

# HARYANA GOVERNMENT

## INDUSTRIES AND COMMERCE DEPARTMENT

### NOTIFICATION

No. 02/03/2023-1IB-II

The 21<sup>th</sup> April, 2023

In supersession of earlier notification No.25/05/2020-4IB-I dated 08.06.2021 regarding pursuance to the provision under Chapter 14 of the Haryana Enterprises & Employment Policy-2020 notified in Gazette vide No.25/05/2020-4IB-I dated 29.12.2020, the Governor of Haryana is pleased to notify the "**Revised Assistance for Technology Acquisition Scheme**" for Micro, Small & Medium Enterprises located anywhere in the State. The scheme will consist of the following provisions:

#### 1. Objective:

The objective of the scheme is to identify and facilitate acquisition of new technology by Manufacturing Enterprises from the MSME sector. It involves purchase of latest technology by the MSMEs.

#### 2. Quantum of Assistance:

75% of cost for acquiring technology/machinery with latest technology from premier National (institutes from the top 100 ranks on the National Institutional Ranking Framework (NIRF) across categories) / International Institutes (institutes from the top 150 ranks on the US News and World Report rankings) / Patented Technology from domestic (patented within last 10 years of the date of technology acquisition)/ foreign companies (patented within last 5 years of the date of technology acquisition), max. of INR 50.00 lakh.

#### 3. Definitions:

- (i) **Medium Enterprise:** Investment in Plant and Machinery or Equipment does not exceed INR 50 crore and turnover does not exceed INR 250 crore as amended by GoI under the Micro, Small and Medium Enterprises Development Act, 2006 from time to time.
- (ii) **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 the Micro, Small and Medium Enterprises Development Act, 2006 from time to time.
- (iii) **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 the Micro, Small and Medium Enterprises

Development Act, 2006 from time to time.

- (iv) **Latest Technology:** The technology/machinery with latest technology that has been patented within the last 10 years of the date of technology acquisition in case of domestically filed patents and within the last 5 years of the date of technology acquisition in case of internationally filed patents.

#### **4. Commencement and Applicability:**

The Scheme shall commence with effect from 01.01.2021 for technology acquisition and shall remain in operation for a period of 5 years. The assistance shall be admissible on acquisition of technology/machinery with latest technology on or after 01.01.2021 and before 31.12.2025 under this scheme.

#### **5. Eligibility Criteria:**

All MSMEs existing anywhere in the State shall comply with the following conditions:

- (i) The unit shall file Udyam Registration Certificate (URC) and Haryana Udhyam Memorandum (HUM) on the portal for the statistical purpose, at any stage.
- (ii) The acquisition of technology can be in any form, including purchase of drawing and design and technology development through engaging experts/R&D institution and/or technical consultancy firm or acquisition of machinery with latest technology. The applicant should clearly demonstrate improvement in performance due to technology acquisition. Mere purchase of machinery and Technology will not be considered as technology acquisition.
- (iii) The improvement in performance due to technology acquisition can be demonstrated as follows:
  - a) An increase of at-least 10% in Production Rate (Number of units produced/Total time taken).
  - b) A decrease of at-least 5% in Cycle Time (Net Production Time/Number of Units Produced).
  - c) A decrease of at-least 2.5% in Rejection Rate (Number of units rejected ÷ total number of units produced) × 100].

Note: Improvement in performance to be certified by Chartered Engineer.

The average values of the above-mentioned indicators calculated three months prior to technology acquisition will be compared with the average values calculated 3 months post the month of installation & commissioning of technology/machinery with latest technology to demonstrate the performance improvement.

- (iv) The machinery manufacturers can also avail the benefit for technology collaboration from abroad.
- (v) The item of manufacture should not fall in the restrictive list as notified by the State Government from time to time.
- (vi) The units should have obtained NOC/CLU from competent authority, if applicable.
- (vii) The units should be in commercial production.
- (viii) The units should be in regular production at the time of disbursement and the assistance shall not be released to the closed unit.
- (ix) The unit shall present Patent Certificate mentioning the proof of validity of patent from the country in which patent had been filed (in case of acquisition of patented technology).
- (x) The acquisition of multiple machines of similar nature will not be entertained under the scheme. Only one machine will be eligible in such cases.
- (xi) The unit should be ZED certified (Silver Level or above).
- (xii) The unit can avail the benefits of the scheme only once in the 3-year period of operation of the scheme.

**6. Procedure:**

- a) Application on prescribed Form (Annexure-I) for the reimbursement of cost of acquisition of technology/machinery with latest technology along with listed documents would be submitted to the Director/Director General, Micro, Small and Medium Enterprises, on the web portal of the department.
- b) The application would be processed and examined by the Joint Director/Deputy Director, District MSME Centre. He will be responsible for scrutiny and shall clearly recommend for approval/rejection of the claim after conducting inspection of the unit. The deficiencies, if any, would be communicated to the applicant on-line within a period of 7 days and the applicant would be given a time period of 10 days to rectify the deficiencies so pointed out.
- c) In case the deficiencies are not removed within prescribed period, the claim shall be filed by the Competent Authority, under intimation to the party through an e-mail. 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:**

An enterprise shall forfeit its entitlement for the reimbursement of the cost in acquisition of technology/machinery with latest technology, if it does not submit its claim, complete in all respects within a maximum period of 09 months as per the following timelines:

- i) A maximum period of 03 months for installation & commissioning of technology/machinery with latest technology from the last date of month of issuance of purchase Invoice.
- ii) A maximum period of 03 months for monitoring the improvement in performance due to acquisition of technology/machinery with latest technology after installation & commissioning of the same.
- iii) A maximum period of 03 months for applying the case online on web-portal after improvement in performance.

## **8. Competent Authority for sanction:**

The Director/Director General, Micro, Small and Medium Enterprises shall be competent authority for sanction of the subsidy.

## **9. Interpretation/Clarification:**

The Administrative Secretary, Industries and Commerce shall be competent to make interpretation/clarification of provisions of this scheme.

## **10. Appeal:**

Only an online 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:**

- a) The Director General, Micro, Small and Medium Enterprises, Haryana shall be competent to condone the delay in submission of online application upto a period of 03 months after the prescribed time limit.
- b) The Administrative Secretary, Industries & Commerce, Haryana shall be competent to condone the delay in submission of online application and appeal upto 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:

At any time if it is found that assistance from the Government has been availed on the basis of any false information, the applicant shall, besides refunding assistance with compound rate of interest @ 12% per annum and facing legal action, will be debarred from grant of any incentives/assistance from the State Government. If the applicant fails to refund the subsidy amount with interest, then the amount shall be recovered as an 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

Sr. No.	Tasks	Time limit (working days)
1	Letter of Approval	30 days
2	Letter of Sanction	07 days
3	Disbursement	07 days

Dated, Chandigarh  
the 17<sup>th</sup> April, 2023

Anand Mohan Sharan, IAS  
Additional Chief Secretary to Government Haryana  
Industries and Commerce Department

**Application format for claiming Assistance for Technology Acquisition**

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.	Category of unit (Micro/ Small/ Medium)	
5.	Date of commencement of commercial production (As per first sale bill)	
6.	Udyam Registration Certificate (URC) and Haryana Udhyan Memorandum (HUM) with date.	
7.	Item of manufacture/processing	
8.	Constitution of the Unit [Proprietary, Partnership, Pvt. Ltd., Public Ltd., LLP (Limited Liability Partnership) and Co-operative Society]	
9.	Purpose of Technology Acquisition	
10.	Brief of New Technology, with manufacturing process & details thereof	
11.	Name & Address of the entity from which Technology is acquired, along with copy of Arrangement/MoU/ other relevant documents for proof of technology acquisition.	
12.	Details of cost of Technology Acquisition/Up-gradation	Rs. Lakhs
13.	Purchase of design & Drawings	
	Technology Development Fees to Experts	
	R & D Institutions/Technical Consultancy Firm:	
	Machinery with latest Technology	
	Others:	
	Total	
14.	Means of Finance	
	Promoter's Contribution	
	Term Loan (Name of Financial Institutions)	
	Internal Resources	
	Others	
	Total	
	Amount of subsidy claimed @75% of the total cost of Technology acquisition (Maximum Rs.50.00 lakh)	
15.	Amount of assistance obtained from Government of India, if any	

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

- i. Copy of Udyam Registration Certificate (URC) and Haryana Udhyan Memorandum (HUM).
- ii. Certificate of Incorporation/ Partnership deed/Partnership Registration with Form 'A' & 'C'/ Co-operative Society Registration.
- iii. Board Resolution/ Power of Attorney to be signed by majority of the Directors/Partners.
- iv. Copy of MoU/other relevant documents for acquisition of technology/machinery with latest technology.

- v. Change of Land Use (CLU)/ NOC from competent authority, if applicable.
- vi. Copy of GoI sanction letter of assistance of technology acquisition (if any).
- vii. Undertaking/Declaration on non-judicial stamp paper (Annexure-II)
- viii. CA certificate for details of expenditure incurred (in INR) in acquisition of technology-in original (Annexure-III).
- ix. Justification for technology acquired/up-graded.
- x. Copies of the purchase invoices of technology/machinery with latest technology, on which subsidy has been claimed and proof of payment made to the supplier (Bills of Entry/Bankers' Certificate mentioning Exchange Rate and suppliers details in case of payments to foreign suppliers.)
- xi. Copy of GST return and Audited Balance Sheet for last financial year.
- xii. Patent Certificate mentioning the validity of patent from the country in which patent has been filed (in case of acquisition of patented technology).
- xiii. Copy of ZED Certification (Silver Level or above).
- xiv. Chartered Engineers' (Mechanical) Certificate for demonstrating improvement in performance. (Annexure-IV).
- xv. Land Proof i.e. Letter of Allotment, Sale Deed/Transfer Deed/Conveyance Deed/Occupation Certificate. Registered Lease Deed/Registered Rent Deed from the concerned competent authority covering 05 years period from date of invoice for purchase of Technology, in case the unit is running on lease/rent.
- xvi. List of Existing P&M with its original value.
- xvii. Any other document to prove the genuineness of claim.

Signature of the applicant (with seal)

**Undertaking/Declaration (to be submitted on non-judicial stamp paper of Rs. 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 at \_\_\_\_\_ which is engaged in the manufacture of \_\_\_\_\_. I have been authorized to file the claim of Assistance for Technology Acquisition Scheme with the Directorate of MSME, Haryana.

2. The unit will be liable to refund excess subsidy/assistance, if any released due to omission or as pointed out by the Audit team of Principal Accountant General, Haryana.
3. I do hereby further 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 or violation of the eligibility criteria/conditions, I do hereby undertake to refund the entire amount of assistance of Rs. \_\_\_\_\_ (Rupees \_\_\_\_\_) 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)



**Certificate from Chartered Accountant (on CA letter head)**

**To Whom It May Concern**

The document & records of M/s with their regd. Office at..... and factory located at..... in respect of the expenditure incurred for acquisition of technology/machinery with latest technology have been verified, and it is certified that the said industrial unit has incurred a total expenditure of Rs..... (Rupees.....) towards acquisition of technology/machinery with latest technology from the institutes/agency as per the following details:

<b>Sr. No.</b>	<b>Technology/Machinery with latest Technology</b>	<b>Date of Purchase Invoice</b>	<b>Name of Vendor/ Institution/Agency</b>	<b>Amount (in INR)</b>
1.				
2.				
3.				
Total				

and

Verified from the books of accounts of above firm the total investment in plant and machinery (original purchase value) of the company as on date.....stands as Rs..... (Rupees.....) and turnover of last financial year Rs.....(Rupees.....)

Name & signature of the Chartered Accountant  
With Stamp & CA Membership Number

UDIN No-----

Date-----

**Certificate from Chartered Engineer (Mechanical) (on CE letter head)**

**To Whom It May Concern**

The document & records of M/s.....with their regd. Office at.....and factory located at..... in respect of the throughput/production produced by the following technology/machinery with latest technology have been verified as per the following details:

<b>Sr. No.</b>	<b>Technology/Machinery with latest Technology</b>	<b>Date of Purchase Invoice</b>	<b>Name of Vendor/ Institution/ Agency</b>	<b>Month of installation &amp; commissioning</b>
1.				
2.				
3.				
<b>Total</b>				

and  
 Verified from the Production records (metrics) with supporting documents (monthly records to be annexed), the production data of the said industrial unit is as under:

Prior to acquisition of above-said technology/machinery with latest technology

<b>Sr. No.</b>	<b>Month</b>	<b>Production Rate</b>	<b>Cycle Time</b>	<b>Rejection Rate (per unit of production)</b>
1	Month - 1			
2	Month - 2			
3	Month - 3			
Average Value				

Post installation & commissioning of said technology/machinery with latest technology

<b>Sr. No.</b>	<b>Month</b>	<b>Production Rate</b>	<b>Cycle Time</b>	<b>Rejection Rate (per unit of production)</b>
1.	Month - 1			
2.	Month - 2			
3.	Month - 3			
Average Value				


Name & signature of the Chartered Engineer  
 With stamps & Membership Number  
 Document Identification Number\_\_\_\_\_

Date-----

Endst No. 02 /03 /2023-1IB-II

Dated: 21.04.2023


A copy of the notification is forwarded to the Director General, Micro, Small & Medium Enterprises, Sector-6, Panchkula for kind information and necessary action.

  
Superintendent Industries-II  
for Additional Chief Secretary to Govt. Haryana  
Industries & Commerce Department

Endst No. 02 /03 /2023-1IB-II

Dated: 21.04.2023


A copy of the notification is forwarded to the Director General Industries & Commerce, Haryana, Chandigarh for kind information and necessary action.

  
Superintendent Industries-II  
for Additional Chief Secretary to Govt. Haryana  
Industries & Commerce Department

Endst No. 02 /03 /2023-1IB-II

Dated: 21.04.2023


A copy of the notification is forwarded to the Managing Director, Haryana State Industrial and Infrastructure Development Corporation Ltd., Sector-6, Panchkula for kind information and necessary action.

  
Superintendent Industries-II  
for Additional Chief Secretary to Govt. Haryana  
Industries & Commerce Department

Endst No. 02 /03 /2023-1IB-II

Dated: 21.04.2023

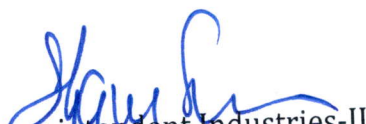
A copy of the notification is forwarded to the Director General, Information, Public Relations & Languages Haryana, Chandigarh for wide publicity.

  
Superintendent Industries-II  
for Additional Chief Secretary to Govt. Haryana  
Industries & Commerce Department

Endst No. 02 /03 /2023-1IB-II

Dated: 21.04.2023

A copy of the notification is forwarded to the Controller Printing and Stationery, Haryana, Chandigarh with the request that the above notification may be published in Haryana Government extra ordinary gazette immediately.

  
Superintendent Industries-II  
for Additional Chief Secretary to Govt. Haryana  
Industries & Commerce Department