

**Agenda for the 58th meeting of the Board of Approval to be held on
12th June, 2013, in the Room No. 47, Udyog Bhawan**

Item No.58.1: Requests for co-developer

(i) Request of M/s. SunTec Infrastructure Private Limited for co-developer in the sector specific SEZ for IT/ITES at Andoorkonam village, Thiruvananthapuram, Kerala, being developed by Electronics Technology Parks - Kerala

The SEZ is developed by Electronics Technology Parks Kerala (TECHNOPARK), an autonomous society promoted by the Government of Kerala. The SEZ was notified on 29th November, 2012 over an area of 17.7120 hectares. M/s. SunTec Infrastructure Private Limited has submitted a proposal for becoming a co-developer in the aforesaid SEZ to develop infrastructure facilities in the zone and lease the facilities thus created to their holding company M/s. SunTec Business Solutions Pvt. Ltd., over an area of 4.0469 hectares (10 acres). Co-developer agreement dated 14th February, 2013 entered into with the developer has also been provided. Provisional lease agreement proposed to be executed has also been provided wherein down payment is of Rs. 10,57,24,709 (Rs. Ten Crores fifty seven lakhs twenty four thousand seven hundred and nine only) for 4.0469 hectares and yearly rent of Rs. 25,000 per acre for a lease period of 90 years.

DC CSEZ has recommended the proposal.

The request of the co-developer is submitted for consideration of BoA.

Item No. 58.2: Requests for increase/decrease in area

(i) Request of M/s. Karnataka Industrial Areas Development Board (KIADB) in sector specific SEZ for IT/ITES at Mangalore, Karnataka for de-notification of a portion of land in the SEZ

The above mentioned SEZ stands notified over an area of 65.571 hectares. The developer has requested for partial de-notification of an area of 32.712 hectares, thereby, making the total area of SEZ as 32.859 hectares.

The developer has based his request on the basis of an issue of contiguity with regard to this SEZ. One Zilla Parishad Road is running inside the IT SEZ area and it bifurcates the SEZ area into two parts, which is in violation of SEZ Act and Rules since the SEZ loses its contiguity. As per the land records and site map submitted by KIADB prior to notification of the SEZ, there was no mention of road passing through the land area. Also, no such road was found existing in the proposed area during the site inspection carried out by the then DC.

The developer has informed that the Zilla Parishad authorities at Mangalore have not accepted his proposal for shifting the existing road to the periphery of SEZ at the cost of KIADB. Therefore, the developer has now submitted their request for reduction in area.

DC, CSEZ has recommended the request of the developer.

The request of the developer is placed before the BoA for consideration.

(ii) Request of M/s. Cognizant technology Solutions India Private Limited, developer of sector specific SEZ for IT/ITES at SIPCOT IT Park, Siruseri, Chennai for increase in area of its SEZ

The above mentioned SEZ stands notified over an area of 10.85 hectares.

The developer has requested for addition of an area of 5.666 hectares, thereby, making the total area of SEZ as 16.516 hectares for expansion of their SEZ.

DC MEPZ has recommended the request for expansion/addition of the SEZ

The request of the developer is placed before the BoA for consideration.

Item No. 58.3: Requests for de-notification

(i) Request from M/s Parsvnath Infra Ltd., a sector specific SEZ for IT/ITES at Sohna Road, Gurgaon, Haryana, for de-notification of its SEZ notified over an area of 42.7045 hectares.

The above mentioned SEZ was notified on 23rd August, 2007 over an area of 42.7045 hectares.

Now, the developer, has requested for de-notification of the SEZ on the following grounds:

- (i) It has not been possible to acquire some small pockets within the notified area thereby affecting contiguity.
- (ii) It has not been possible to have the SEZ notified under the Haryana SEZ Act due to which the Lay Out plans submitted as early as May 2007 couldn't be sanctioned
- (iii) Further extension of formal approval has been denied by the Ministry of Commerce.

DC, NSEZ has recommended the request.

The request of the developer for de-notification of SEZ is placed before the BoA for consideration.

(ii) Request from M/s Biological E. Limited, a sector specific SEZ for Biotechnology at Kolthur village, Shameerpet Mandal, Ranga Reddy District, Andhra Pradesh, for de-notification of its SEZ notified over an area of 10.347 hectares.

The above mentioned SEZ was notified on 16th March, 2012 over an area of 10.347 hectares.

DC VSEZ has informed that due to litigation it is beyond the control of the company to decide about the title of the land and therefore, the developer has applied for de-notification.

DC, VSEZ has recommended the request.

The request of the developer for de-notification of SEZ is placed before the BoA for consideration.

(iii) Request from M/s. Reliance Haryana SEZ Limited, a sector specific SEZ for Multi Services at Villages Mohammadpur Jharsa, gharauli Khurd, Khandsa and Harasru, District Gurgaon, Haryana, for de-notification of its SEZ notified over an area of 440.714 hectares.

The above mentioned SEZ was notified on 14th November, 2007 over an area of 440.714 hectares.

The developer has applied for full de-notification of his SEZ.

DC, NSEZ has recommended the request, subject to payment of applicable duties and no objection from the State Government.

The request of the developer for de-notification of SEZ is placed before the BoA for consideration.

Item No. 58.4: Request for extension of In-Principal Approval

Request for grant of extension of in-principle approval to M/s. Mumbai SEZ Limited for setting up of multi product SEZ at Khopta, District Raigad, Maharashtra

The above mentioned developer was granted in-principle approval on 8th August, 2006. In terms of SEZ Rules, the validity of the above mentioned in-principle approval was up to 7th August, 2007. The developer has been granted six extensions the validity of which is going to expire on 7th August, 2013.

The developer has applied for seeking further extension of validity of his in-principle approval for one more year i.e. up to 7th August, 2014.

DC NMSEZ has informed that the developer has invested Rs. 1800 crores on land as on date and the balance acquisition to achieve contiguity can be done after the enactment of new land acquisition (amendment) bills and R&R bill which has been delay. DC NMSEZ has further observed that the developer has acquired so far all private lands. He is not sitting over Government land.

DC NMSEZ has recommended for further extension of in-principle LoA by one year.

The proposal is placed before BoA for its consideration.

Item No.58.5: Requests for extension of validity of formal approvals beyond 5th & 6th year

BoA in its meeting held on 14th September, 2012, examining similar cases observed as under: -

*“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”.

(i) Request for further extension of LoA from M/s. HBS Pharma SEZ Pvt. Ltd. for setting up of Pharmaceutical SEZ at GIDC, Panoli Industrial Estate, Panoli, District Bharuch, Gujarat beyond 16th June, 2013 (beyond 5th year)

Formal approval to the developer was granted on 17th June, 2008. The SEZ stands notified as on date. The developer has been granted two extensions validity of which is going to expire on 16th June, 2013.

The developer has applied for extension due to the delay in the implementation of the project as pharma companies have put their units in SEZ on hold due to changes in direct tax laws. However, the developer expects the units to commence production within 12-18 months of extension.

The developer has invested Rs. 70.47 crores in land and Rs. 104.67 crores in other infrastructure facilities for the SEZ project. They have completed boundary walls, concrete roads, storm water drains, administrative block with installation of toll booths, landscaping.

DC KASEZ has recommended the request of further extension for one year.

The request of the developer is accordingly placed before BoA for its consideration.

(ii) Request for further extension of LoA from M/s. Ananth Technologies Limited for setting up of IT/ITES SEZ at Sy. No. 1/1, Raviryala Village, Maheswaram Mandal, Ranga Reddy District, Andhra Pradesh beyond 16th March 2013 (beyond 5th year)

Formal approval to the developer was granted on 17th March, 2008. The SEZ is yet to be notified. The developer was granted second extension upto 16th June, 2013 subject to the following conditions:

- (i) The approval will not be renewed unless the project is notified by 16th June, 2013;
- (ii) DC, VSEZ will monitor progress of the project status on a quarterly basis and report to DoC if the developer is not making satisfactory progress towards setting up the project.

DC VSEZ has informed that the developer could not fulfill the above stipulated conditions but has provided reasons for non-compliance of them. The prime reason is due to restriction imposed upon by M/o Defense of no development within 500 mts from the boundary of its premise (their land falls within the limit imposed by the DRDO).

DC VSEZ has noted that the original holders of the land viz. APIIC are already in dialogue with M/o Defense for relaxing the limits of no development zone. Further the developers have reiterated that they are fully geared up to start the work at the earliest.

DC VSEZ has accordingly recommended the case for further extension by one year.

The request of the developer is accordingly placed before BoA for its consideration.

(iii) Request for further extension of LoA from M/s. Dishman Infrastructure Ltd. for setting up of Pharmaceuticals & Fine Chemicals SEZ at Villages Kalyangadh and Gangad, Taluka Bavla, District Ahmedabad, Gujarat beyond 16th April 2013 (beyond 5th year)

Formal approval to the developer was granted on 17th April, 2008. The SEZ was notified on 13th November, 2009 over an area of 106.83.83 hectares.

The LoA of the SEZ expired on 16th April, 2013. The developer has applied for extension beyond this date on the ground that in view of delay in getting the approved development plan and Environment Clearance the work is delayed. However, now all the works are in progress and hence extension is required.

The developer has invested Rs. 74.09 crores on land and other development work as on 31.03.2013. They have almost completed the boundary wall, entrance gate, customs/office buildings, storm water/sewerage network, water supply etc.

DC KASEZ has recommended the request of further extension for one year.

The request of the developer is accordingly placed before BoA for its consideration.

(iv) Request for further extension of LoA from M/s. Smart City (Kochi) Infrastructure Pvt. Ltd. for setting up of IT/ITES SEZ at Block 9, Kakkanad Village, Kanayannor Taluk, Ernakulam District, Kerala beyond 20th April 2012 (beyond 5th year)

Formal approval to the developer was granted on 21st April, 2008. The SEZ was notified as on date.

The LoA of the SEZ expired on 20th April, 2012. The developer had applied for extension beyond this date well in time. However, the request was with held due to pendency of another application from the developer relating to increase in area of the SEZ which had contiguity related problems. The same have since been resolved by BoA in its 56th meeting held on 18th January, 2013.

Meanwhile the developer has now applied for further extension of his LoA for one more year i.e. up to 20th April, 2014 on the ground that it requires time for completion of the project. The developer has submitted an implementation schedule of the project as per which phase – I i.e. construction of 15 lakhs sq. ft. would be completed by 2015 with an investment of Rs. 450 crores.

The SEZ is being developed by SPV of which Government of Kerala is a partner.

DC CSEZ has recommended the request of further extension up to 20th April, 2014.

The request of the developer is accordingly placed before BoA for its consideration.

(v) Request for further extension of LoA from M/s. Anant Raj Limited for setting up of IT/ITES SEZ at Plot No. TP-1, Rai, Sonapat, Haryana beyond 13th March 2013 (beyond 5th year)

Formal approval to the developer was granted on 14th March, 2008. The SEZ stands notified as on date. The developer has been granted two extensions validity of which is upto 13th March, 2013.

The developer has requested for further extension on the grounds that the project is completed and 12 months more time is required for making it fully operational. The developer has further informed that construction work of approx 167200 sqm. has been completed and the building is ready for operations. In fact one approved unit M/s. D'Gipro Systems Pvt. Ltd. is likely to start its operations by June –July 2013.

DC NSEZ has recommended the case for further extension by one year.

The request of the developer is accordingly placed before BoA for its consideration.

(vi) Request for further extension of LoA from M/s. Mayar Infrastructure Development Pvt. Ltd. for setting up of Biotechnology SEZ at village Rahaka & Nimoth District Gurgaon, Haryana beyond 13th July, 2013 (beyond 5th year)

Formal approval to the developer was granted on 14th July, 2008. The SEZ stands notified as on date. The developer has been granted two extensions validity of which is upto 13th July, 2013.

The developer has requested for further extension on the grounds that its project is nearing completion and they expect that one building may become operational by September – October 2013.

DC NSEZ has recommended the case for further extension by one year.

The request of the developer is accordingly placed before BoA for its consideration.

(vii) Request of M/s. Indiabulls Industrial Infrastructure Limited for further extension of the validity period of formal approval, granted for setting up of multi product SEZ at village Sinnar, District Nashik, Maharashtra, beyond 24th June, 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 25th June, 2007. The SEZ stands notified over an area of 1011.264 hectares. The developer has been granted three extensions of the formal approval, the validity of which was up to 24th June, 2013.

The developer has applied for further extension on the ground that it has received Environmental Clearance for 436.194 hectares and is in the process of getting clearance for the remaining area from MOEF. The developer has invested Rs. 4700 crores for developing basis infrastructure in the SEZ.

DC SEEPZ SEZ has recommended the proposal of extension for two years.

The request of the developer is accordingly placed before BoA for its consideration.

(viii) Request of M/s. Karle Infra Private Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Nagavara Village, Bangalore North Taluk, Karnataka, beyond 5th March, 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 19th June, 2007. The SEZ stands notified as on date. The developer has been granted three extensions of the formal approval, the validity of which was up to 5th March, 2013.

The developer has applied for further extension on the ground that approximately 60% of the construction work in phase I has been completed and the balance 40% would be completed before March 2014.

DC CSEZ has recommended the proposal of extension for one year.

The request of the developer is accordingly placed before BoA for its consideration.

(ix) Request of M/s. Gujarat Industrial Development Corporation (GIDC) for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Biotechnology at Savli GIDC Estate, village Majusar, District Badodara, Gujarat beyond 22nd June, 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 23rd June, 2007. The SEZ stands notified as on date. The developer has already been granted three extensions. The validity of the last extension was up to 22nd June, 2012.

The developer has sought extension on the ground that no unit has started the construction even though all the work of creation of infrastructure is completed. However, it has started receiving project application for setting up of SEZ units and off late four applicants have been issued LoP for setting up the unit. The developer has completed all basic infrastructures like boundary wall, roads, drainage, street light, water distribution work, electricity etc for the SEZ area.

DC KASEZ has recommended the case of extension for a further period of one year.

The request is placed before BoA for consideration.

(x) Request of M/s. Vedanta Aluminium Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Manufacture and Export of Aluminium at village Bhurkamunda & Bhagkipalli Tehsil & District Jharsuguda, Orissa beyond 22nd May, 2013 (beyond 6th year)

Formal approval was granted vide LoA dated 23rd May, 2007. The SEZ stands notified as on date. The developer has been granted three extensions the validity of which expired on 22nd May, 2013

The developer has requested for further extension on the grounds of delay in commencement of production by the SEZ unit.

The developer has carried out basic infrastructure in the SEZ including roads, drains, factory shed, boundary wall etc.

DC FSEZ has informed that although the project is ready the developer could not start the commencement of production as their appeal before the Appellate Tribunal for Electricity, Delhi (APTEL) for the status of deemed distribution license in line with the power guidelines issued on 21st March, 2012 is pending and the verdict is expected soon.

DC FSEZ has accordingly recommended for extension of LoA for one more year.

The request is placed before BoA for consideration

(xi) Request of M/s. Mangalore SEZ Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Petrochemicals and Petroleum at Baikampady, Mangalore, Dakshina Canara District, Karnataka beyond 29th July 2013 (beyond 6th year)

Formal approval was granted vide LoA dated 30th July, 2007. The SEZ stands notified as on date. The developer has been granted three extensions the validity of which expired on 29th July, 2013.

The developer has requested for further extension on the grounds of delay in implementation of the project due to various technical and administrative reasons. The developer has invested Rs. 887 crores against the total investment of 1707 crores. Further other entities in the SEZ have collectively invested Rs. 5237.98 crores against their collective investment of Rs. 10905.82 crores.

DC CSEZ has recommended for extension of LoA for one more year.

The request is placed before BoA for consideration

(xii) Request of M/s. G.P. Realtors Private Limited for fourth extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at village Behrampur, District Gurgaon, Haryana, beyond 13th November 2012 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 14th November 2006. The SEZ was notified on 4th May 2009 over an area of 18.86858 hectares. The developer has already been granted three extensions. The validity of the last extension was up to 13th November, 2012.

The request of the developer for grant of further extension beyond 13th November, 2012 was considered by BoA in its meeting held on 18th January, 2013. The BoA directed as under:-

*“After deliberations, the Board observed that the State Government was yet to give environmental clearance for the project as the same was pending with the State Environmental Committee. The Board directed DC, NSEZ to check with the State Govt. in this regard. Accordingly, the Board decided to **defer** the proposal.”*

The developer vide his letter dated 5th February, 2013 (**Annexure -1**) has furnished steps taken for implementation of the project along with timeline as under:-

- (i) Building Plan approved on 03.01.2013
- (ii) Environmental Clearance pending
- (iii) Construction start date – post Environment Clearance.

The developer has also informed that the company is awaiting only for the Environmental Clearance from Haryana State Environment Assessment Committee (HSEAC) due to which there project has been delayed for over a year. Now that the Chairman has been appointed, the developer expects his EC soon.

DC NSEZ has forwarded the above factual report from the developer for further consideration of granting fourth extension of LoA.

The revised request of the developer is placed before BoA for consideration.

(xiii) Request of M/s. OSE Infrastructure Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Plot No. C-01, Sector 67, Noida, Uttar Pradesh beyond 5th November 2012 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 10.12 hectares, vide LoA dated 6th November 2006. The SEZ was notified on 14th May 2007 over an area of 10.11753 hectares. The developer has already been granted three extensions. The validity of the last extension was up to 5th November, 2012.

The developer has stated that their plan to construct first phase could not be taken up due to non approval of their layout plan by Noida Authority. They are confident to commission the project by November, 2014 if they will receive approval of the plans within next two-three months.

DC NSEZ has recommended the request of further extension for one year.

The request is placed before BoA for consideration.

(xiv) Request of M/s. Selecto Systems Private Limited for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at 15/1, Mathura Road, Faridabad, Haryana beyond 15th June 2013 (beyond 7th year)

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 3 hectares, in the BoA meeting held on 17th March 2006. The approval was conveyed vide LoA dated 16th June 2006. The above mentioned SEZ was notified on 17th April 2007 over an area of 3.34 hectares. The developer has already been granted four extensions. The validity of the last extension is up to 15th June 2013.

The developer has stated that the Master Plan and Zoning Plan of the SEZ have already been approved by UAC. However, certified copy of zoning plan is still awaited from DTCP, Haryana due to a pending case of the developer for payment of EDC/IDC. The

developer has also informed of taking suitable steps for implementation of the project and has stated that he would require 36 months from the date approval of building plans to develop the SEZ in entirety.

The request is placed before BoA for consideration.

(xv) Request of M/s. Ansal IT City & Parks Ltd. for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at TZ-06, Tech Zone, Gr. Noida, Uttar Pradesh beyond 6th April 2013 (beyond 7th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 7th April, 2006. The SEZ was notified on 29th August, 2006. The developer has already been granted four extensions. The validity of the last extension was up to 6th April, 2013.

DC NSEZ have reported that the developer has invested a sum of Rs. 86.73 crores as on 31.01.2013 in acquiring land, developing basic infrastructure and constructing about 200000 sqft. unfinished built up area, which is nearing completion. The developer has stated that the development of Tower A is in full swing and is expected to be completed and functional by May, 2013. Three proposals have been approved by UAC to setup units in the said SEZ.

The developer has also informed that the Hon'ble High Court, Allahabad had issued stay order on 21.10.2011 directing the development authority and its allottees not to carry on development and not to implement the Master Plan 2021 till the observations and directions of the NCR planning Board are incorporated in Master plan 2021 to the satisfaction of the NCR Planning Board. However, the same was vacated by High Court on 24.08.2012 and declared zero period from 21.10.2011 to 24.08.2012. The developer has stated that during this zero period of more than 10 months they were not able to undertake any construction activity even after the area already approved by the Authority on 08.08.2008.

DC NSEZ has recommended the case for further extension of one year.

The request is placed before BoA for consideration.

(xvi) Request of M/s. Gujarat Hira Bourse for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Gems and Jewellery at Ichhapur, Surat, Gujarat beyond 6th April 2013 (beyond 7th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 7th April, 2006. The SEZ stands notified as on date. The developer has already been granted four extensions. The validity of the last extension was up to 6th April, 2013.

DC KASEZ has informed that the developer has started taking implementation action to develop the notified SEZ, for which demarcation and approval of goods and services for authorized operations have already been done. They have completed most of infrastructure work in processing/non-processing area and have incurred total expenditure of Rs. 109.04 crores as on 31st January, 2013.

In view of above DC KASZ has recommended the request of further extension for one year.

The request is placed before BoA for consideration.

(xvii) Request of M/s. Orissa Industrial Infrastructure Development Corporation (IDCO) for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at village Gaudakashipur and Arisal, District, Khurda, Odisha beyond 24th April, 2013 (beyond 7th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 25th October, 2006. The SEZ stands notified as on date. The developer has already been granted four extensions. The validity of the last extension was up to 24th April, 2013.

The developer has informed that:

- (i) Its co-developer viz M/s. Infosys has already started construction activities at the site;
- (ii) Both Specified Officer and Authorized Officer have been appointed;
- (iii) It has already completed its registration process with NSDL for carrying out authorized operations; and
- (iv) It expects to start commercial operation by December, 2014.

DC FSEZ has recommended the request of further extension for one year.

The request is placed before BoA for consideration.

(xviii) Request of M/s. IG3 Infra Ltd. for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Textiles at Uthukuli Village, Perundurai Taluk Erode District, Tamil Nadu beyond 30th May 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 31st May, 2006. The SEZ stands notified as on date. The developer has already been granted four extensions, the validity of which is up to 30th May, 2013.

The developer has requested for further extension on the grounds that some of the textile units, due to abnormal power shortage in Tamil Nadu are reluctant to start their operations. However, to strengthen the support of the unit, the developers are implementing the power project and the equipment are being imported.

The developer has constructed warping building, weaving building, garment building and power project- reservoir purpose excavation work has been done to store water of 75 lakhs liters. They have proposed time frame of December, 2013 for completion of the project.

DC MEPZ has recommended the request of extension for a further period of one year.

The request is placed before BoA for consideration.

(xix) Request of M/s. Platinum Holdings Pvt. Ltd. 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 May 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 6th November, 2006. The SEZ stands notified as on date. The developer has already been granted three extensions of one year and one extension of six months, the validity of which is up to 30th May, 2013.

The developer has requested for further extension on the grounds that 95% of the work has been completed and it hopes to make the SEZ operational by April, 2014.

DC MEPZ has recommended the request of extension for a further period of one year.

The request is placed before BoA for consideration.

(xx) Request of M/s. Dr. Fresh Health Care Pvt. Ltd. for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Ghamroj, Tehsil Sohna, Gurgaon, Haryana, beyond 25th June 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 26th June, 2006. The SEZ stands notified as on date. The developer has already been granted four extensions validity of which is up to 25th June, 2013.

The developer has requested for further extension on the grounds that it was unable to commence the operations in absence of securing commitments from IT companies, due to weak global economic conditions.

The developer has invested Rs. 156 crores for constructing the first building of the project. An investment of Rs 63 crores of FDI is already brought in and they intend to bring in further FDI of Rs. 162 crores into the project. Phase one of their project is expected to be ready for operation by July 2013.

DC NSEZ has recommended the request of extension for a further period of one year.

The request is placed before BoA for consideration.

(xxi) Request of Karnataka Industrial Areas Development Board (KIADB) for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Mangalore, Karnataka beyond 26th June 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 26th June, 2006. The SEZ stands notified as on date. The validity of the LoA was extended twice and the same expired on 25th June, 2011.

When the developer approached the O/o DC CSEZ for further extension of his LoA, he was sought to clarify for delay in his application. The developer informed that he had wrongly sent his applications directly to D/o Commerce. However, the same were found not to be in the desired format viz Form C-1. The developer was therefore, requested by the zone to furnish the application in the desired format. The developer thereafter has furnished his application along with supporting documents for extension of his LoA beyond 26th June, 2013.

DC CSEZ has examined infrastructure development work performed in the SEZ (**Annexure -2**) and has noted that the developer has made good progress in this regard.

DC CSEZ has accordingly recommended the request of further extension for one year.

It is observed that extension of LoA has been requested by the developer and recommended by DC CSEZ up to 26th June, 2013. Meanwhile the developer has applied a fresh in prescribed Form C-1 for further extension of his LoA up to 26th June, 2014.

The request is placed before BoA for consideration.

(xxii) Request of Andhra Pradesh Industrial Infrastructure Corporation Limited (APIIC Ltd.) 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 April 2013 (beyond 6th year)

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 26th October, 2006. The SEZ stands notified as on date. The LoA has been granted three full year extensions and one last six month extension the validity of which expired on 25th April, 2013.

The developer has requested for another extension of one year on the grounds that due to recession, there was business slack and hence the development works could not be taken and demand was not materialized. He has further stated that the demand picked up slowly and four allotments were made for a total extent of 18 acres of land in the SEZ recently.

DC VSEZ has informed that the developer has made an investment of Rs. 5.08 crores as on March 2013.

DC VSEZ has recommended extension of LoA for further period of one year.

The request is placed before BoA for consideration.

(xxiii) Request of M/s Kandla Port Trust, developer of multi product SEZ at Kandla and Tuna, Gujarat for further extension of the validity period of formal approval, beyond 6th May 2013 (beyond 6th year)

Kandla Port Trust (KPT) was granted formal LoA on 7th May, 2007 for setting up the above SEZ over 5000 Ha. The SEZ is yet to be notified. The developer has been granted three extensions, the last of which is valid up to 6th May, 2013.

The developer has requested for further extension of its LoA for one more year on the grounds that for the purpose of notification, the developer is yet to receive necessary certificates from the Local Revenue Authorities with respect to ownership of the land stating about legal possession and irrevocable rights with the developer and concurrence of the Govt. of Gujarat.

DC KASEZ has recommended the case for extension of LoA for one year.

However, the developer had requested on 29th April, 2013 that as validity of his LoA would expire on 6th May, 2013 viz. before the next BoA (scheduled for 7th June, 2013) necessary extension may be approved for that. KPT has stated that regarding pending litigations against KPT in the Hon'ble Gujarat High Court, no stay has been granted by any of the Court(s). The developer has also stated that they are a Govt. of India Organization and therefore the proposed SEZ being a project of National Importance would create a lot of employment opportunity for the local public of Gandhidham- Kutch. The Ministry of Shipping vide their O.M. dated 3rd May, 2013 have supported the case for grant of extension for LOA of the developer.

The request of the developer was examined in DoC and it was decided to grant extension of formal LoA to the developer beyond 6th May, 2013 upto 6th July, 2013 subject to the condition that a final decision on the request for further extension of this LoA would be taken by the BoA in its forthcoming meeting scheduled for 7th June, 2013.

The request is placed before BoA for ratification of the aforementioned decision taken by DoC and further consideration of approving extension of LOA till 6th July, 2014.

Item No. 58.6: Requests for extension of LoP beyond 4th Year onwards

(i) Request of M/s P&J Cretechem (P) Ltd., a unit in multi product SEZ developed by Dahej at Bharuch Gujarat for extension of validity period of its LoP beyond 31st March, 2013

The above mentioned unit was granted LoP on 26th Sept., 2008. Thereafter the developer has been granted 3 extensions by DC Dahej SEZ and 1 extension by BoA the validity of which is upto 31st March, 2013.

The unit has applied for further extension of its validity period by one year which time they shall complete the project and start export operation.

DC Dahej SEZ has recommended the request of extension for one year

The request is placed before BoA for its consideration.

(ii) Request of M/s. Satyam Computers Services Limited, a unit in MIHAN SEZ for extension of LoP beyond 27.07.2013 (beyond 5th year)

M/s. Satyam Computers Services Limited was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 28th July, 2008. Subsequently, the unit was granted

three year extensions by the DC, MIHAN and 4th extension of one year i.e. up to 27th July, 2013 by BoA.

DC, MIHAN, has now forwarded request from the unit for grant of extension of LoP for a further period of two years i.e. up to 27th July, 2015. The reasons for seeking extension are:

- (i) The unit has released several orders to various vendors.
- (ii) It has spent 24 crores on land and 7 crores on construction

DC MIHAN SEZ has recommended the case for further extension upto two years.

The request is placed before BoA for its consideration.

(iii) Request of M/s. Tata Consultancy Services Limited, a unit in MIHAN SEZ, Nagpur, Maharashtra for extension of Letter of Permission (LOP) beyond 23rd April, 2013 (beyond 5th year)

M/s. Tata Consultancy Services Limited was granted LoP for setting up an IT/ITES unit in MIHAN SEZ, vide LoP dated 24th April, 2008. The unit has been given two extension by DC MIHAN SEZ and three extensions by BoA up to 30th June, 2013.

The unit has requested for extension of the validity period of its LoP up to 30th June, 2014.

DC MIHAN SEZ has recommended the request stating that the unit has already invested Rs. 311 crores in the project and that four IT building, four BPO buildings and one food court building are in the advance stage of construction. Further the company has placed order for most of the plant and equipments required for authorized operations.

The request is placed before the BoA for consideration.

(iv) Request of M/s. IGate Computer System Ltd., a unit in MIDC IT / ITES SEZ at Pune, Maharashtra for extension of Letter of Permission (LOP) beyond 4th August, 2013 (beyond 5th year)

M/s. IGate Computer System Ltd, was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 5th February, 2008.

The unit has been granted two extensions beyond the original validity by DC, SEEPZ SEZ under Rule 19(4) and three extensions up to 4th August, 2013 by BoA.

The unit has requested for further extension of the validity of the LoP beyond 4th August, 2013 for one year on the ground of getting late MOEF clearance.

The developer has made an investment of Rs. 120 crores as on date. They have appointed M/s. L&T for development of phase 1 with estimate investment of 320 crores.

DC SEEPZ SEZ, after noting the progress of the unit has recommended the case for further extension by one year (**Annexure -3**).

The request is placed before the BoA for consideration.

(v) Request of M/s. Meghmani Unichem LLP, a unit in Dahej SEZ for extension of Letter of Permission (LOP) beyond 30th June 2013 (beyond 5th year)

M/s. Meghmani Unichem LLP, was granted LoP for setting up a unit in Dahej SEZ, vide LoP dated 26th September, 2008. Subsequently, the unit was granted two extensions by the DC, KASEZ and two extensions by BoA the validity of which was up to 30th June, 2013.

The unit has requested for further extension of the validity of the LoP beyond 30th June, 2013 for one year submitting definite time line for commencement of production.

The units has invested Rs. 23.75 crores towards land and building plant, equipments and infrastructure. They have also submitted a time line for commencement of production within six months.

DC KASEZ, after noting the progress of the unit has recommended the case for further extension by one year (**Annexure -4**).

The request is placed before the BoA for consideration.

(vi) Request of M/s. Cura Technologies Limited, a unit in APIIC SEZ for extension of Letter of Permission (LOP) beyond 17th December 2012 (beyond 5th year)

M/s. Cura Technologies Limited, was granted LoP for setting up a unit in APIIC SEZ, vide LoP dated 17th December, 2008. Subsequently, the unit was granted three extensions by the DC, VSEZ the validity of which was up to 17th December, 2012.

The unit has requested for further extension of the validity of the LoP beyond 17th December, 2012 for one year submitting definite time line for commencement of production within one year.

The units has incurred investment of Rs. 8,00,30,000/-. They have completed civil works of building and construction building space of 1,00,000 sq. ft.

DC VSEZ has noted the progress of the unit (**Annexure -5**) and recommended the case for further extension by one year, subject to the condition that no further extension would be required.

The request is placed before the BoA for consideration.

(vii) Request of DC VSEZ to ratify the extension of validity of LoA for a period of four months, granted to M/s. Softsol India Limited, a unit in IT/ITES SEZ developed by M/s. APIIC at Madhurwada, Visakhapatnam as the unit has since commenced operation

The above mentioned unit was granted LoP on 18th November, 2008 for undertaking operations of IT/ITES. The validity of LoP was upto 17th November, 2009. This was extended by DC VSEZ up to 17th November, 2012 in terms of Rule 19(4) of SEZ Rules 2006.

The unit informed in April 2013 that it had commenced operations w.e.f. 15th April, 2013.

In terms of Rule 19(4) of SEZ Rules 2006, the case for consideration for further extension of LoP fell under the purview of BoA.

DC VSEZ has taken a lenient view and extended the validity of LoP of the above unit and extended the validity of LoP up to 15th April, 2013, keeping in view the fact that the unit has already started its operations w.e.f. 15th April, 2013 and effecting export (**Annexure -6**).

The request is placed before the BoA for consideration.

(viii) 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 6th year)

M/s. Wipro Limited was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 4th December, 2007. Subsequently, the unit was granted three year extensions by the O/o DC, MEPZ and 4th extension of one year and 5th extension of 6th months i.e. up to 3rd June, 2013 by BoA.

The O/o DC, MEPZ, has now forwarded request from the unit for grant of extension of LoP for a further period of six months i.e. up to 03.12.2013. The reasons for seeking extension are:

- (i) The unit has finished two floors work of Software Development Block-I and civil work is also completed.
- (ii) The unit would be ready to commence operation by 1st Quarter of 2013-14.
- (iii) It has so far made an investment of Rs. 55.7 crore.

The Authorized Office of the SEZ has inspected the construction activities carried in the unit area and submitted its observations (**Annexure -7**)

DC MEPZ has recommended the case for further extension upto six months.

The request is placed before BoA for its consideration.

(ix) Request of M/s Pidilite Industries, a unit in multi-product SEZ developed by Dahej at Bharuch Gujarat for extension of validity period of its LoP beyond 15th August, 2013

The above mentioned unit was granted LoP 16th Aug., 2007. Thereafter the developer has been granted 3 extensions by DC Dahej SEZ and 2 extensions by BoA the validity of which is upto 15th Aug, 2013.

The unit has applied for further extension of its validity period till Dec 2015 giving various reasons and justifications for the same including the fact that it has completed engineering work shop, pilot plant, erection of utilities like air compressor, boiler etc. and also that it has constructed and finished a building for plant operation. It has achieved

completion of 80% of the work. It has invested Rs. 361 crores so far and has commitments for another Rs. 377 crores.

DC Dahej SEZ has furnished his report on the request (**Annexure-8**) and recommended the request of extension up to Dec 2015.

The request is placed before BoA for its consideration.

(x) Request of M/s. Hangers Plus (I) Ltd., a unit in Mahindra World City SEZ, Chennai, Tamil Nadu for extension of LoP beyond 31st March, 2013 (beyond 6th year)

M/s. Hangers Plus (I) Ltd. was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 28th March, 2007. Subsequently, the unit was granted three year extensions by the O/o DC, MEPZ and 2 extensions by BoA the validity of which was up to 31st March, 2013

The unit has requested for further extension of its LoP on the grounds that it has completed 90% of the civil job and would start their production by December, 2013.

DC MEPZ has recommended the case for further extension upto one year.

The request is placed before BoA for its consideration.

(xi) Request of M/s. Godrej & Boyce Manufacturing Company Limited, a unit in M/s. Dahej SEZ Limited, Gujarat for extension of LoP beyond 29th May 2013 (beyond 6th year)

M/s. Godrej & Boyce Manufacturing Company Limited was granted LoP for setting up a unit, in the above mentioned SEZ, vide LoP dated 30th May 2007. The unit has been granted two extensions by DC Dahej and three extensions by BoA up to 29th May, 2013. The last extension was granted by BoA subject to the condition that no further extension may be allowed.

The unit has again requested for further extension of one year on several technical and administrative grounds. The unit has submitted the scheduled plan for completion of its project and to operationalize it within 12 months.

DC Dahej SEZ has noted his comments (**Annexure-9**) and recommended the case for further extension by one year.

The request is placed before the BoA for consideration.

(xii) Request of M/s ONGC Petro additions Limited (OPaL), a unit in multi-product SEZ developed by Dahej at Bharuch Gujarat for extension of validity period of its LoP beyond 15th October, 2013

The above mentioned unit was granted LoP 16th October, 2007. Thereafter the developer has been granted 3 extensions by DC Dahej SEZ and 2 extensions by BoA the validity of which is upto 15th October, 2013.

The unit has applied for further extension of its validity period upto 15th October, 2014.

The unit has informed that the petrochemical complex at Dahej is India's largest petrochemical complex worth approx. Rs. 19500 crores and such projects generally have a larger gestation period. They have also informed that infrastructural development work which was awarded on turnkey basis is completed. The cracker unit has achieved mechanical completion. Over all 80% of progress has been achieved. The project with four years gestation period is expected to be completed by second quarter of 2014 and commencement of production can be stipulated thereafter.

DC Dahej SEZ has recommended for extension of LoP for one year.

The request is placed before BoA for its consideration.

58.7: Miscellaneous extension of LoPs.

(i) Proposal of DC NSEZ for extending the validity of LoP of M/s. GROZ Engineering Tools (P) Ltd., a unit in NSEZ up to 30th April, 2013

LoP to the above unit was issued by DC NSEZ on 19th March, 2009. The validity of the LoP was up to 19th March, 2010. The unit has been granted three extensions beyond the original validity by DC, NSEZ under Rule 19(4) which was valid up to 18th March, 2013.

DC NSEZ, vide its letter dated 28th February, 2013 forwarded request of the unit seeking further extension of its LoP beyond 18.03.2013 upto 30.04.2014 only so as to commence its production / exports.

The matter was considered by DoC and it was decided to extend the validity of the above unit subject to the condition that the unit would furnish a certificate of commencement of production by that date.

The unit vide its letter dated 29th April, 2013 had attached a self certified copy of shipping bill dated 26th April, 2013 in support of its first export. DC NSEZ has also confirmed this fact.

The proposal is placed before BoA for ratification of decision taken by DoC to extend the validity of LoP from 19th March, 2013 to 26th April, 2013.

(ii) Proposal of DC FSEZ for extending the validity of LoP of M/s. Vedanta Aluminium Ltd, a unit in Vedanta Aluminium SEZ at Jharsuguda, Odisha up to 8th April, 2014

LoP to the above unit was issued by DC FSEZ on 9th April, 2009. The validity of LoP was up to 9th April, 2010. The unit has been granted three extensions beyond the original validity by DC, FSEZ under Rule 19(4) which was valid up to 8th April, 2013.

DC FSEZ, vide its letter dated 23rd February, 2013 recommended the case of the above mentioned unit for a period of one year as the unit is all set to commence its commercial production very soon and also as about 95% of construction is completed.

As the developers/units were facing tough time w.r.t transaction of their raw materials/goods since the inception of SEZ online system, the matter was examined on file and it was decided to extend the validity of LoP by one year up to 8th April, 2014.

The proposal is placed before BoA for ratification of decision taken by DoC to extend the validity of LoP from 8th April, 2013 to 8th April, 2014.

Item No. 58.8: Miscellaneous Cases

(i) Request from M/s Reliance Industries Limited for permission to install a pipe rack through SEZ connecting DTA Refinery and up-coming C2 Complex of M/s Reliance Industries Limited

The request of M/s Reliance Industries Limited, developer of Jamnagar (Reliance) SEZ, for permission to install a pipe-rack through the SEZ, was placed before BoA in its meeting held on 15th March, 2013 wherein the Board observed as under:

“The Board after deliberations observed that the proposal relates to transport of gas from a DTA unit to another DTA unit for which purpose a request by grant of right of way (ROW) is being sought through the notified RIL SEZ. The ROW has been sought on the grounds of it being the shortest route and an alternate route, besides being longer would cause project delay, technical problems and higher cost. The issue had been considered by the UAC who had not approved the project.

*After deliberations, the Board decided to **defer** the matter to allow for further examination of the issues involved by DoC”*

The matter was further examined by DoC and comments were sought from DC Reliance SEZ who informed that he had called for complete technical justification of the request, duly certified by an independent chartered engineer from M/s. Reliance Industries Limited. It had since received a reply dated 06.04.2013 along with the desired certificate. DC Reliance SEZ upon examination of the said certificate of chartered engineer and the submission made by the firm observed following points:-

- (i) The CE has indicated the following factors which are crucial for safe operation of any pipeline carrying gaseous hydro-carbon:
 - Inventory in pipeline should be maintained at minimum possible level.
 - Pipeline should be as straight as possible, so that there are minimum number of joints/bends in the pipeline. The joints and bends increase the risk of failure in pipeline; and
 - The pipeline should be located away from roads having vehicle movement and also away from residential area to minimize the potential damage in case of emergency.
- (ii) The firm provide an indicative map of the proposed pipeline along with their letter dated 15.02.2013 which was the basis for the recommendation made by the UAC on 19.02.2013.

DC Reliance SEZ has supported the contention of the firm and the chartered engineer with his additional remarks that routing the pipe rack outside the SEZ area would bring these pipelines close to the boundary of the industrial area, making them vulnerable to sabotage and attack from outside by miscreants including extremists. He has further contented that this pipe rack will run parallel to the existing SEZ pipe racks and will not impede movement within SEZ in any manner. If the permission is granted by imposing the conditions recommended by the UAC in its meeting dated 19.02.2013 it is felt that Govt. interest would be protected and there would be no chances of any revenue leakage.

The developer vide his letter dated 18th May, 2013 has also informed that the proposed alignment is declared to be safest, causing least safety and security risks to the project.

The matter was further examined by DoC and it was decided to place the same before BoA.

The proposal is accordingly placed before BoA for its consideration.

(ii) Request of M/s. Phoenix Hitech City Pvt. Limited, co-developer in sector specific SEZ for IT/ITES developed by M/s Phoenix Infocity Private Limited at Gachibowli Village, Serilingampally Mandal, R R District, Andhra Pradesh for transfer of ownership of Co-developer

The above mentioned SEZ stands notified as on date. The Co-developer was granted LoA on 24th November, 2010 for development of a portion of the IT space within the SEZ and also to market, operate and maintain such developed area in terms of the Co-developer agreement dated 1st Nov., 2010 with the developer.

The Co-developer has informed that Ascendas India Trust Singapore, through one of its nominated entities is willing to acquire 100% ownership of their co-develop status by way of purchase of shares from the developer, to develop, operate, market and maintain the IT/ITES with the same terms and conditions of the Co-developer agreement and in compliance with the provisions of SEZ Act and rules.

The Co-developer has, therefore, requested for consent to the above proposal for the transfer of 100% ownership of its status by way of transfer of shares, to Ascendas.

DC VSEZ has forwarded the request of the co-developer (**Annexure -10**).

The request may be placed before BoA for its consideration

(iii) Request from Petroleum and Natural Gas for grant of access for drilling/exploration activities by ONGC in the Sterling SEZ and Infrastructure Limited at Vadodara, Gujarat

The above mentioned SEZ is a notified multi product SEZ spread over an area of 3121 acres.

In 2010, ONGC Vadodara requested DC Sterling SEZ for permitting its SEZ land to carry out drilling and exploration, constructing four lane roads and laying of cabling in the

notified SEZ area. However, the request was not approved as such activities not being authorized operations were not permitted under the SEZ Act.

The proposal was considered by DoC and it was decided to approve the request in larger national interest. Accordingly, DC Sterling SEZ was directed to ensure that the developer extends all cooperation to exploration activities in the SEZ. In compliance, DC Sterling SEZ informed the developer to extend all cooperation to ONGC for exploration activities.

The proposal has also been recommended by the Cabinet Committee on Economic Affairs.

The proposal was subsequently placed by DC Sterling SEZ before the 20th Approval Committee meeting for its approval. The Committee rectified the action taken by DC to allow ONGC to proceed further for drilling/exploration activities and decided to seek approval of this Ministry for approval of proposed activities as **“Authorized Activities” in non-processing area of Sterling SEZ.**

The matter was examined in DoC and it was decided to place the same before BoA for its consideration and approval.

The request is placed before BoA for its consideration.

(iv) Proposal of M/s. Biocon Limited, developer of sector specific SEZ for Biotechnology at KIADB Industrial Area, Bangalore, Karnataka for putting up an additional gate in the eastern side of the SEZ

The above mentioned SEZ stands notified over 35.55 hectares and is operational. The developer has requested for creation of a second gate in the eastern side of its SEZ for movement of material.

DC CSEZ has noted down the justification given by the developer (**Annexure -11**) and has upon examination of the case, recommended the case for consideration by BoA.

The request of the developer is placed before the BoA.

(v) Request for transfer of units of M/s. Ocwen Financial Solution Pvt. Ltd. from Vrindavan Tech Village SEZ (VTV) to Pritech Park SEZ

The above mentioned unit has requested for transfer of its units on the ground that even after lapse of two years, its developer is neither in a position to lease out the committed built up space nor able to provide proper other supporting infrastructure required for operations from the facility due to which its units could not achieve their targets in export and generation of employment and also lead them loosing their business considerably.

The developer of Pritech Park SEZ where the unit proposes to get transferred, has consented to lease out the requisite space for carrying out their approved operations. The unit has also undertaken seamless continuity of the existing operations as per the LoA, from new location in Pritech Park SEZ.

DC CSEZ has recommended the proposal.

The request is accordingly placed before BoA for its consideration.

(vi) Request for transfer of units of M/s. Altisource Business Solutions Pvt. Ltd. from Vrindavan Tech Village SEZ (VTV) to Pritech Park SEZ

The above mentioned unit has requested for transfer of its units on the ground that even after lapse of two years, its developer is neither in a position to lease out the committed built up space nor able to provide proper other supporting infrastructure required for operations from the facility due to which its units could not achieve their targets in export and generation of employment and also lead them loosing their business considerably.

The developer of Pritech Park SEZ where the unit proposes to get transferred, has consented to lease out the requisite space for carrying out their approved operations. The unit has also undertaken seamless continuity of the existing operations as per the LoA, from new location in Pritech Park SEZ.

DC CSEZ has recommended the proposal.

The request is accordingly placed before BoA for its consideration.

(vii) Request from M/s. Synechron Technologies Pvt. Ltd., a unit in sector specific SEZ for IT/ITES developed by M/s. Pune Embassy Project Pvt. Ltd. at Embassy Techzone, MIDC, Phase II, Hinjewadi, Maharashtra for re-location of its SEZ unit to another SEZ developed by Maharashtra Industrial Development Corporation (MIDC) at Phase III, Rajiv Gandhi Infotech Park, Pune, Maharashtra

The above mentioned unit has requested for re-location of its unit on the ground that its business is growing faster and they feel it prudent to re-locate their unit. The unit intends to consolidate their operations at one location viz in MIDC SEZ. The unit has also stated that there would not be any reduction in manpower/business after re-location.

DC SEEPZ SEZ has recommended the proposal.

The request is accordingly placed before BoA for its consideration.

(viii) Request of M/s. Sony India Software Centre Pvt. Ltd. (SISCPL), a unit in Vrindavan Tech Village SEZ, Bangalore for expansion of its production capacity by occupying additional space in nearby RMZ Ecoworld Infrastructure Pvt. Ltd. SEZ, Bangalore

The above mentioned unit holds two LoPs in Vrindavan Tech Village SEZ. Owing to the growth in the software development business, the unit has desired additional space in this SEZ. However, it has not been able to get the same from the developers.

The unit has, therefore, requested occupation of additional space in another SEZ viz. RMZ Ecoworld Infrastructure Pvt. Ltd. under the existing LoP issued for Vrindavan Tech Village SEZ as this would allow them to operationalize functional flexibility (Annexure -12).

DC CSEZ has sought clarification that while under Rule 19 of SEZ Rules UAC of SEZ may approve proposals for enhancement of capacity of an existing unit, the Rules does not empower it to permit expansion beyond the SEZ. In the instant case, the new unit would seek a fresh LoA in the new SEZ and has also agreed to limit its claim of IT benefits after reducing the number of years it has already claimed benefit in the original unit.

The request of the unit is placed before BoA for its consideration.

(ix) Request of M/s. Apollo Hospitals Enterprise Ltd., co-developer in the sector specific SEZ developed by Nokia SEZ at Sriperumbudur for waiver of conditions indicated at (a), (b) and (c) to its Letter of Approval dated 22nd December, 2009.

The above mentioned co-developer was granted co-developer status for carrying out following authorized operations in the non-processing area of the above mentioned SEZ, subject to the quantum indicated against each and also subject to the following conditions:-

- (a) The hospital will provide coverage only to the zone, adjoining SEZ zones and trauma cases arising out of accidents on the highway;
- (b) No outside patients will be entertained other than the category specified above; and
- (c) Nokia SEZ, the developer must be informed of the decision of the BoA in this regard so that the spirit of the approval is maintained

S. No.	Authorised operations	Quantum requested for (in sqm)	Quantum Approved (in sqm)
1.	Hospital	4,010	4,010 (60 bedded)
2.	Canteen	49	49
3.	Pharmacy	13	13

The co-developer had earlier requested for waiver of the above conditions on the plea that serving patients in Nokia SEZ and surrounding SEZs alone would make the hospital proposal unviable as there would not be sufficient patient count. The proposal was discussed in the BoA meetings held on 09.04.2010, 16.09.2010 and then on 18.11.2010 wherein it was decided that the matter would be examined by DoC. The DoC had asked the co-developer to furnish the quantum of duty concessions likely to be availed. The co-developer informed them to be likely in the range of 100-125 lakhs. The proposal was again placed before BoA in its meeting held on 25.03.2011 but was deferred due to assembly elections in Tamil Nadu.

The co-developer has now stated that they would not like to avail any customs duty concession for the hospital and have now again sought waiver of the conditions indicated at (a), (b) and (c) above. The request is for permitting them to serve the outside public, Nokia employees, its subsidiary units and accident and emergency cases and for provision of additional access gate from the NH to the proposed hospital site.

DC MEPZ has recommended the proposal **subject to the condition that co-developer shall not claim any duty or tax benefits.**

The request of the developer is placed before the BoA.

(x) Request from M/s. Meghmani Industries Limited for establishment as a unit in Dahej SEZ for trading in Chemical and Agro-Chemical products

The above mentioned firm applied for establishment of a unit in Dahej SEZ for trading in “all kind of chemical products falling under ITC (HS) Chapter 28, 29, 32, 34 & 38 including but not limited to & more particularly deal in Agro Chemicals such as Pesticides, Insecticides. Herbicides and Fungicides falling under ITC (HS) Code 3808” (**Annexure -13**).

The project proposal was discussed in the 41st meeting of the UAC of Dahej SEZ on 27.07.2012. It was observed by the committee that apart from other permissions from local bodies, the import of the Agro Chemical products requires the import license from Central Insecticides Board (CIB) under the Insecticides Act, 1968. As per the proviso of Rule 26 of SEZ Rules, 2006 if any permission is required for import under any other law, the same shall be allowed with the approval of the BoA.

The request was placed before BoA in its 56th meeting held on 18th January, 2013 wherein the Board decided as under:

*“BoA noted that no representative of the Ministry of Agriculture was present in the meeting nor any comments had been furnished on the issue under consideration. The Board observed that this goes against the process of single window mechanism envisaged under the SEZ policy. After deliberations, the matter was **deferred** with a direction that necessary inputs in this regard may be made available by M/o Agriculture in the next BoA meeting failing which the matter would be decided on merits.”*

The agenda is hereby circulated to M/o Agriculture also with request to attend the BoA on 7th June, 2013 along with their comments in the matter.

The request is accordingly placed before BoA for its consideration.

(xi) Proposal of M/s Trishiraya recycling Pvt. Ltd. a unit in MEPZ seeking approval for its capacity enhancement

M/s Trishiraya recycling Pvt. Ltd. was granted approval for setting up of a unit vide, LoP dated 4th April, 2000 for recycling of ferrous/non ferrous/electrical and other scrap and converted into SEZ scheme w.e.f. 22.03.2003.

The unit requested for capacity enhancement from the present 1500 M.T. to 4500 M.T. for the item of exports recommended by the Tamilnadu Pollution Control Board.

The proposal was forwarded by DC MEPZ to be placed before BoA in terms of Rule 18(4) of SEZ Rules. DC MEPZ had furnished the performance of the unit and recommended that as the unit is undertaking recycling activity, the request could be considered by BoA.

The request of the unit was considered by 56th BoA and wherein it was directed as under:

“On the issue of request for capacity enhancement the Board deferred the issue and sought specific comments from MSME in this regard.”

M/o MSME vide their U.O. note dated 6th May, 2013 have stated that as the subject matter relates to manufacture of 25 items (mentioned in the proposal), which are not reserved for manufacture in SSI sector, it has no comments to offer (**Annexure -14**)

The request is placed again before BoA for its consideration.

(xii) Request of M/s Dr. Reddy's Laboratories Limited, developer of sector specific SEZ for Pharmaceuticals at Devunipalavalasa village, Ranastalam Mandal, Srikakulam District, Andhra Pradesh for permission to supply surplus steam to unit in DTA

The above mentioned SEZ stands notified as on date and is operational.

The Developer has informed that keeping in view of future requirements they have installed a higher capacity boiler in the SEZ. Now they have observed that at present the steam requirement is only 2 TPH whereas the boiler would be generating steam at 10 TPH meaning thereby a wastage of 8 TPH. To avoid wastage, the developer has proposed to supply the steam to their units in DTA and requested for necessary permission to supply the steam to their DTA units on payment of applicable duties.

DC VSEZ has forwarded the request for consideration.

The request is placed before BoA for its consideration.

(xiii) Request of M/s Brandix India Apparel City Pvt. Ltd., an integrated textile and apparel SEZ at Visakhapatnam for permission to utilize its centralized water and effluent treatment plant for units in DTA

The developer has proposed to carve out some area of the SEZ and convert the same into a DTA zone so as to attract some local players by leveraging on some support infrastructure facilities viz water treatment plant and effluent treatment plant of the zone.

The developer has informed that their water treatment plant is certified as a factory under the Factories Act and hence the output is potable water. SEZ Act permit sale of power to DTA on payment of applicable duties similarly the proposal for supply of treated water to units in DTA on payment of applicable duties may be permitted.

Regarding, the Effluent Treatment Plant the developer has informed they will collect the effluent discharged from the proposed DTA units and treat the same at an agreed fee. The DTA units utilizing the facility may supply the chemicals used in the process of treatment. In other words BIAC is rendering service for which service tax may be collected if deemed applicable.

DC VSEZ has examined the proposal in terms of the provisions of SEZ Act 2005 and SEZ Rules 2006 and observed that same is not permissible in the absence of necessary provisions in the SEZ Act and Rules to consider such requests.

The request is placed before BoA for its consideration.

Item No. 58.9: Appeals before BoA

(i) Appeal of M/s. Consolidated Cobalt Chemicals Limited, a unit in KASEZ against rejection of its application for inclusion of export trading of urea in its existing LoP by the 53rd UAC meeting held on 19.10.2012

M/s. Consolidated Cobalt Chemicals Limited have established a unit in KASEZ. The unit vide its letter dated 20th April, 2012 applied to the DC KASEZ for inclusion/addition of new item viz. urea for trading in its original LoP dated 19.04.1992.

The proposal of the unit was placed in the 53rd meeting of the Approval Committee of KASEZ held on 19.10.2012, whereupon, the same was rejected.

The unit vide its letter dated 23rd November, 2012, received in D/o Commerce on 22nd January, 2013 appealed against the decision of the UAC in prescribed format (**Annexure -15**).

The appeal was placed before BoA in its 57th meeting held on 15th March, 2013. However, the appeal was deferred as the applicant sought adjournment of his appeal as his representative was unable to attend the hearing.

The appeal is again placed before the BoA for re-consideration.
