

F.No. 23011/10/2010-MPR
Government of India
Ministry of Chemicals & Fertilizers
Department of Fertilizers

Shastri Bhavan,
New Delhi, the 7th September 2011

To

The Director General,
The Fertilizer Association of India,
FAI House, 10, Shaheed Jit Singh Marg,
New Delhi-67.

Sub: Criteria for eligibility for claiming subsidy on SSP under Notification dated 13.8.2009 and 21.4.2010 during 1.10.2009 to 30.4.2010 and from 1.5.2010 onwards - Regarding

Sir,

I am directed to refer to your letter No. Mktg./5(g) dated 11.8.2010 on the subject mentioned above.

2. The revised policy for ad-hoc concession for SSP fertilizer applicable w.e.f. 1.10.2009 to 30.4.2010 issued vide Notification No. 22011/4/2007-MPR dated 13th August, 2009 and the Nutrient Based Subsidy Policy for SSP applicable w.e.f. 1.5.2010 onwards issued vide Notification No. 23011/1/2010-MPR dated 21.4.2010, inter alia, lay down that subsidy for SSP during the above said period will be provided to those eligible SSP units only which have either annual capacity utilization of at least 50% or annual production of 40,000 MTs of SSP.

3. The Fertilizer Association of India submitted its abovesaid representation requesting to Department of Fertilizers that the criteria of production for payment of subsidy during 2009-10 and during 2010-11 need to be reviewed.

4. The above said representation of FAI has been considered in the Department and accordingly the Government has decided to follow the policy already approved by the Cabinet and communicated to the fertilizer industry as per abovesaid notifications dated 13.8.2009 and 21.4.2010 during the period in question.

5. This issues in pursuance of the orders dated 12.5.2011 of the Hon'ble High Court of Delhi at New Delhi in W.P.(C) 7384/2010 and CM APPL 14632/2010 in the matter of Devyani Phosphate Private Limited and Ors v/s Union of India.

6. This issues with the approval of the competent authority and concurrence of Internal Finance Division, DOF vide Dy. No. 800/AS&FA dated 05.09.2011.

Yours faithfully,


(Varinder Gupta)

Under Secretary to the Government of India
Tel: 23388536

Copy for information to:

- (1) All the manufacturers / marketers of SSP.
- (2) Managing Director, Projects & Development India Ltd.
- (3) Director (F.A.).
- (4) Dir (Finance)/AFA.
- (5) CA/Pay & Accounts Office.
- ✓ (6) NIC for uploading in the Website.