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HARYANA GOVERNMENT

INDUSTRIES AND COMMERCE DEPARTMENT

Notification

The 12th May, 2023

No. 25/05/2020-4IB-I.— In pursuance to the provision under Chapter 14 of Haryana Enterprises & Employment Policy-2020 notified dated 29.12.2020 the Governor of Haryana is pleased to notify the “Renewable Energy Projects for all category enterprises”.

The scheme will consist of the following provisions:

1. Objective

The objective of the scheme is to boost the usage of renewable energy and alternate sources of energy in the State.

2. Quantum of Assistance

New captive renewable energy projects generating and storing solar energy (above 1 MW) or generating bio energy (from agricultural residue) will be treated as “Industry” and all the incentives available to thrust sector units under the HEEP-2020 policy, shall also be available to the solar and bio energy producers/units.

Further, a capital subsidy of 25% upto INR 1 Crore per MW equivalent, maximum of INR 2.5 Crore, shall be provisioned for bio energy (from agricultural residue) unit. Units established throughout the state are eligible. The incentives specified for thrust sector i.e. Agro Based, Food Processing and Allied Industry would also be permissible for Bio-Energy Units.

3. Definitions:

- i. **Ultra-Mega Project:** Iconic Project having minimum Fixed Capital Investment of INR 6000 Cr. in A Blocks, INR 4,500 crore in B Blocks, INR 3,000 crore in C Blocks and INR 1,500 crore in D Blocks.
- ii. **Mega Project:** Project having minimum Fixed Capital Investment (FCI) of INR 200 crore in B Blocks, FCI of over INR 100 crore in C Blocks and FCI of over INR 75 crore in D Blocks. The project undertaking expansion/ diversification and identified service enterprises with same criteria of investment shall also be treated as Mega Project.
- iii. **Large Enterprise:** Investment in Plant and Machinery greater than INR 50 crore and turnover greater than INR 250 crore (over and above the of limit of Medium units defined under the MSMED Act, 2006 or as amended by GoI from time to time).
- iv. **Medium Enterprise:** Investment in Plant and Machinery or Equipment does not exceed INR 50 crore and turnover does not exceed INR 250 crore or as amended by GoI under MSMED the Act, 2006 time to time.

- v. **Small Enterprise:** Investment in Plant and Machinery or Equipment does not exceed INR 10 crore and turnover does not exceed INR 50 crore or as amended by GoI under MSMED Act, 2006 from time to time.
- vi. **Micro Enterprise:** Investment in Plant and Machinery or Equipment does not exceed INR 1 crore and turnover does not exceed INR 5 crores or as amended by GoI under MSMED Act, 2006 from time to time.

4. Commencement and Applicability

The Scheme shall commence from the date of commencement of Haryana Enterprises & Employment Policy, 2020 i.e. 01.01.2021 and shall remain in operation for a period of 5 years.

5. Eligibility Criteria

- i. The unit shall file IEM/Udyam Registration Certificate (URC) and Haryana Udyam Memorandum (HUM) on the portal for statistical purpose, at any stage.
- ii. The unit should not fall in the restrictive list as notified by the State Government from time to time.
- iii. The unit should have obtained NOC/CLU from competent Authority, if applicable.
- iv. The unit should be in commercial production.
- v. The unit should be in regular production at the time of disbursement and the subsidy shall not be released to the closed unit.

6. Procedure

- 6.1. Application on prescribed Form (Annexure-I) for the grant of Capital subsidy, along with listed documents should be submitted to the Director/ Director General, Industries & Commerce/ Micro, Small and Medium Enterprises, on the web portal of the department within three months of closing of financial year for which incentive is being claimed or from the date of notification of the scheme, whichever is later.
- 6.2. The application would be processed and examined by the Joint Director/Deputy Director, District Industries Centre/ District MSME Centre. He will be responsible for scrutiny and shall clearly recommend for approval/rejection of the claim after conducting the inspection of the unit. The deficiencies, if any, would be communicated to the applicant in writing within a period of 7 days and the applicant would be given 10 days to rectify the deficiencies so pointed out.
- 6.3. In case the deficiencies are not removed within prescribed period, the claim shall be forfeited by the Competent Authority, under intimation to the party through an e-mail.
- 6.4. The enterprise shall not be required to submit any additional document other than specified under Annexure-I unless required for establishing genuineness of the claim.

7. Time Limit to apply

The entitlement for the capital subsidy for an enterprise shall be forfeited, if it does not submit its claim, complete in all respects within three months of the closing of the financial year for which incentive is being claimed or from the date of notification of the scheme, whichever is later.

8. Competent Authority for sanction

The Director/ Director General, Industries & Commerce shall be competent authority for sanction of Financial Assistance for Ultra & Mega Projects and Large Units whereas Director/ Director General, Micro, Small and Medium Enterprises shall be competent authority for Micro, Small and Medium Enterprises.

9. Interpretation/ Relaxation

Administrative Secretary, Industries & Commerce, Haryana shall be competent to make interpretation of provisions of this scheme.

10. Appeals

An appeal against an order passed by the Competent Authority shall lie with the Administrative Secretary, Industries & Commerce, Haryana within a period of 30 days from the date of communication of orders appealed against. The orders passed by the Administrative Secretary, Industries & Commerce, Haryana in appeal shall be final.

11. Power to condone delay in submission of application & appeal:

- (a) The Director/ Director General, Industries & Commerce/Micro, Small and Medium Enterprises, Haryana shall be competent to condone the delay up to a period of 03 months after the prescribed time limit, provided that the competent authority is satisfied with the reasons of late submission of the application on the basis of the substantial evidence/documents/ arguments presented by the applicant.

- (b) The Administrative Secretary, Industries & Commerce, Haryana shall be competent to condone the delay up to a period of 06 months after the prescribed time limit, provided that the competent authority is satisfied with the reasons of late submission of the application on the basis of the substantial evidence/documents/ arguments presented by the applicant.

12. Penal Action

In case, it is found at any stage that the applicant has claimed the assistance on the basis of wrong facts, the applicant shall besides refund the assistance with compound rate of interest @ 12% per annum and facing legal action, will be debarred from grant of any incentive/assistance from the State Government. If the applicant fails to refund the subsidy amount with interest, then the amount shall be recovered as arrear of land revenue. The applicant shall be debarred from public procurement as a result of mismatch in facts and figures.

13. Service Delivery Timeline

S. No.	Tasks	Time limit (working days)
1	Letter of Approval	45 days
2	Letter of Sanction	07 days
3	Disbursement	07 days

ANAND MOHAN SHARAN,
Additional Chief Secretary to Government Haryana,
Industries and Commerce Department.

Annexure-I**Application format for claiming Renewable Energy Subsidy for all enterprises**

Sr. No.	Particulars	Details
1	Name of the applicant (Authorized person of the unit)	
2	Name & Address of the unit with telephone no. and e-mail	
3	Registered office address	
4	Constitution of the Unit [Proprietary, Partnership, Pvt. Ltd., Public Ltd., LLP (Limited Liability Partnership), Co-operative Society]	
5	Name of the block in which the enterprise located and category of blocks i.e. A / B/C/D	
6	Category of Units (Micro/ Small/ Medium/ Large/ Mega/ Ultra Mega)	
7	IEM/Udyam Registration Certificate (URC) and Haryana Udhyaam Memorandum No. & Date	
8	Date of commencement of commercial Production/ Operation	
9	Details of the project i. Item Used- Solar/ Bio fuels ii. Capacity of the power generation Plant	
10	Amount of Capital Subsidy Claimed	
11	Details of Fixed Capital Investment: i. Land ii. Building iii. Plant & Machinery/equipment iv. Others Total	

12. Self-attested copies of documents to be attached with the application:

- i. Copy of IEM/Udyam Registration Certificate (URC) and Haryana Udhyaam Memorandum (HUM).
- ii. Certificate of Incorporation/ Partnership deed/Partnership registration/ Co-operative society registration.
- iii. Board resolution/ Power of attorney.
- iv. Change of Land Use (CLU)/ NOC from competent authority, if applicable.
- v. Declaration by the applicant (as per Annexure II) on non-judicial stamp paper of Rs. 50/- (Min) duly sworn before a Notary Public or First-Class Magistrate
- vi. CA Certificate regarding investment in plant & machinery for new unit/ expansion/ diversification (Annexure-III).
- vii. Audited balance sheet of the unit of last year (if Applicable).
- viii. Copy of first sale bill.

Signature of the applicant
(with seal)

Annexure-II

Undertaking/Declaration (to be submitted on non-judicial stamp paper of INR 50/- (Min) duly sworn before a Notary Public (duly affixed with Notarial Stamp; and with Notary Seal & Notary Registration Number) or First-Class Magistrate):

I _____ do hereby solemnly state that I am proprietor/ partner/director/
_____ of M/s _____
located _____ which is engaged in _____
and I have been authorized to file the capital claim with the Department of Industries and Commerce, Haryana.

2. I, do hereby affirm that the particulars given in the application are correct. In case any of the statement/ information furnished in the application/ documents later found to be wrong or incorrect or misleading, I, do hereby undertake to refund the entire amount of assistance of INR _____ (Rupee _____) granted to me at the compound rate of interest @12% per annum, besides facing legal action in case facts contained in this application are proved to be wrong at the time of verification/ checking or otherwise at any stage.

Dated:

Signature of the applicant
(With Seal)

Annexure-III

Certificate from Chartered Accountant regarding investment in plant & machinery and turnover (on a CA letterhead)

To whom it may concern

The records of M/swith their regd. office at and unit located at..... in respect of investment in renewable energy* of the company has been verified. It is certified that the investment in plant & machinery as on date..... stands as INR..... and turnover of last financial year INR----- (Rupees-----).

Name & signature of the Chartered
Accountant with stamps & CA membership Number

Date-----

UDIN No.-----