



## **ABSTRACT**

Micro, Small and Medium Enterprises – Ban on use of certain types of plastics - Relief package for the MSMEs affected due to ban on use of certain types of plastics- Sanctioned - Amendments - Orders Issued.

### **Micro, Small and Medium Enterprises (D2) Department**

**G.O. (Ms.) No.17**

**Dated 15.03.2023**

**திருவள்ளூர் ஆண்டு 2054  
சுபகிருது வருடம், பங்குனி 1**

**Read:**

1. G.O. (Ms.) No.84, Environment and Forests (EC.2) Department, dated 25.06.2018.
2. G.O. (Ms.) No.74, Micro, Small and Medium Enterprises (D2) Department, dated 24.11.2020.
3. From the Industries Commissioner and Director of Industries and Commerce letter Rc. No.2713/LC2/2022-1, dated 21.11.2022 and 23.01.2023.

### **ORDER:**

In the Government Order first read above, Orders have been issued for imposing ban on manufacture, storage, supply, sale and use of 'one time use and throwaway plastics' with effect from 01.01.2019.

2. In the Government Order second read above, orders have been issued for sanction of relief package for the MSMEs affected due to ban on use of one time use and throwaway plastics, with the mode of relief and modalities for sanction of relief.

3. Many MSME units which are ineligible to get relief due to the conditions stipulated in the Government order have approached the Hon'ble High Court of Madras for relief. The Hon'ble High Court of Madras in the common order dated 23.08.2022 in W.P. Nos.21443, 21505 and 21506 of 2022, filed by i) Sri Chakkara Print Packs ii) Aanjaneya Print Packs iii) Raja Rajeswari Plastics respectively has directed the petitioners to represent the Government for consideration. Accordingly, the said units have made representation to Government to relax terms and conditions of the Government Order.

4. In view of the above, Government have requested the Industries Commissioner and Director of Industries and Commerce to send a report on the representation of above units.

5. In this connection, the Industries Commissioner and Director of Industries and Commerce after examination of the representations furnished by the above units, has requested the Government to issue necessary amendment to G.O. (Ms.) No.74, Micro, Small and Medium Enterprises (D2) Department, dated 24.11.2020.

6. In the above circumstances, considering the welfare of units that were affected due to ban on use of one time use and throwaway plastics and the Hon'ble High Court direction, Government accepted the request of the Industries Commissioner and Director of Industries and Commerce and issue following amendment to para 8 of the Government Order second read above.

#### **Amendment**

- I. For the existing guideline under the heading Mode of Relief occurred in Para 8(i), the following shall be substituted.  
  
50% of the outstanding principal term loan amount including the working capital / cash credit loan availed as on 01.01.2019.
- II. The guideline No.(iii) occurred in para 8 under the heading "mode of relief" shall be deleted.
- III. For the existing modalities (i) (iii) and (iv) occurred under the heading Modalities for sanction of relief in Para 8, the following shall be substituted respectively.
  - i. The eligible applicants to submit the application to the concerned General Manager, District Industries Centre / The Regional Joint Director within 3 months from the date of issue of amended Government Order.
  - iii. The relief shall be released directly to the bank account of the beneficiary unit. If the bank account of the affected unit is closed due to some reason, relief can be released into the personal bank account of the beneficiary in the case of proprietorship units / Managing Partner, in the case of partnership unit / Managing Director, in the case of the private limited company. In such cases, No Objection Certificate from other partner / Directors are mandatory.
  - iv. The relief amount shall be reckoned on the outstanding principal term loan amount including the working capital / availed cash credit limit.



7. The following modalities shall also be included in the para 8 as para 8(vi) of the Government Order second read above,

MSMEs who have already availed relief under the earlier package may also be eligible under the new package, provided the earlier relief was for term loan and the new assistance is for working capital (which is being newly permitted) and the overall concession availed from Government of Tamil Nadu shall not exceed Rs.50.00 Lakh (the original limit).

8. The Government also issue orders for delegating powers to the Industries Commissioner and Director of Industries and Commerce to sanction, draw and disburse the relief package to the eligible units as per this revised guidelines and also to extend the deadline for applying for the package in exceptional cases.

9. This order issues with the concurrence of the Finance Department vide its U.O. No.26/ADS(GKT)/2023, dated:30.01.2023.

**(BY ORDER OF THE GOVERNOR)**

**V.ARUN ROY  
SECRETARY TO GOVERNMENT**

To  
The Industries Commissioner and  
Director of Industries and Commerce,  
Guindy, Chennai-32.  
All District Collectors.  
The Accountant General, Chennai-6 /18.

**Copy to:**

The Special Personal Assistant to the Hon'ble Chief Minister,  
Chennai-9.  
The Special Personal Assistant to the Hon'ble Minister for Finance and  
HRM, Chennai-9.  
The Special Personal Assistant to the Hon'ble Minister (MS&ME),  
Chennai-9.  
The Senior Private Secretary to Secretary to Government,  
Micro, Small and Medium Enterprises Department, Chennai-9.  
The Finance (Industries) Department, Chennai-9.  
The Micro, Small and Medium Enterprises (B/OP) Department,  
Chennai-9.  
Stock file / Spare copy. (C. No.8656/D2/2022)

**// FORWARDED BY ORDER //**

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*15/03/2023*  
**SECTION OFFICER**

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*15/03/2023*