

Minutes of the 55th meeting of the SEZ Board of Approval held on 23rd November 2012 to consider proposals for setting up Special Economic Zones and other miscellaneous proposals

The fifty fifth (55th) meeting of the SEZ Board of Approval (BoA) was held on 23.11.2012 under the chairmanship of Shri S.R. Rao, Secretary, Department of Commerce, at 10.30 A.M. in Room No. 47, Udyog Bhawan, New Delhi, to consider proposals in respect of notified/approved SEZs. The list of participants is annexed (**Annexure -1**).

2. Addressing the Board of Approval members, the Chairman informed that so far 585 formal approvals have been granted for setting up of SEZs out of which presently 385 SEZs stand notified. He further informed that as on 30.09.2012, over Rs. 2,18,795.41 crores have been invested in the SEZs and direct employment of 9,45,990 persons has been generated in the SEZs. During the financial year 2011-12, total exports to the tune of Rs. 3,64,477.73 crores have been made from the SEZs, registering a growth of about 15.39% over the exports for the year 2010-11. Exports in the current financial year, up to 30.09.2012, have been to the tune of Rs. 2,39,628.78 crores registering a growth of about 36% over the exports of the corresponding period of FY 2011-12.

3. At the outset the Chairman flagged the issue of adherence to a schedule for submission and examination of agenda items before the BoA and requested that all participants adhere to the following time limits for submission, processing and examination of the proposals to be considered by BoA.

| Subject (proposals to be considered by BoA) | Time limit (before BoA meeting) |
|--|--|
| 1. Forwarding of proposals by Zonal DCs to DoC | Three weeks |
| 2. Processing of proposals thus received, and preparation of Agenda by DoC | Two weeks |
| 3. Communication of written comments, if any, to the Agenda by D/o Revenue to DoC. | Three days |

Item No.55.1: Requests for co-developer

All BoA sanctioned approvals to co-developers are subject to the condition that particular terms and conditions of lease agreement/co-developer agreement will not have any bearing on the treatment of the income by way of lease rentals/down payment/premium etc., for the purposes of assessment under the prevalent Income Tax Act and Rules. The Assessing Officer, will have the right to examine the taxability of these amounts under the SEZ Act and Income Tax Act as applicable. This is applicable to all the cases of co-developers approved by the BoA in this meeting. The Board further directed that proposals for grant of co-developer status should be accompanied by lease deed/draft lease deed which must inter-alia contain the details of financial transactions/arrangements between developer and proposed co-developer. The decisions of the BoA on the proposals are as under:-

(i) Request of M/s. A2Z Online Services Private Limited for co-developer in the sector specific SEZ for IT/ITES at Village-Kharadi, Taluka Haveli, Pune, Maharashtra, being developed by M/s. Eon Kharadi Infrastructure Private Limited

After deliberations, the Board **approved** the request of M/s. A2Z Online Services Private Limited for becoming a co-developer in the above mentioned SEZ, for entire area of the aforesaid SEZ for:-

- (a) Development activities such as conversion of warm shell premises to plug and play by making investments in fit outs. Participate in Development/Creation of infrastructure facilities such a cafeteria, food court, canteen and recreation centre by rendering designing, planning and consultancy support to the developer as well as supervision and monitoring of the actual development;
- (b) Operating and maintenance of the SEZ including making investment in the equipment required for operation and maintenance. Operation and maintenance management administrative management, building safety procedures and other necessary activities;

in accordance with the co-developer agreement entered into with the developer.

(ii) Request of M/s. Cognizant Technology Solutions India Private Limited for co-developer in the sector specific SEZ for IT/ITES at Village Puthencruz and Kunnathunadu, Taluka Kunnathunadu, District Ernakulam, Kerala, being developed by M/s. Infoparks, Kerala

After deliberations, the Board **approved** the request of M/s. Cognizant Technology Solutions India Private Limited for becoming a co-developer in the above mentioned SEZ, to develop, operate and maintain infrastructure facility for IT/ITES, in accordance with the co-developer agreement entered into with the developer.

(iii) Request of M/s. P.L.G. Incubation Services Private Limited for co-developer in the sector specific SEZ for IT/ITES at Plot No. 21, Tech Zone-IV, Greater Noida, being developed by M/s. Artha Infratech Private Limited

After deliberations, the Board **approved** the request of M/s. P.L.G. Incubation Services Private Limited for becoming a co-developer in the above mentioned SEZ, to develop one tower of approximately 1.6 lacs sq ft. super area in the processing area for IT/ITES including Electronic Hardware and Software units, in accordance with the co-developer agreement entered into with the developer.

(iv) Request of M/s. Deccan Real Ventures Private Limited for co-developer in the sector specific SEZ for IT/ITES at Gachibowli village, Serillingampally Mandal, R.R. District, Andhra Pradesh, being developed by M/s. Phoenix Infocity Private Limited

DGEP raised the point that it needs to be ascertained if the land is under the control of the developer and is free from encumbrances. After deliberations, the Board decided that DoC will decide the matter on file after seeking necessary clarifications.

(v) Request of M/s. Honeywell Technology Solutions Lab Pvt. Ltd. for co-developer in the sector specific SEZ for IT/ITES at Ilandhaikulam, Village, Madurai, Tamil Nadu, being developed by Electronics Corporation of Tamil Nadu Limited (ELCOT)

After deliberations, the Board **approved** the request of M/s. Honeywell Technology Solutions Lab Pvt. Ltd. for becoming a co-developer in the above mentioned SEZ, for an area of 4.5 acres, to develop infrastructure related to various authorized operations of the SEZ which includes construction of state of the art building to facilitate IT/ITES services, in accordance with the co-developer agreement entered into with the developer.

(vi) Request of M/s. Kings Canyon Insignia SEZ Private Limited for co-developer in the sector specific SEZ for IT/ITES at village Gwal Pahari, Tehsil Sohna, District Gurgaon, Haryana, being developed by M/s. ASF Insignia SEZ Private Limited (formerly M/s Canton Buildwell Private Limited)

CBDT representative was not satisfied with the report received from DC NSEZ and objected to the present proposal in terms of the quantum of lease rent proposed, period of lease agreement etc. BoA noted the objections raised by CDBT to the proposal and accepted their contention that the matter needs further examination and therefore, **deferred** the proposal.

Item No.55.2: Requests for Authorized Operations

(i) Request of M/s. DLF Assets Private Limited, a co-developer in the sector specific SEZ for IT/ITES at Gachibowli, Hyderabad, Andhra Pradesh, being developed by M/s. DLF Commercial Developers Limited

After deliberations, on the subject the Board decided to **defer** the proposal, till after a discussion on the issue between DoC and DoR had arrived at some conclusion. The Board directed all the DCs to propose specific activities which could be included in the list of authorized operations in the processing area to be undertaken by a Developer.

Item No. 55.3: Request for increase/decrease in area

(i) Request of M/s. Shyamaraju & Company (India) Private Limited for de-notification of a portion of land in the sector specific SEZ for IT/ITES at Bangalore, Karnataka

After deliberation, the Board decided to **approve** the request of M/s. Shyamaraju & Company (India) Private Limited for de-notification of 8.56 hectares from the SEZ thereby making the total area of the SEZ as 13.20 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

(ii) Request of M/s. G.P. Realtors Private Limited for de-notification of a portion of land in the sector specific SEZ for IT/ITES at Village Behrampur and Bandwari, Gurgaon, Haryana

After deliberation, the Board decided to **approve** the request of M/s. G.P. Realtors Private Limited for de-notification of 8.094 hectares from the SEZ thereby making the total area of the SEZ as 28.673 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

(iii) Request of M/s. SEZ Biotech Services Private Limited for addition of area in sector specific SEZ for Biotechnology at Manjari Budruk, Taluka Haveli, District Pune, Maharashtra

After deliberations, the Board **approved** the request of M/s. SEZ Biotech Services Private Limited for addition of land measuring 4.61335 hectares to the notified SEZ, thereby, making the total area of the SEZ as 16.1204 hectares. The approval is subject to the contiguity of the SEZ being maintained.

(iv) Request of M/s. Cognizant Technology Solutions India Private Limited for re-orientation of the notified sector specific SEZ for IT/ITES SEZ at Survey no. 255, Adibatla Village, Ibrahimpatnam Mandal, Ranga Reddy District, Andhra Pradesh

After deliberations, the Board **approved** the request of M/s. Cognizant Technology Solutions India Private Limited for re-orientation of 11.06 acres (viz 4.48 hectares) which is 28% of the total notified area (viz 16.19 hectares). The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

(v) Request of Kerala Industrial Infrastructure Development Corporation (KINFRA), a notified sector specific SEZ for food processing at Village Chelembra, Taluk Thirurangadi, District Malappuram, Kerala for addition and deletion of area

After deliberations, the Board **approved** the request of Kerala Industrial Infrastructure Development Corporation (KINFRA) for de-notification & addition of land measuring 0.887 and 0.887 respectively, resulting in no change in the area of the SEZ. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

(vi) Request of M/s. Gigaplex Estate Private Limited for decrease in area of their formally approved sector specific SEZ for IT/ITES at MIDC, Knowledge Park, Villages Airoli and Dighe, District Thane, Maharashtra from 13.15 hectares to 11.74 hectares.

After deliberation, the Board decided to **approve** the request of M/s. Gigaplex Estate Private Limited for decrease of 1.41 hectares from the formally approved SEZ thereby making the total area of the SEZ as 11.74 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

Item No. 55.4: Requests for de-notification

(i) Request of M/s. Empire Industries Limited for de-notification of the sector specific SEZ for IT/ITES and Hardware at Ambernath District Thane, Maharashtra, notified over an area of 14.16 hectares

After deliberations, the Board decided to approve the request of M/s. Empire Industries Limited for de-notification of the sector specific SEZ for IT/ITES and Hardware at Ambernath District Thane, Maharashtra, notified over an area of 14.16 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

(ii) Request of Maharashtra Industrial Development Corporation (MIDC) for de-notification of Multi Product SEZ at Nandgaonpeth District, Amravati, Maharashtra, notified over an area of 1008.36 hectares

After deliberations, the Board decided to approve the request of Maharashtra Industrial Development Corporation (MIDC) for de-notification of the Multi Product SEZ at Nandgaonpeth District, Amravati, Maharashtra, notified over an area of 1008.36 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

(iii) Request of Maharashtra Industrial Development Corporation (MIDC) for de-notification of the sector specific SEZ for Textile at Butibori, District Nagpur, Maharashtra, notified over an area of 147.04 hectares

After deliberations, the Board decided to approve the request of Maharashtra Industrial Development Corporation (MIDC) for full de-notification of the sector specific SEZ for Textile at Butibori, Dist., Nagpur, Maharashtra, notified over an area of 147.04 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has either not availed or has refunded all the tax/duty benefits availed under SEZ Act/Rules in respect of the area to be de-notified, the State Govt has no objection to the denotification proposal etc.

Item No. 55.5: Request for withdrawal of formal approval

(i) Withdrawal of three formal approvals granted to Uttar Pradesh State Industrial Development Corporation (UPSIDC), for setting up of sector specific SEZ for Leather, Textiles and Engineering goods at Kanpur, Uttar Pradesh

The Board decided to **approve** the requests of Uttar Pradesh State Industrial Development Corporation (UPSIDC) for full withdrawal of formal approvals granted to them for setting up of sector specific SEZ for Leather, Textiles and Engineering goods at Kanpur, Uttar Pradesh, over an area of 103.90 hectares, 103.7 hectares and 102.80 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has not availed any tax/duty benefits under SEZ Act/Rules, the State Govt has no objection to the proposal etc.

(ii) Withdrawal of formal approval granted to State Industries Promotion Corporation of Tamil Nadu Limited, for setting up of sector specific SEZ for Automobile/Automobile parts/Auto Ancillary and support services including trading

and logistic activities at Cheyyar SIPCOT Industrial, Cheyyar Taluk, Thiruvannamalai District, Tamil Nadu.

The Board decided to **approve** the request of State Industries Promotion Corporation of Tamil Nadu for full withdrawal of formal approval granted to them for setting up of sector specific SEZ for Automobile/Automobile parts/Auto Ancillary and support services including trading and logistic activities at Cheyyar SIPCOT Industrial, Cheyyar Taluk, Thiruvannamalai District, Tamil Nadu, over an area of 103.24 hectares. The approval is subject to the DC furnishing a certificate in the prescribed format certifying inter alia that the contiguity of the SEZ is maintained, the developer has not availed any tax/duty benefits under SEZ Act/Rules, the State Govt has no objection to the proposal etc.

Item No. 55.6: Requests for change of name/transfer of equity

(i) Request of M/s. Bavaria Poly Private Limited, a unit in FSEZ for change of name in view of its amalgamation with M/s. Kalpena Industries Limited.

The Board **approved** the request of M/s. Bavaria Poly Private Limited for change of name in view of its amalgamation with M/s. Kalpena Industries Limited, subject to:-

- (i) Seamless continuity of the SEZ activities with unaltered responsibilities and obligations for the altered developer entity;
- (ii) Fulfilment of all eligibility criteria applicable to developers, including security clearances etc., by the altered developer entity and its constituents;
- (iii) Applicability of and compliance with all Revenue / Company Affairs /SEBI etc. rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- (iv) Full financial details relating to the transfer of equity shall be furnished immediately to the Member (IT) CBDT, Department of Revenue.
- (v) The assessing officer under the Income Tax Act, 1961, shall have the right to assess the taxability of the amount arising out of the transfer of equity.
- (vi) The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.
- (vii) The applicant shall maintain separate books of accounts for its developer function distinct from its SEZ unit.

(ii) Request from M/s. Reliance Industries Ltd. for name change of developer of Reliance Jamnagar SEZ, Jamnagar, Gujarat pursuant to amalgamation of M/s. Reliance Jamnagar Infrastructure Ltd. (RJIL) with M/s. Reliance Industries Ltd. (RIL)

The Board **approved** the request of M/s. Reliance Industries Ltd. for name change of developer of Reliance Jamnagar SEZ, Jamnagar, Gujarat pursuant to amalgamation of M/s. Reliance Jamnagar Infrastructure Ltd. (RJIL) with M/s. Reliance Industries Ltd. (RIL), subject to:-

- (i) Seamless continuity of the SEZ activities with unaltered responsibilities and obligations for the altered developer entity;
- (ii) Fulfilment of all eligibility criteria applicable to developers, including security clearances etc., by the altered developer entity and its constituents;

- (iii) Applicability of and compliance with all Revenue / Company Affairs /SEBI etc. rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- (iv) Full financial details relating to the transfer of equity shall be furnished immediately to the Member (IT) CBDT, Department of Revenue.
- (v) The assessing officer under the Income Tax Act, 1961, shall have the right to assess the taxability of the amount arising out of the transfer of equity.
- (vi) The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.
- (vii) The applicant shall maintain separate books of accounts for its developer function distinct from its SEZ unit.

Item No.55.7: Requests for extension of validity of formal approvals beyond 4th, 5th & 6th year

The Board advised the Development Commissioners to recommend the requests for extension of formal approval beyond 5th year and onwards only after satisfying that the developer has taken sufficient steps towards operationalisation of the project and further extension is based on justifiable reasons. Board also observed that extensions may not be granted as a matter of routine unless some progress has been made on ground by the developers. The Board, therefore, after deliberations, extended the validity of the formal approval to the requests for extensions beyond fifth years for a period of one year and those beyond sixth year for a period of 6 months from the date of expiry of last extension. Accordingly, the decisions of the requests are as under:-

(i) Request of M/s. Platinum Holdings Private Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Hardware and Software at Navallur village, Chengulpet Taluk and Semmencherry village, Tambaram Taluk, Kancheepuram District, Tamil Nadu, beyond 5th November 2012 (beyond 6th year)

The Board after deliberations extended the validity of the formal approval up to 5th May, 2013.

(ii) Request of Andhra Pradesh Industrial Infrastructure Corporation Limited (APIIC) for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Biotechnology at Karakapatla village, Mulugu Mandal, Medak District, Andhra Pradesh, beyond 25th October 2012 (beyond 6th Year)

The Board after deliberations extended the validity of the formal approval up to 25th April, 2013.

(iii) Request of M/s. Enfield Exports Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Non-conventional energy including Solar Energy Equipment at Kanksa, Panagarh, District Burdwan, West Bengal, beyond 22nd August 2012 (beyond 6th Year)

The Board noted that the SEZ was notified but not operational and very little progress had been made even after a lapse of a period of 6 years. DC, FSEZ recommended that a final extension for a one year period be granted in the said case. After deliberations BoA, extended the validity of the formal approval up to 22nd August, 2013 during which time DC was asked

to ensure that the developer operationalizes the SEZ, as no further extension would be granted.

(iv) Request of M/s. Enfield Realtors Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Non-conventional energy including Solar Energy Equipment/Cell at Kanksa, Panagarh, District Burdwan, West Bengal, beyond 22nd May 2012 (*beyond 5th Year*)

The Board noted that the SEZ was notified but not operational and very little progress had been made even after a lapse of a period of 5 years. DC, FSEZ recommended that a final extension for a one year period be granted in the said case. After deliberations BoA, extended the validity of the formal approval up to 22nd May, 2013 during which time DC was asked to ensure that the developer operationalizes the SEZ, as no further extension would be granted.

(v) Request of M/s. Enfield Infrastructure Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES including Electronics Hardware at Chandpur Champagachi, near Rajarhat, District 24 Parganas (N), West Bengal, beyond 22nd May 2012 (*beyond 5th Year*)

The Board noted that the SEZ was approved and had been already been granted two , one year extensions but very little progress had been made even after a lapse of a period of 5 years. The Board after deliberations **did not approve** extension of the validity of the formal approval beyond 22nd May, 2012.

(vi) Request of M/s. Enfield Infrastructure Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES including Electronics Hardware at Mauza-Uttar Gazipur, South 24 Parganas, West Bengal, beyond 14.10.2012 (*beyond 5th Year*)

The Board noted that the SEZ was approved and had been already been granted two , one year extensions but very little progress had been made even after a lapse of a period of 5 years. The Board after deliberations **did not approve** extension of the validity of the formal approval beyond 14th April, 2012.

(vii) Request of M/s. Enfield Energy Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Non-conventional energy including Solar Energy Equipment/Cell at Kanksa, Panagarh Bazar, District Burdwan, West Bengal, beyond 25th June 2012 (*beyond 4th Year*)

The Board noted that the SEZ was notified but not operational and very little progress had been made even after a lapse of a period of 4 years. DC, FSEZ recommended that a final extension for a one year period be granted in the said case. After deliberations BoA, extended the validity of the formal approval up to 25th June, 2013 during which time DC was asked to ensure that the developer operationalizes the SEZ, as no further extension would be granted.

(viii) Request of M/s. Raheja SEZs Limited for grant of third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Engineering at Village Hamipur, Khetawas, Saidpur & Wazirpur, District, Gurgaon, Haryana, beyond 9th August, 2012 (*beyond 5th year*)

The Board noted that the SEZ was notified but not operational and very little progress had been made even after a lapse of a period of 5 years. DC, NSEZ did not recommend grant

of further extension in the said case. After deliberations BoA, **rejected** the request of the developer to grant any further extension.

Item No. 55.8: Delayed request for extension of formal approval

(i) **Request of M/s. IG3 Infra Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Textile at Uthukuli village, Erode District, Tamil Nadu, beyond 30th May 2012.**

The Board after deliberations extended the validity of the formal approval up to 30th May, 2013.

Item No. 55.9: Request from M/s. Posco-India Private Limited for grant of extension of in-principle approval for 7th year.

The Board noted that the State Government's views on the issue had not been received, so far. After deliberations BoA **deferred** the matter, to be decided after taking into account the views of the State Govt.

Item No. 55.10: Requests of the developer M/s. Rewa Infrastructure Pvt. Ltd. for 3rd extension of the validity period of the In-principle approval dated 07.01.2008 for setting up of a multi product SEZ at Raigad, Maharashtra, over an area of 1012 hectares

The Board noted that the SEZ had been granted two extensions to its in-principle approval, but very little progress had been made by the developer. The Board after deliberations **rejected** the request of the developer and **refused** to grant any further extension to the validity of the in-principle approval for the said SEZ project.

Item No. 55.11: Requests for extension of LoP of units (1st Extension)

(i) **Request from M/s. Leela Ventures (India) Pvt. Ltd. a unit in the multi product SEZ at MIHAN, Nagpur, Maharashtra developed by M/s. Maharashtra Airport Development Company Ltd. (MADC) for extension/revalidation of its LoP**

The Board after deliberations extended the validity of the LoP for the above unit up to 14.06.2013.

Item No. 55.12: Requests for extension of LoP of units beyond 3rd to 6th year

(i) **Request of M/s. Tata Consultancy Services Limited, a unit in M/s. Infopark SEZ, Kochi for extension of LoP beyond 09.07.2011 (beyond 4th year)**

The Board after deliberations extended the validity of the LoP for the above unit up to 09.07.2013.

(ii) **Request of M/s. Meghmani Unichem LLP, a unit in Dahej SEZ for extension of Letter of Permission (LOP) beyond 25th September, 2012 (beyond 4th year)**

The Board after deliberations **rejected** the request of the unit for further extension of its LoP. The unit was free to apply for a fresh LOA and fresh allotment of plot once it is ready to set up a unit for its proposed manufacturing activities.

(iii) Request of M/s. Rajtaru Infotech Entertainment Limited, a unit in MIHAN SEZ, Nagpur, Maharashtra for extension of Letter of Permission (LOP) beyond 25th May, 2012 (beyond 4th year)

The Board after deliberations extended the validity of the LoP for the above unit up to 25th May, 2013.

(iv) Request of M/s. Wipro Limited, a unit in ELCOT SEZ, Vilankurichi village, Coimbatore, Tamil Nadu for extension of LoP beyond 3rd December 2012 (beyond 5th year)

The Board after deliberations extended the validity of the LoP for the above unit up to 3.06.2013.

Item No. 55.13: Request of M/s. Torrent Energy Limited for approval to bring 16” dia Natural Gas Pipeline from Petronet LNG Terminal to its project site in Dahej SEZ area

The Board after deliberations, **approved** the request from M/s. Torrent Energy Limited (TEL), a co-developer in the Dahej SEZ for bringing in 16” dia Natural Gas Pipeline from Petronet LNG Terminal to its project site in Dahej SEZ area subject to condition that the duty benefits shall be restricted to the activities carried out inside the SEZ.

Item No. 55.14: Request of M/s. Anushakti Specialties LLP for laying Ethylene pipeline in Dahej SEZ/GIDC piping corridor

The Board after deliberations, **approved** the request from M/s. Anushakti Specialties LLP, a unit in the Dahej SEZ for laying Ethylene pipeline in Dahej SEZ/GIDC piping corridor subject to condition that the duty benefits shall be restricted to the activities carried out inside the SEZ

Item No. 55.15: Requests for Contiguity Relaxation

(i) Request of M/s. Kakinada SEZ Private Limited, for relaxation of the contiguity of the multi product SEZ at Ponnada, Mulapeta, Ramanakkapeta villages in Kakinada, East Godavari District, Andhra Pradesh

The Board, **approved** the request of M/s Kakinada SEZ Private Ltd, for relaxation of the contiguity of the multi product SEZ at Ponnada, Mulapeta, Ramanakkapeta villages in Kakinada, East Godavari District, Andhra Pradesh subject to the following conditions:

- (a) The developer must establish contiguity within a period of 3 years from the date of notification.
- (b) No duty concessions would be available for construction of such structures to achieve contiguity in the SEZ, to the developer.
- (c) Pending the construction of the bridges the developer would ensure proper bonding/fencing of the SEZ land parcels to the satisfaction of the Development Commissioner, VSEZ and the Jurisdictional Commissioner Customs and Excise.
- (d) No LoA for any SEZ unit will be issued till the entire measures to establish contiguity and securitization of the processing area are completed.

Item No. 55.16: Request of M/s. iGate Computer Systems Pvt. Ltd., a proposed unit in M/s. Gigaplex SEZ, Plot No It-5, Airoli Knowledge Park, MIDC – RRC, District Thane, Maharashtra to operate from Serene SEZ at TTC Industrial Area, MIDC, Airoli, District Thane, Maharashtra as an Interim arrangement till the facility at Gigaplex SEZ is constructed fully

The Board accepted the request of DC SEEPZ to **withdraw** the above proposal.

Item No.55.17: Proposal from M/s. IBM Daksh Business Process Services Private Limited for movement of data backup tapes/media in DTA

The Board after deliberations **deferred** the request of M/s. IBM Daksh Business Process Services Private Limited for movement of data backup tapes/media in DTA, to be decided based on the guidelines proposed for setting up of DR/BCP centers for IT/ITES SEZs.

Item No.55.18: Extension of LoP of plastic recycling units in SEZs

The Board ratified the decision of extending the validity of LoP of the plastic re-processing units up to 31st December, 2012, pending finalization of policy for plastic recycling units.

Item No. 55.19: Appeals before BoA

(i) Appeal of M/s. E.I. Dupont Services Centre India Private Limited, a unit in VSEZZ being developed by M/s. DLF Commercial Developers Limited, IT/ITES SEZ at Gachibowli, Village, Serilingampally Mandal, Ranga Reddy District, Andhra Pradesh against rejection of its request to 'Rent a Cab Services' services'.

The Board **deferred** the matter as neither appellant nor his representative was present.

The meeting ended with a vote of thanks to the Chair.

Annexure - 1

List of Participants for the Meeting of the Board of Approval for Special Economic Zones held on 23rd November, 2012 under the Chairmanship of Commerce Secretary, Department of Commerce

1. Shri S. R. Rao, Chairman BOA & Secretary, Department of Commerce.
2. Ms. Deepshikha Sharma, Deputy Secretary (ITA 1), CBDT, Department of Revenue, Ministry of Finance
3. Shri Najib Shah, DGEP, Department of Revenue, Ministry of Finance
4. Shri Jitendra Kumar, Additional Director (DGEP), Department of Revenue
5. Shri A.K. Pujari, DGFT, Director General of Foreign Trade
6. Shri Vivek Ranjan, Additional Director, Department of Revenue, Ministry of Finance
7. Dr. L. B. Singhal, Additional DGFT, Director General of Foreign Trade
8. Shri G. Manjunath Gouda, Resident Director, Karnataka Udyog Mitra Karnataka Bhavan – 3, Khelgaon Marg, New Delhi
9. Tmt. Madhumathi Kumar, GM (D), SIPCOT, Tamil Nadu.
10. Shri Ram Singh, Deputy Director (P), Department of Industries & Commerce, Udyog Baan Sect. 17, Chandigarh.
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13. Shri R.D. Meena, Research Assistant, TCPO, Ministry of Urban Development
14. Shri, Promod. R, Assistant Liaison Officer, Kerala Home, Government of Kerala

LIST OF DEVELOPMENT COMMISSIONERS

15. Shri Sanjeev Nandwani, Development Commissioner, Falta, Kolkata
16. Shri Jayant Misra, Development Commissioner, Noida SEZ, Uttar Pradesh
17. Shri N.P.S. Monga, Development Commissioner, SEEPZ SEZ
18. Shri Vijay N. Shewale, Development Commissioner, Surat SEZ, Surat
19. Shri Mahendra Jain, Development Commissioner, NMSEZ and KASEZ
20. Shri S. Kishore, Development Commissioner, APSEZ
21. Shri K.L. Sharma, Development Commissioner, Sterling SEZ, Gujarat
22. Smt. Lata Shukla, Development Commissioner, Mundra SEZ
23. Shri Ved Prakash, Development Commissioner, Mihan SEZ
24. Shri Anil Bamba, Development Commissioner, Sricity SEZ
25. Shri. S.N. Patil, Joint Development Commissioner, Dahej SEZ

LIST OF PARTICIPANTS OF DEPARTMENT OF COMMERCE

26. Shri Madhusudhan Prasad, Additional Secretary, Department of Commerce.
27. Shri Rajeev Arora, Joint Secretary, Department of Commerce.

28. Shri Sanjeet Singh, Director, Department of Commerce
29. Shri Kabiraj Sabar, Under Secretary, Department of Commerce
30. Shri S.S. Kumar, Under Secretary, Department of Commerce
31. Shri Pankaj Gangwar, Section Officer, Department of Commerce
32. Shri R.K. Dutta, Section Officer, Department of Commerce.