of following members:

- Secretary to Government, Industries Department -Chairman
- Secretary to Government, Finance Department or his/her representative -Member
- Secretary to Government, MS&ME Department or his/her representative -Member
- Managing Director, IDCO -Member
- Managing Director, IPICOL -Member
- Director of Industries, Odisha -Member Convener
- Any other member to be co-opted as per requirement

The SLC shall go into merits of each case to decide whether the industrial unit qualifies for grant of the subsidy and will determine the quantum of subsidy admissible to the industrial unit. The SLC shall discharge all other functions as may be necessary and subservient to the sanction and disbursement of subsidy under this scheme and shall regulate / monitor the implementation of this scheme.

10. Procedure:

a. Industries satisfying the eligibility criteria shall file application for annual claim in the prescribed form appended to this operational guideline at

Annexure – A (1) along with copies of all relevant documents as mentioned in the Checklist at **Annexure – A (2)** and undertaking prescribed at **Annexure – A (2.1)** to the Managing Director, IPICOL for Large Industries and GM, DIC in case of MSMEs.

Copies of the documents as indicated in the checklist shall be self - certified by Proprietor / Managing Partner / Managing Director / Authorized Signatory.

b. On receipt of application, the acknowledgement as prescribed at **Annexure – A (3)** shall be dispatched to the applicant / applicant unit duly signed by the officer of IPICOL / DIC authorized by the Managing Director, IPICOL / GM, DIC.

c. IPICOL / GM, DIC will check the eligibility and determine the applicability in each case within 7 days. All the documents submitted by the units shall be verified with the original by an officer not below the rank of Deputy Manager / Manager in IPICOL Assistant Manager in DIC who will record his verification on the body of the copy of the document.

d. IPICOL or General Manager, DIC shall inspect the unit to examine the eligibility and veracity of facts concerning the claim and assess the total investment within 30 days and collect inputs as per format at **Annexure – A (4)**. In case of assessment of claim for eligible renewable energy captive generating plants within the state, the assistance of suitable officer from O/o Electrical Inspector concerned may be taken during inspection.

e. After due scrutiny, IPICOL / GM, DIC will send a detailed report to Director of Industries, Odisha with a detailed note on fulfilment of eligibility criteria, time limit, IPR applicability, eligible amount of subsidy vis-à-vis investment in Plant & Machinery, decrease/ increase in recommended CIS amount with justification, working status, specific suggestion, if any, for consideration. A model agenda Note prescribed at **Annexure – A (5)** may be referred to for the purpose.

11. SANCTION, CONFIRMATION & RATIFICATION THEREON:

a. Considering the merit of each case, the **State Level Committee (SLC)** shall accord sanction of subsidy on Plant & Machinery in favour of the industrial unit.

b. After sanction of Subsidy on Plant & Machinery by the SLC, the Directorate of Industries, Odisha will communicate the details of sanction in the format prescribed at **Annexure-C** to Industries department, Managing Director, IPICOL/ GM, DIC and the concerned industrial unit within **7 days** of issue of the Proceedings.

c. The industrial unit on receipt of sanction letter shall be required to execute Agreement with DI or JDI/Additional DI (as authorised by DI) as per **Annexure – D** within next 7 days.

d. In case of rejection by the SLC, the same will be communicated by DI to Managing Director, IPICOL and the concerned industrial unit in the format prescribed at **Annexure-E**.

12. Disbursement of Subsidy:

Disbursement will be made by the Director of Industries, Odisha.

13. Funds & Audit:

a. Funds: The Directorate of Industries, Odisha in consultation with IPICOL will estimate the requirement of funds and furnish the requirement to the Industries Department/ MSME Department, and Department will provide funds to Directorate of Industries, Odisha, who shall be the Disbursing Agency. The Disbursing Agency will maintain regular accounts for each case & shall be accountable to the Audit and the State Govt. Directorate of Industries will furnish the utilization certificate in OGFR-VI along with the list of beneficiaries disbursed with assistance at the end of each financial year.

b. Audit: The accounts maintained by the DI, Odisha shall be audited by the AG, Odisha.

14. Maintenance of Records: The receipt / forwarding / sanction / rejection / disbursement of subsidy on Plant & Machinery shall be monitored both electronically & manually at IPICOL / Directorate of Industries level.

15. Recovery of Subsidy on Plant & Machinery: In the following events or circumstances, Subsidy on Plant & Machinery received by an Industrial unit shall be recoverable from it under the provision of OPDR Act as arrears of land revenue, unless refunded within a period of one month from the date of an order issued to this effect by the Director of Industries, Odisha.

i. Where an industrial unit in the opinion of the State Level Committee has availed of the Subsidy on Plant & Machinery by misrepresentation, fraud or by furnishing false & misleading information or by suppressing facts/materials or disbursed in excess of the amount actually admissible for whatsoever reason.

ii. Where the Subsidy on Plant & Machinery amount becomes recoverable in terms of the stipulation contained in the Agreement- **Annexure - C** or the beneficiary units violate any other condition of the Rules & Guidelines and Agreement.

16. Miscellaneous:

- a. Application for Condonation of delay shall be dealt separately. Managing Director, IPICOL or GM, DIC shall forward the request made by the unit for condonation of delay with justification to the Director of Industries, Odisha who shall examine and recommend to Industries Department in prescribed format of application and evidences for placement of the same in the Empowered Committee for consideration.
- b. DIC /IPICOL/ DI may inspect the industrial unit individually / jointly if required.
- c. Administration of CIS in the contingencies like shifting of industrial unit within the State, change of ownership etc. within the period of this incentive shall be governed as per the terms & conditions stipulated in the Agreement.
- d. Industrial Unit shall furnish its audited financial statements and other periodical statements of each financial year to the IPICOL during the period of incentives.
- e. Any change in facts or circumstances affecting the eligibility of the unit shall be intimated immediately to the DIC / IPICOL/Directorate of Industries, Odisha by the unit.

Where any doubt arises regarding implementation of these guidelines, the same shall be referred to Government of Odisha in the Industries Department whose decision shall be final and binding on all the parties.


By order of the Governor



Principal Secretary to Government
Industries Department

Memo No. 9325 /I., Bhubaneswar, dated 29/11/24


Copy forwarded to All Departments/ All Revenue Divisional Commissioners/ All Collectors/ All DICs/ All Sections of Industries Department (except HI-II Section and IMU Section)/ Guard File for information & necessary action.



Special Secretary to Government.


Memo No. 9326/I., Bhubaneswar, dated 29/11/24

Copy forwarded to the Managing Director, IDCO/ Managing Director, IPICOL/ Managing Director, Odisha Film Development Corporation/ Director of Industries, Odisha for kind information & necessary action.


Special Secretary to Government.

Memo No. 9327/I., Bhubaneswar, dated 29/11/24

Copy forwarded to IMU Section, Industries Department for information & necessary action with a request to upload the Resolution in the website of Industries Department.


Special Secretary to Government.

Annexure- A (1)

APPLICATION FOR SANCTION AND DISBURSEMENT OF CAPITAL
INVESTMENT SUBSIDY ON PLANT & MACHINERY TO PRIORITY / THRUST
SECTOR INDUSTRIES UNDER IPR - 2022

*Application received after the due date / incomplete in any respect shall be
liable for rejection*

(Strike out whichever is not applicable)

(See Para 4.5.3 & 5.4.2. (c) of IPR 2022)

From,

M/s. _____

At/PO _____

Dist. _____

(Location of the Industrial Unit)

To,

The Managing Director,
Industrial Promotion and Investment Corporation of Odisha limited
IPICOL House, Janpath, Bhubaneswar-751022.
The General Manager,
DIC, _____

Sub: Application for sanction and disbursement of Subsidy on Plant & Machinery to Priority / Thrust Sector Industries/ renewable energy captive power plants under IPR-2022.

Sir,

In accordance with the provisions laid down in IPR 2022 and its Guidelines, the application for sanction and disbursement of Subsidy on Plant & Machinery is submitted with following particulars.

1	Category of the Industry Priority / Thrust (Sector and Sub-Sector to be mentioned as per IPR 2022 and its Provisions) OR Renewable energy plants of eligible unit	:	
2	Address of Registered office	:	
3	Type of organization (Proprietorship / Partnership / Co-operative / Private Limited / Public Limited)	:	
4	Name of the applicant (Proprietor / Managing Partner / Managing Director / Authorized Signatory)	:	
5	Production Certificate No. and date / Date of energization of the RECPS	:	

6	Items of manufacture / activity with installed capacity		:	Item	Capacity			
				(I)				
				(ii)				
7	Employment created		:					
8	Date of first fixed capital investment							
9	Date of starting commercial production/ date of energization							
10	Details of fixed capital investment of the unit (Head-wise)							
Sl.	Items	As per scheme approved by Bank or F.I. /DLSWCA / HLCA / SLSWCA		Actual expenditure incurred till period of claim				
a	Land							
b	Building							
c	Plant & Machinery including associated civil, mechanical & electrical equipment & works							
d	Loading, unloading, transportation, duties, tax, Inc etc.							
e	IDCO Shed (if any)							
	Total							
11	Means of Finance (in Rs.)	Internal Resources						
		Banks						
		Other Financing Institutions						
12	Annual Claim details in Rs. (Plant & Machinery-wise details to be supplemented in check list)							
#	Last claim date	P/M installed till last claim	P/M status since last claim			P/M in productive use at present [(c)+(d)-(e)-(f)]	Amount claimed	Amount released
			Added	Disposed of	Not in use			
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)
1 st								
2 nd								
3 rd								
4 th								
5 th								

13	Bank A/c No. of the Industrial unit		
14	Name of Bank Branch with IFSC code & MICR No.		

I, Sri _____ S/o _____ at present _____ (designation) of M/S _____ (name of the industrial unit) certify that the information furnished as above is true and correct to the best of my knowledge and belief.

Place-
Date-

Signature of the Proprietor / Managing Partner/
Managing Director / Authorized Signatory in full and on behalf of
M/s _____

Annexure- A (2)**CHECK LIST**

[See Clause- 10(a) of this OG]

Copies of documents to be attached with the application shall be self-certified by Proprietor / Managing Partner/Managing Director / Authorized Signatory

(Strike out whichever is not applicable)

1	Production Certificate / Energization certificate. (If not issued, undertaking to the effect that application can only be processed after receipt of the same to be submitted along with application)
2	Power of Attorney / Board Resolution/ Society Resolution, as applicable, while signing as Partner / Managing Director / Authorized person.
3	Certificate of registration under Indian Partnership Act 1932 / Societies Registration Act- 1860 / Certificate of incorporation (Memorandum of association & Article of Association) under Company Act-1956
4	Undertaking on non-availment of subsidy earlier on this project
5	Document in support of date of production/ energization
6	Document in support of date of first fixed capital investment for new units
7	Land document –Title Deed / Sale Deed
8	Copy of Registered Lease Deed / Agreement to lease in support of land / land & building / building where the lease period is for 30 years or more
9	Approved plan for civil construction in case of Renewable Energy Captive Power Plant (RECPP)
10	Self certificate on Actual Investment on Plant & Machinery employed in the project till the date of claim. Certified that the plant & machinery listed below have been purchased in the name of the Industrial unit since inception of the project and installed in M/s._____ located at _____

_____ Dist _____. The status of each machinery indicated below is correct and true to best of knowledge and belief.							
Sl.	Name of Machinery with Specification	Bill No. & Date (Rs.)	Duty / Tax/ Ins. etc. (Rs.)	Cost of installation (Rs.)	Total (Rs.)	Status (in operation/disposed of/not in use)	Status Date
1	2	3	4	5	6	7	8
# In case of Renewable Energy Captive Power Plant, plant and machinery including technical civil works, transmission lines and systems to be calculated							
<div style="text-align: right;"> Signature of <i>Authorized signatory</i> </div>							
11	Copies of bills, vouchers, etc. signed by the investor/entrepreneur / Authorized person in support of Plant & Machinery, Loading, unloading, transportation, duties, tax, Inc etc. or in case of Renewable Energy CPP plant and machinery including technical civil works, transmission lines and systems for the period of annual claim						
12	Consent to operate issued by State Pollution Control Board, Odisha other than white Category						

Annexure A-2.1

UNDERTAKING

(Strike out whichever is not applicable)

From,

M/s. _____

At/PO _____

Dist. _____

1. I / We hereby undertake that claim for Subsidy on Plant & Machinery is for Rs. ----- (in words) till date i.e., _____

2. I / We shall abide by the terms and conditions prescribed under the provisions of Industrial Policy Resolution, 2022 and its operational guidelines.

3. I / We shall repay the Subsidy on Plant & Machinery / technical civil works, transmission lines and systems or any part thereof with penal interest as decided by the authority:

a. If the information stated in the application & supporting documents is found to be false/ incorrect / misleading or miss-represented and there has been suppression of facts / materials or if found to have been disbursed in excess of the amount actually admissible for whatsoever reason.

b. If the industrial unit goes out of production for a period exceeding six months at a time for any reasons other than labour troubles, want of electric power or for the reason which is beyond the control of industrial unit / management during the period of incentives.

4. This industrial unit has not applied / availed Subsidy on Plant & Machinery or technical civil works, transmission lines and systems in any manner under any other scheme of the State Govt. or the Central Govt. or any Financial Institution(s).

I / we shall furnish its audited financial statements and other periodical statements of each financial year to the RICDIC / IPICOL/ Directorate of Industries, Odisha during the period of incentives.

Signature of the Proprietor / Managing Partner /
Managing Director / Authorised Signatory of
M/s _____

Date:

Annexure- A (3)

[see clause 10(b) of this OG] **(FOR OFFICE USE)**
INDUSTRIAL PROMOTION AND INVESTMENT CORPORATION OF ODISHA LTD.,
IPICOL HOUSE, JANPATH, BBSR / DISTRICT INDUSTRIES CENTER, _____

Letter No. _____ / Date _____

Acknowledgement

(To be issued by authorized officer of IPICOL/ DIC on the day of receipt)
(Strike out whichever is not applicable)

To,

Shri _____
M/s. _____

Received the application for -----
----- under the provisions of INDUSTRIAL POLICY RESOLUTION-2022 and
its operational guidelines along with documents mentioned below from M/s--
----- At/PO-----Dist. ____ on dt. -----through post / person.

List of documents

- 1.
- 2.
- 3.

Signature of authorized officer, **IPICOL/ DIC**
with seal & date

Annexure- A (3)

(Applicant's copy)

INDUSTRIAL PROMOTION AND INVESTMENT CORPORATION OF ODISHA
LIMITED, IPICOL HOUSE, JANPATH, BHUBANESWAR / DISTRICT
INDUSTRIES CENTER, _____

Letter No. _____ / Date _____

Acknowledgement

(To be issued by authorized officer of IPICOL/ DIC on the day of receipt)
(Strike out whichever is not applicable)

To,

Shri _____
M/s. _____

Received the application for -----
under the provisions of INDUSTRIAL POLICY RESOLUTION-2022 and its
operational guidelines along with documents mentioned below from M/s-----
----- At/PO-----Dist. ____ on dt. ____ through post / person.

List of documents

- 1.
- 2.
- 3.

Signature of authorized officer, **IPICOL / DIC**
with seal & date

Annexure- A (4)
ASSESSMENT OF VALUE OF INVESTMENT
[See Clause- 10(d) of this OG]

1. The cost of the Project of M/s. _____ as given by the unit has been approved.
2. While submitting application for Production Certificate, the unit has furnished scheme/DPR in support of the cost of the project as given below. (This relates to cases approved by concerned authority like DSWCA/SLSWCA/HLCA).
3. We have verified the investment made by the unit & the valuation of the assets acquired vis-à-vis the provision in approved DPR is given below:

Item of Fixed Assets		As per DPR approved by Bank or F.I. /DLSWCA / HLCA / SLSWCA	Actual Expenditure incurred which eligible for subsidy with justification for addition
a)	Plant & Machinery		
	i. Plant, Machineries and/or Equipment ii. Foundation and structural support required for fixing apparatus, equipment, and machinery to earth iii. Electrification & Installation iv. Technical civil works, transmission lines and systems for Renewable Energy Captive Power Plant v. Safety, pollution control and Firefighting equipment vi. Storage tanks/cylinders for raw materials/ fuel etc. vii. Others (specify in details)		
	Total		

4. 1st Fixed Capital Investment has been made on _____ by way of acquisition of _____ (mode of investment)
5. The unit is eligible to get _____ instalment of Capital Investment Subsidy and its Rules & Guidelines and it amounts to Rs. _____ (in words also) Rupees _____
6. It is a working unit/ renewable captive power generating unit.

Signature & Designation of Officer
forwarding the application with seal

Annexure- A (5)
MODEL AGENDA TO BE PLACED BEFORE SLC
[See Clause- 10(e) of this OG]

1	Name & Address of the Unit	:		
2	Location of the Unit	:		
3	Name of the District	:		
4	Name of the Proprietor / Mg. Partner / Mg Director	:		
5	Date of receipt of application by IPICOL/ DIC	:		
6	Date of issue of IEM / EIN	:		
7	Date of approval by DLSWCA / SLSWCA /HLCA	:		
8	End Product (s)	:		
9	Installed Capacity	:	Item	Capacity (in)
			1.	
			2.	
10	Financer (Self/Bank/FI)	:		
11	Term Loan (Rs. In Lakh)	:		
12	Date of 1 st Fixed Capital Investment	:		
13	Date of commercial Production as in PC	:		
14	Investment in Plant & machinery till date or by end of 3 years for MSMEs and 5 years for large industries after FCI, whichever is earlier	:		
15	Subsidy on P & M already availed (annual claim and or released so far) (year and phase)	:		
16	Total Investment in Rs			
	a) Land			
	b) Building and/or IDCO Shed			
	c) Building / Shed/ civil construction /mechanical structures required for production activity			
	d) Plant & Machinery & installation charges			
	e) Electrification & Installation			
	f) Technical civil works, transmission lines and systems			

	g)	Safety, pollution control and Firefighting equipment	
	h)	Storage tanks/cylinders for raw materials/ fuel etc.	
	i)	Loading, unloading, transportation, duties, tax, Insurance etc.	
	j)	Others (specify in details)	
	Total		
17	Amount of Subsidy eligible		:
18	Present working status		:
19	Amount of Subsidy recommended		:

Brief Note including details on the points listed below:

1. In time submission of application
2. Eligibility
3. Date of 1st Fixed Capital Investment and mode of investment
4. Applicability of the provisions of IPR 2022
5. Valuation of the fixed assets acquired vis-à-vis the schematic provision & justification if there is variation
6. Rate of Subsidy- 20% or 30%
7. Eligible amount of Subsidy
8. Present working status
9. Loan A/cs etc., if any
10. Recommendation/suggestions, if any.

Annexure- C
SANCTION LETTER

See Clause- 11(b) of this OG
OFFICE OF THE DIRECTOR OF INDUSTRIES, ODISHA, CUTTACK.

Lt. No. ----- Dt-----
(Strike out whichever is not applicable)

To,

M/s. _____
At PO _____
Sub-Div. _____
Dist. _____
(Location of the Industrial Unit / Registered Office Address)

Sub: Sanction of Subsidy on Plant & Machinery / plant and machinery including technical civil works, transmission lines and systems under provisions of IPR 2022.

Ref: Your application Capital Investment Subsidy on Plant & Machinery dated _____

Dear Sir,

We are pleased to inform you that the State Level Committee in its _____ meeting held on _____ have sanctioned Capital Investment Subsidy on Plant & Machinery of Rs. _____ (Rupees _____) only in favour of your unit @ of 4 % (for Priority Sector)/6% (for Thrust Sector / RECPP) of total investment in P & M till _____ (Date) under provisions of IPR 2022 for (1st / 2nd / 3rd / 4th / 5th year of claim) Dt. _____ to Dt. _____.

1. The said sanction of subsidy is subject to the following conditions in addition to the conditions prescribed under the scheme.
2. From the evidence furnished by you from time to time for the purpose of sanction of subsidy, the investment in P & M of the unit / Renewable energy CPP including technical civil works, transmission lines and systems has been estimated to be Rs.(Rupees _____)
3. Based on the above, the amount of 4 % (for Priority Sector)/6% (for Thrust Sector/ RECPP) Capital Investment Subsidy on Plant & Machinery to which you are entitled to is determined at Rs. _____.
4. The above sanctioned can be disbursed in full subject to availability of funds for Capital Investment Subsidy on Plant & Machinery account for your unit at _____.

5. You shall have to furnish advance stamped receipt in triplicate for each instalment of disbursement on the following proforma on the letterhead of the unit.

6. "Received with thanks from _____ sum of Rs. _____ (Rupees _____) only by cheque / draft No. _____ dated _____ on account of Capital Investment Subsidy on Plant & Machinery including technical civil works, transmission lines and systems as per the terms and conditions laid down in the agreement executed by us on _____.

7. You shall also have to execute an agreement and the agreement shall be on stamp paper of Rs. _____, which shall be kept by us / Inspector General Registration.

8. The agreement should be executed by the proprietor, in the case of proprietary concern,

9. In case of partnership, agreement should be executed by all the partners; however, if any one of the partners hold a general power of attorney, he may execute the agreement on behalf of the remaining partners. In that case, please furnish a certified copy of the partnership deed registered with Registrar of Firms under Indian Partnership Act, 1932.

10. Erasures, if any should be properly, initialled No. blank should be left in the agreement and all the blanks should be filled in with proper initials.

11. Along with the above agreement duly executed, you are requested to furnish a certified true copy of the resolution passed by the Board of Director / Partners of your company for availing and utilizing the CIS sanctioned. (This is applicable in case of limited company/ SLP etc).

12. You shall also have to produce a Certificate on the working status of your unit from your financier duly countersigned by the concerned GM, DIC/ MD, IPICOL.

Yours faithfully,

Director of Industries, Odisha

Memo No----- Date-----

Copy forwarded to Additional Secretary, Industries Deptt. / Additional Secretary, MSME Deptt. / Managing Director, IPICOL/ GM, DIC, _____ for information and necessary action.

Director of Industries, Odisha

Annexure - D
AGREEMENT
[See Clause- 11(c) of this OG]

This INDENTURE made in this _____ day of _____, 20----
between a private / public limited company / cooperative society registered
under the Orissa Cooperative Society Act 1962 and having its registered office
at _____

OR

Carrying on business as a sole Proprietor / Partner / Director /
Managing Director / Trustee / others in the firm with the name and style
of M/s. _____ having its office at _____
hereinafter called the **industrial unit** (which expression shall unless it be
repugnant to the context or meaning there of be deemed to include its
successor or successors and assigns / the partners for the time being of the
said firm and their assigns / his / their, executors, administrators and
assigns) of the first part

AND

The Joint / Additional Director of Industries of Directorate of
Industries, Odisha representing the Governor of Odisha, exercising the
executive powers of the Government of the State of Odisha (here in after
referred to as "the Governor" which expression shall unless it be repugnant
to the context or meaning the thereof be deemed to include his successor of
successors and assigns) of second part, as:

1. The Government of Odisha have framed a scheme as Subsidy on Plant &
Machinery / Plant & Machinery including technical civil works, transmission
lines and systems in case of Renewable Energy captive power plant(RECPP)
under the provisions of IPR 2022 that Government of Odisha will grant a
subsidy to the Project Proponent who set up industries in the districts
_____ of the State if the said parties satisfy the terms and conditions
laid down under the Policy and its Guidelines which shall be deemed to be a
part of this agreement.

2. The Government of Odisha (hereinafter referred to as the Government has appointed the Director of Industries) to act as the Disbursing Agency of the said investment subsidy.

3. The industrial unit / Company have set up an industry at _____ on plot No. ____ Khata No. _____ measurement of area _____ Mouza _____ District _____ standing in the name of _____ and have satisfied other conditions of the capital investment subsidy scheme and have, therefore, become entitled to the benefits under the said Scheme i.e. Subsidy on Plant & Machinery including technical civil works, transmission lines and systems.

4. The industrial unit by their application dated the day of ____ 20__ applied to the Government for the grant of (Rupees _____) @ 20% (for Priority Sector) / 30 % (for Thrust Sector/ Renewable Energy captive power plant) Subsidy on Plant & Machinery (including technical civil works, transmission lines and systems for RECPP) amounting to Rs. _____ (Rupees _____):

i. Relying on the said application and subsequent representations made by the industrial unit, the Government have sanctioned the subsidy on Plant & Machinery/ Plant & Machinery including technical civil works, transmission lines and systems of Rs. _____ (Rupees _____) as per eligibility and compliance to the provisions of IPR 2022 and the DI has agreed to pay the same on behalf of the Government to the industrial unit on their executing the necessary documents as hereinafter appearing and creating the fixed assets to the tune of Rs. _____ (Rupees _____)

ii. Now this INDENTURE witnesses and it is hereby agreed by and between the parties hereto as under:

a. In consideration of the Government agreeing to give to the industrial unit under the said scheme, in such instalments the Government in its sole discretion think fit, an aggregate amount of _____ and by way of the subsidy on Plant & Machinery/ Plant & Machinery including technical civil works, transmission lines and systems to the industrial unit creating the fixed assets of Rs. _____ for the purpose of the said unit and the industrial unit do and each of them do hereby covenant with the Government as under:

b. The DI, Odisha will be entitled in its sole discretion to make disbursement of the Subsidy on Plant & Machinery/ Plant & Machinery including technical civil works, transmission lines and systems or of any part thereof of either in one or more instalments

to the party on it complying with the terms & conditions of the Subsidy on Plant & Machinery scheme and of this agreement.

c. In the event of the State Level Committee ultimately deciding for any reasons whatsoever that the industrial unit is entitled to a lesser amount of subsidy the excess amount of the Subsidy on Plant & Machinery shall be repaid by the industrial unit to the DI, Odisha along with interest thereon @ 12.5% per annum or such other rate as the Government might decide from time to time from the date of payment of the said amount of Rs. _____ or any part thereof paid under this agreement till the repayment.

d. The industrial unit shall duly observe and perform the covenants and the conditions to be observed and performed by him / them under the said scheme.

e. The industrial unit shall not without prior approval of the State Level Committee change the location of the whole or any part of the industrial unit or affect any substantial change in the said project within a period of 8 years from the commercial production of the unit.

f. The industrial unit shall promptly furnish all the information asked for to the DIC, _____ / IPICOL/ Director of Industries / Government and also furnish certified copies of its audited balance sheet and profit & loss amount within a period of 6 months from the end of the each financial year and also such other periodicals statements in such form and by such dates as may be prescribed by the Government from time to time to the DIC, _____ / IPICOL/Director of Industries, Orissa / State Government.

g. The said sum of Rs. _____ or such part thereof as may have been till then paid by the Government to the industrial unit shall become forthwith repayable by the industrial unit to the Government in each and every of the following events namely:

i. If the industrial unit go out of production within 8 years from the date of start of production.

ii. If the industrial unit change(s) the location of whole or any part of the industrial unit or effect any substantial construction or disposal of substantial part of their total fixed capital investment within a period of 8 years after going into commercial production.

iii. If any information furnished by the industrial unit in the application for the subsidy or otherwise particularly

regarding location, capital investment and production, capacity of the said unit prior to the sanctioning of the sum of Rs. _____ as the subsidy is found to be incorrect or false or misleading and there has been suppression of any material / facts.

iv. If a distress of execution shall be levied upon any property of the industrial unit or its occupier or any part of the said factory or a receiver thereof is appointed.

v. If the industrial unit shall commit a breach of any one of the covenants or provisions herein contained and on his / their part to be observed and performed.

vi. If the industrial unit or its occupier close the said factory for a period exceeding 6 months at a time for reasons other than the labour troubles, want of electric power or raw material or shall cease to carry on business for any reason whatsoever within 8 years from the date of commercial production.

vii. If the industrial unit or any of them (director/partner/occupier etc.) file a petition for being adjudicated as insolvent or are / is adjudicated as insolvent.

viii. If any petition for winding up the industrial unit or company is presenting to any court or the industrial unit/ company passes any resolution for being wound up.

ix. If the industrial unit fail or neglect to forth with execute such further documents as may be required by the Government or to duly comply with any direction given to it by the Government or the DIC. In each one of the aforesaid contingencies the industrial unit have to repay the whole amount mentioned above with interest thereon @ 12 ½% per annum or such rate as the Government might decide from time to time from the date of disbursement of the subsidy till the repayment.

5. Whenever any sum due and payable by the industrial unit under these presents shall be in arrears the same shall be deemed to be public demand and may without prejudice to any other right and the remedies of the Government be recovered from the industrial unit as a public demand under the Orissa Public Demand Recovery Act, 1962.

6. The industrial unit shall permit any person or persons authorized by the Government in that behalf at any time and from time to time during the usual

time or 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 Government and furnish to such person or person as aforesaid all such information relating to the said factory as may be required by such person or persons.

7. The industrial unit shall observe and perform all instruction and direction that may be issued from time to time by the Government or the DI, Odisha or IPICOL or DIC, _____ in relation to utilisation of the said sum of Rs. _____ and shall for 8 years hereinafter submit to the Government yearly periodical progress reports on the working of the said unit at the time and the form prescribed by Government or the Corporation.

a. The industrial unit shall –

i. Furnish further information asked for by the Government of Odisha or by the State Level Committee or by the DIC, _____/IPICOL/DI, Odisha from time to time.

ii. Furnish to the DIC, _____/IPICOL certified copies of the annual statement of accounts including the balance sheet and also periodical statements in such form and by such dates as may be prescribed by the Government or the DIC, _____ from time to time.

iii. Furnish true copies of documents as may be required by the Government or the DIC, _____/IPICOL/DI, Odisha.

8. 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 or thereafter the same shall be referred to the sole arbitration or a suitable person acceptable to the industrial unit as well as the Government and / or the DIC, _____/IPICOL/DI, Odisha or any other person nominated by Govt. and his decision thereof shall be final and binding on the parties. Such arbitration shall be under the provision of the Arbitration Act, 1940 and shall be held in **Cuttack.**

9. The industrial unit agree that in respect of any matters arising under this agreement the courts at Cuttack along with have exclusive jurisdiction and that the industrial unit submit to the same will not object that the courts at Cuttack have no jurisdiction for any reason whatsoever.

10. In the event of any action arising under any of the clause herein above the industrial unit agree to pay to the DI, Odisha the legal charges and such other costs as the DI, Odisha may be required to incur in connection with the aforesaid action.

11. The industrial unit to bear and pay all the costs charged and the expenses incidental to the preparation and the execution of the agreement.

In Witness whereof of parties hereto have affixed their common seal of this writing the day and year first herein above written.

The common seal of:

Is there into affixed pursuant to the resolution of the Board of Directors of the company passed on the day of in the presence of who has / have put his/their signatures.

In token of his / their presence in the presence of

In the witness thereof the industrial unit have put their (Respective land here today ____ year herein above written)

Signed and delivered by the _____

With name in the presence of

Witness

1.

2.

Signature of Officer

Acting in the premises for on behalf of the Government of Orissa in the presence of Witness:

1.

2.

Signature

Annexure E

[See Clause- 11(d) of this OG]

DIRECTORATE OF INDUSTRIES, ODISHA, CUTTACK

Letter No. _____ / Date _____
(Strike out whichever is not applicable)

To,

Shri _____
M/s. _____
At PO _____
Sub-Div. _____
Dist. _____
(Location of the Industrial Unit)

Sir,

This is to inform that your application for sanction of Capital Investment Subsidy on Plant & Machineries filed on dt. _____ under the provisions for Priority sector Industries / Thrust Sector Industries / RECPP under IPR 2022 is **REJECTED** by State Level Committee (SLC) on its meeting dateddue to following reasons.

Specify the reasons:

- 1.
- 2.
- 3.
- 4.

Signature of Director of Industries, Odisha
with seal & date

Memo No. _____ Dated _____

Copy forwarded to IPICOL / DIC, for information.