RBI/2012-13/359
To
All Category - I Authorized Dealer Banks
Madam / Sir,

Export of Goods and Services – Simplification and Revision of Softex Procedure at SEZs

Attention of the Authorised Dealer Banks is invited to Regulation 6 of the Notification No. FEMA 23/2000-RB dated May 3, 2000 viz. Foreign Exchange Management (Export of Goods and Services) Regulations, 2000, as amended by the Notification No.FEMA.36/2001-RB dated February 27, 2001, in terms of which designated officials of the Ministry of Information Technology/ Ministry of Commerce and Industry(as the case may be), Government of India at the Software Technology Parks of India (STPIs) or at Free Trade Zones (FTZs) or Export Processing Zones (EPZs) or Special Economic Zones (SEZs), had been authorized to certify exports declared through SOFTEX Forms.

2. A revised Softex procedure was first introduced at the 5 designated centres of STPIs from April 1, 2012 vide A.P. (DIR Series) Circular No.80 dated February 15, 2012 and subsequently extended to all STPIs in India vide A.P. (DIR Series) Circular No.47 dated October 23, 2012.

3. It has now been decided to implement the revised Softex procedure at all SEZs/EPZs/100%EOU/DTA also with immediate effect.

4. As per the revised procedure, a software exporter either under STPIs or SEZs/EPZs/100%EOU/DTA, whose annual turnover is at least Rs.1000 crore or who files at least 600 SOFTEX forms annually on all India basis, will be eligible to submit statements in revised excel format sheets as per enclosed Annexures A & B. All other terms and conditions mentioned in the A.P. (DIR Series) Circular No.80 dated...
February 15, 2012 applicable to exporters of software situated in STPIs would remain unchanged.

5. Authorised Dealers may bring the contents of this circular to the notice of their constituents concerned.

6. The directions contained in this circular have been issued under Section 10(4) and Section 11(1) of the Foreign Exchange Management Act, 1999 (42 of 1999) and are without prejudice to permissions / approvals, if any, required under any other law.

Yours faithfully,

(Rashmi Fauzdar)
Chief General Manager
### Format of Softex Forms submitted in bulk

#### Summary Sheet

<table>
<thead>
<tr>
<th>Name and address of Exporter</th>
<th>Period from &amp; to:</th>
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</thead>
</table>

<table>
<thead>
<tr>
<th>Letter of Permission (LOP) No.: (STP/EPZ/SEZ/100% EOU/DTA Unit)</th>
<th>Date of LOP issued:</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Name of Authorised Datacom Service Provider</th>
<th>IEC Code:</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Name and Address of Authorised Dealer/Bank</th>
<th>Authorised Dealer Code:</th>
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</thead>
</table>

#### Section - B

<table>
<thead>
<tr>
<th>Sr. No.</th>
<th>Softex No.</th>
<th>Name of the Client</th>
<th>Address of the Client</th>
<th>Country</th>
<th>Currency</th>
<th>Invoice Number</th>
<th>Invoice Date (DD/MM/YY)</th>
<th>Internal project code/ Contract Agreement No. &amp; Date</th>
<th>Type of S/W Exported (RBI Distinct Code) Ex 906 to 911 then specify</th>
<th>Offshore Export Value in Foreign Currency (Invoice Amt)</th>
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</thead>
<tbody>
<tr>
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</tbody>
</table>

#### Section - C

**Declaration by Exporter**

I/We hereby declare that I/we am/are the seller of the software in respect of which this declaration is made and that the particulars given above are true and that the value to be received from the buyer represents the export value contracted and declared above. I/We also declare that the software has been developed and exported by using authorized and legitimate datacom links.

I/We undertake that I/We will deliver to the bank named above the foreign exchange representing the full value of the software exported as above on or before ___________ (i.e. within six months from the date of invoice/ date of last invoice raised during a month), in the manner specified in the Regulations made under the Foreign Exchange Management Act, 1999.

Place:                        
Date:                         
Name:                         
Designation:                  
Stamp:                        
Signature of the Exporter:

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**Space for use of the Competent Authority in STPI/EPZ/SEZ**

*1. Certified that the software described above was actually transmitted and the export value declared by the exporter has been found to be in order and accepted by us.*

*2. Certified on the basis of above declaration by the SEZ unit that the software described above and the export value declared by the exporter has been found to be in order and accepted by us.*

Place:                        
Date:                         
Name:                         
Designation:                  
Stamp:                        
Signature of the Designated Official of STPI/EPZ/SEZ

* Strike out which is not applicable
Format of Softex Forms submitted in bulk for royalty receipt

Summary Sheet

Section – A

<table>
<thead>
<tr>
<th>Name and address of Exporter</th>
<th>Period from &amp; to:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Letter of Permission (LOP)</td>
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</tr>
<tr>
<td>Name and Address of Authorised Dealer/Bank</td>
<td>Authorised Dealer Code:</td>
</tr>
</tbody>
</table>

Section - B

List of invoices for offshore export value through datacom/link

| Details of invoices for Royalty on software Packages/products exported during the period raised from | to |
| Sr. No. | Softex No. | Name of the Client | Address of the Client | Country | Currency | Invoice Number | Invoice Date (DD/MM/YYYY) | Unique Internal project code/ Contract Agreement / PO Date | Offshore Export value in Invoice currency | Type of Software Exported | Details of Software Packages/ Products | Mode of realisation of Royalty value | Calculation of Royalty amount |
|---------|------------|---------------------|----------------------|--------|---------|----------------|--------------------------|-----------------------------|-----------------------------|--------------------------------|-----------------------------|-------------------------------|

Section – C

Declaration by Exporter

I/we hereby declare that I/we am/are the seller of the software in respect of which this declaration is made and that the particulars given above are true and that the value to be received from the buyer represents the export value contracted and declared above. I/we also declare that the software has been developed and exported by using authorized and legitimate datacom links.

I/we undertake that I/we will deliver to the bank named above the foreign exchange representing the full value of the software exported as above on or before __________ (i.e. within six months from the date of invoice/ date of last invoice raised during a month), in the manner specified in the Regulations made under the Foreign Exchange Management Act, 1999

Place : 
Date : 
Name : 
Designation : 
Stamp 
Signature of the Exporter

Space for use of the Competent Authority in STPI/EPZ/SEZ

*1. Certified that the software described above was actually transmitted and the export value declared by the exporter has been found to be in order and accepted by us.

*2. Certified on the basis of above declaration by the SEZ unit that the software described above and the export value declared by the exporter has been found to be in order and accepted by us.

Place : 
Date : 
Name : 
Designation : 
Stamp 
Signature of the Designated Official of STPI/EPZ/SEZ

* Strike out which is not applicable