

**Agenda for the 49th meeting of the Board of Approval to be held on 28th November 2011
at 3.00 P. M. in the Room No. 47, Udyog Bhawan**

Item No. 49.1: Proposals for setting up of SEZs

S. No	Name of the Developer	Location	Sector	Area (in ha)	Land Possession	SGR*	Status of application
i.	M/s. Manipal ETA Infotech Limited	Agara and Jakkasandra village, Begur Hobli, Bengaluru, Karnataka	Electronic Hardware and Software including IT/ITES	11.2	Yes	Yes	New
ii	M/s. Mundra Port and Special Economic Zone Limited	Village Dhrub, Taluka Mundra, District Kutch, Gujarat	FTWZ	168.41	Yes	Yes	New
iii	M/s. Mundra Port and Special Economic Zone Limited	Taluka Mundra, District Kutch, Gujarat	Multi Product	1840	Yes	Yes	New
iv.	M/s. Gigaplex Estate Private Limited	Gigaplex, Plot No. 5, MIDC Knowledge Park, Airoli, Navi Mumbai, Maharashtra	IT/ITES	13.15	Yes	Yes	New
v	M/s. Kakinada SEZ Private Limited	Ponnada, Mulapeta, Ramanakkapeta villages in Kakinada, East Godavari District, Andhra Pradesh	Multi Product	1013.6	Yes	No	New <i>(to be considered subject to receipt of SGR before meeting)</i>
vi	M/s. PRP Granites Exports	Kalkurichi, Chandran Kulam and Mallankinari Villages, Kariyapati Taluk, Virudhnagar District, Tamil Nadu	Granite	104.373	Yes	No	New <i>(to be considered subject to receipt of SGR before meeting)</i>

*State Government's Recommendation

Item No.49.2: Request for co-developer

(i) Request of M/s. Infosys Limited for co-developer in the sector specific SEZ for IT/ITES at villages Gaudakashipur and Arisal, Tehsil Jatni, District Khurda, Orissa, being developed by Orissa Industrial Infrastructure Development Corporation

The above mentioned SEZ was notified on 4th January, 2011 over an area of 106.260 ha. M/s. Infosys Limited has submitted a proposal for becoming a co-developer in the aforesaid SEZ for setting up of software development facility for IT/ITES & allied activities over an area of 45.85 acres (18.56 hectares). Co-developer agreement dated 28th July, 2011 entered into with the developer has also been provided. DC, FSEZ has recommended the proposal. The request of the co-developer is submitted for consideration of BoA.

(ii) Request of M/s. Adani International Container Terminal Private Limited (AICTPL) for becoming a co-developer in the Multi Product SEZ at Kutch, Gujarat, being developed by M/s. Mundra Port and Special Economic Zone Limited (MPSEZL)

Multi Product SEZ at Kutch, Gujarat by M/s. Mundra Port and Special Economic Zone Limited stands notified over an area of 6472.8684 hectares. M/s. Adani International Container Terminal Private Limited, which is a 100% subsidiary of the developer, has submitted a proposal for becoming a co-developer in the aforesaid SEZ to develop, operate and maintain container terminal and related infrastructure facilities & services, over an area of 43 hectares. Co-developer agreement dated 12th October 2011 entered into with the developer has also been provided. DC KASEZ has recommended the proposal. The request of the co-developer is submitted for consideration of BoA.

(iii) Request of M/s. Hirise Hospitality Private Limited for becoming a co-developer in the Multi Product SEZ at Kutch, Gujarat, being developed by M/s. Mundra Port and Special Economic Zone Limited (MPSEZL)

The request of M/s. Hirise Hospitality Private Limited for becoming a co-developer for setting up a Hotel, Service Apartments, Convention centre, Family entertainment facilities like gymnasium, Billiards/Snooker, Table tennis, swimming pool, a three hole mini golf course in the above mentioned SEZ was considered in the BoA meeting held on 25th March 2011. The proposal was deferred and the Board directed DC, KASEZ to re-examine the proposal and submit his report for consideration of the Board. After receipt of report from DC the proposal was once again considered in the meeting held on 31st May, 2011. The minutes are as under:-

*“The Board discussed the report of DC, KASEZ and observed that the two existing co-developers namely M/s. Eon-Hinjewadi Infrastructure Private Limited and M/s. D.B. Hospitality have not taken any effective steps towards commencement of the approved projects. The Board observed that adequate justification is necessary for approving the two additional hotel projects when those already approved have failed to take off. After deliberations BoA **deferred** the requests.”*

The co-developer has once again requested for consideration of their request stating that it has proposed to set up a 3 star property where as the existing two approvals are for 5 star category. There is a need for 3 star budget properties more than the 5 star properties. A copy of the letter dated 28th October, 2011 giving the detailed justification furnished for the proposal is at **Annexure - 1**. DC MPSEZ has informed that the two existing co-developers have not commenced their operations and they have also informed that they are seeking extension of validity of their approval. M/s. D.B. Hospitality Private Limited had started their construction activity and subsequently stopped their construction work citing financial constraints. Thus, as on dated, neither of the two approved projects has taken off till date despite of lapse of almost 2^{1/2} years after the date of approval of their projects. The detailed report of the DC is at **Annexure 1 A**. DC has recommended the proposal.

The proposal is placed before BoA for consideration.

(iv) Request of M/s. Embassy Services Private Limited for co-developer in the sector specific SEZ for Electronic Hardware and Software including IT/ITES at Rachenhalli and Nagavara villages, Hobli, Outer Ring Road, District Bangalore, Karnataka, being developed by M/s. Manyata Promoters Private Limited

Sector specific SEZ for Electronic Hardware and Software including IT/ITES at Rachenhalli and Nagavara villages, Hobli, Outer Ring Road, District Bangalore, Karnataka being developed by M/s. Manyata Promoters Private Limited was notified on 16th November 2006 over an area of 26.1937 hectares. M/s. Embassy Services Private Limited has submitted a proposal for becoming a co-developer in the aforesaid SEZ for operation and maintenance of Buildings and other infrastructure facilities, in the above mentioned SEZ. Co-developer agreement dated 21st September, 2011 entered into with the developer has also been provided. DC CSEZ has recommended the proposal.

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

Item No. 49.3: Delayed request for extension of formal approval

(i) Request of M/s. Indian Green Grid Group Limited (Formerly M/s. ETL Infrastructure Services 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 2009.

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 101.58 hectares, vide LoA dated 31st May, 2006. The SEZ was notified on 9th June, 2008 over an area of 103.64.57 hectares. The validity of the formal approval has already expired on 30th May, 2009 as no request seeking further extension was received from the developer. The developer has now requested for extension of the validity and has not given any reasons for delay in seeking extension of the validity. The developer has also given details of the steps taken towards implementation of the project and has informed that the units have agreed to start their operations by December 2011 and export are likely by March 2012. The request has been received through DC, MEPZ, who has recommended further extension of the validity of formal approval.

The request is placed before BoA for consideration.

Item No.49.4: Requests for third extension of validity of formal approvals

(i) Request of M/s. K. Raheja Corporation Private Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for multi services at Verna Industrial Area, Goa, beyond 24th October 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 107.17 hectares, vide LoA dated 25th October 2006. The SEZ was notified on 6th November 2007 over an area of 105.91 hectares. The developer has already been granted two extensions. The validity of the last extension was up to 24th October, 2011. The developer has requested for further extension of the validity. The developer has submitted the details of developmental work done in the SEZ and has intimated that Rs. 212.64 crores have been invested for the project and commitments made for future development. The developer has stated that the Government of Goa claimed to have withdrawn its SEZ Policy and issued

Show Cause Notice for revocation of allotment of land for the SEZ. They had filed Writ Petition (No. 349 of 2008) in the Hon'ble High of Bombay at Goa challenging the Show Cause Notice. They have further stated that they have filed SLP (36458 of 2010) in the Hon'ble Supreme Court challenging the High Court Order dated 26.11.2010 and the matter is still pending before the Hon'ble Supreme Court. DC, SEEPZ has recommended the request of the developer.

The request of the developer for grant of third extension of the validity of formal approval is placed before the BoA.

(ii) Request of M/s. Paradigm Logistics & Distribution Private Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Verna Industrial Area, Goa, beyond 24th October 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 40.25 hectares, vide LoA dated 25th October 2006. The SEZ is yet to be notified. The developer has already been granted two extensions. The validity of the last extension was up to 24th October, 2011. The developer has requested for further extension of the validity. The developer has stated that it had initiated preliminary development of infrastructure work. However, the Show Cause Notice of GIDC which included instruction to 'Stop Work' has forced the company to abandon construction activities on the SEZ. The developer has informed that so far Rs 58.24 crores have been invested in the project. It is informed that the developer had filed a W.P. 501/2008 against the SCN before the Hon'ble High Court of Bombay, Goa bench and the said matter is sub-judice before the Hon'ble Supreme Court under SLP 127/2011. DC, SEEPZ has recommended the request of the developer.

The request of the developer for grant of third extension of the validity of formal approval is placed before the BoA.

(iii) Request of M/s. Gitanjali Gems Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Gems & Jewellery at Panvel, Maharashtra, beyond 24th October 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 10.21 hectares, vide LoA dated 25th October 2006. The SEZ was notified on 9th June 2008 over an area of 10.035 hectares. The developer has already been granted two extensions. The validity of the last extension was up to 24th October, 2011. The developer has requested for further extension of the validity. The developer has informed that required permissions are in process. Further, since the acquired land is notified by MMRDA as Green zone, the company is pursuing with State Government to give permissions for Gems & Jewellery SEZ in the Green zone. DC SEEPZ has recommended the request.

(iv) Request of M/s. J.T. Holdings Private Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Maheshwaram Mandal, District Ranga Reddy, Andhra Pradesh, beyond 25th October 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 28.33 hectares, vide LoA dated 26th October 2006. The SEZ was notified on

18th May 2007 over an area of 28.33 hectares. The developer has already been granted two extensions. The validity of the last extension was up to 25th October, 2011. The developer has requested for further extension of the validity. The developer has submitted the details of developmental work done in the SEZ and has intimated that Rs. 25.05 crores have been invested in the project. The developer has stated that due to the global recessionary trends, coupled with financial credit crunch, the project encountered slow rate of implementation. The developer has further stated that the company is keen to execute the project and has, therefore, sought further extension of the validity of formal approval. DC VSEZ has recommended the request.

(v) Request of M/s. Stargaze Properties Private Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Raviriyal village, District Ranga Reddy, Andhra Pradesh, beyond 25th October 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 68.96 hectares, vide LoA dated 26th October 2006. The SEZ was notified on 1st June 2007 over an area of 68.96 hectares. The developer has already been granted two extensions. The validity of the last extension was up to 25th October, 2011. The developer has requested for further extension of the validity. The developer has submitted the details of developmental work done in the SEZ and has intimated that Rs. 61.30 crores have been invested in the project. The developer has stated that due to the global recessionary trends, coupled with financial credit crunch, the project encountered slow rate of implementation. The developer has further stated that the company is keen to execute the project and has, therefore, sought further extension of the validity of formal approval. DC VSEZ has recommended the request.

(vi) Request of M/s. Calica Construction & Impex Private Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Ahmedabad, Gujarat, beyond 5th November 2011

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 6th November 2006. The SEZ was notified on 8th May, 2009 over an area of 10.43.10 hectares. The developer has already been granted two extensions. The validity of the last extension was up to 5th November, 2011. The developer has requested for further extension of the validity. The developer has given the details of steps taken to implement the project and has informed that so far Rs. 11 crores have been invested in the project. However, the project was due to various unavoidable factors. The developer needs more time to complete the project and has, therefore, requested for grant of further extension of validity of the formal approval. DC KASEZ has recommended the request

(vii) Request of M/s. Somani Worsted Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Electronic Hardware and Software/ITES at Bhiwadi, District Alwar, Rajasthan, beyond 20th August 2011

The developer was granted formal approval for setting up the above mentioned SEZ vides LoA dated 21st August 2006. The said SEZ was notified on 26th November 2007 over an area of 19.9994 hectares. The developer has already been granted two extensions. The validity of the last extension was up to 20th August, 2011. The developer has requested for

grant of further extension. Government of Rajasthan has requested DC NSEZ not to allow further extension to the developer. A copy of the letter dated 12th August, 2011 received through DC NSEZ is at **Annexure - 2**. DC NSEZ has not made any specific recommendation.

The request is placed before BoA for consideration.

(viii) Request of M/s. CPL Infrastructure Private Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Pharmaceuticals at Ahmedabad, Gujarat beyond 26th June 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 200 hectares, vide LoA dated 27th June 2006. The SEZ was notified on 24th December 2007 over an area of 122.30.61 hectares. The developer has already been granted two extensions. The validity of the last extension was up to 26th June, 2011. The developer has stated that a piece of mandli/gauchar land adjacent to out SEZ land is forming an “atoll” like structure leading to difficulty with that piece of mandli/gauchar land in case it constructs the wall and there is heavy rainfall in future. They have requested Government of Gujarat to swap the piece of land with its existing extra land in vicinity to make it contiguous and in a shape more viable. The developer is also awaiting final indication on DTC on Tax implication on SEZ on which most of the prospective tenants will decide the fate of SEZ activity. The developer needs more time to complete the project and has, therefore, requested for grant of further extension of validity of the formal approval. DC KASEZ has **not recommended** the request stating that the developer has not taken any concrete action so far for creating the required basic infrastructure.

(ix) Request of M/s. Balaji Infra Projects Limited for third extension of the validity period of formal approval, granted for setting up of a port based multi product SEZ inclusive of FTWZ, at Dighi Port, District Raigad, Maharashtra, beyond 22nd October 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 100 hectares, vide LoA dated 23rd October 2006. The SEZ is yet to be notified. The developer has already been granted two extensions. The validity of the last extension is up to 22nd October, 2011. The developer has given the details of steps taken to implement the project and has requested for grant of further extension of validity of the formal approval. DC SEEPZ, SEZ has recommended the request of the developer.

(x) Request of M/s. Adityapur Industrial Area Development Authority for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Automobiles/Auto Components at Adityapur, Jharkhand, beyond 13th June 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 36.42 hectares, vide LoA dated 14th June 2006. The SEZ was notified on 5th September, 2006 over an area of 36.4218. The developer has already been granted two extensions. The validity of the last extension was up to 13th June 2011. The developer has requested for further extension up to 13th June 2014 stating that the project implementation is pending for non-availability of de-notification order from the Forest Department. DC FSEZ has recommended the request.

The request of the developer for third extension of validity of formal approval is submitted for consideration of the Board of Approval.

(xi) Request of M/s. Parsvnath SEZ Limited for third extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Nedumbassery and Chengamanadu villages, Aluva Taluk, Ernakulam District, Kerala, beyond 25th October 2011

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 30.76 hectares, vide LoA dated 26th October 2006. The SEZ is yet to be notified. The notification is under process in the D/o Commerce. The developer has already been granted two extensions. The validity of the last extension was up to 25th October, 2011. The developer has given the details of steps taken to implement the project. The developer has reported that the project was not implemented owing to delay occurred in land acquisition and is expected to complete the project by 2013. It has been informed that so far about Rs. 22 crores have been invested in the project. The developer needs more time to complete the project and has, therefore, requested for grant of further extension of validity of the formal approval. DC, CSEZ, has recommended the request of the developer.

Item No. 49.5: Request for grant of first extension of in-principle approval.

S. No.	Name of the Developer	Sector and area of the SEZ	Location of SEZ	Percentage of land in possession of developer as on expiry of validity of in-principle approval
1.	Drugs & Pharmaceuticals Manufacture Association	Pharmaceuticals-bulk/APIs/formulations, over an area of 120 Ha	Nakkapalli Mandal, Visakhapatnam District, Andhra Pradesh	In-principle approval was granted to the proposal vide LoA dated 16 th August, 2010. The developer has informed that it has acquired 80 Ha of land so far and hopes to procure the balance land within six months. The developer has, therefore, sought further extension of the validity. DC VSEZ has recommended the request.

Item No. 49.6: Request of M/s. RNB Infrastructure Private Limited for extension of in-principle approval granted for setting up of a sector specific SEZ for Textile at Coimbatore, Tamilnadu, beyond 24th June 2009

In-principle approval for setting up of the above SEZ over an area of 107.24 hectares was granted on 26.6.2006. . The developer was, thereafter, granted two extensions. The validity of last extension was up to 24th June, 2009. The request of the developer for extension beyond 24th June, 2009 was considered by the BoA in its 35th Meeting and was deferred as the board noted that there were no comments from the State Governments nor were the representatives present. Earlier there was no provision in SEZ Rules for granting third extension of in-principle approval, therefore, in the BoA meeting held on

15th December, 2009 it was decided to grant de-novo approval to all requests seeking third extension of in-principle approval subject to the developer filing Form 'A' and also getting the concerned State Government's recommendations. However, due to non receipt of State Government's recommendation, de-novo approval could not be granted. In the meantime SEZ Rules have been amended paving way for extension of validity of in-principle approval beyond 2nd year. Government of Tamil Nadu vide letter dated 21st June, 2011 has recommended grant of extension of validity of the in-principle approval. The developer has, therefore, requested for further extension of the in-principle approval. In this case the validity of the in-principle approval has expired on 25th June, 2009. The developer has become due fifth extension. BoA is to consider granting extension in the validity w.e.f. 25th June, 2009.

Item No. 49.7: Request for grant of second extension of in-principle approval.

S. No.	Name of the Developer	Sector and area of the SEZ	Location of SEZ	Percentage of land in possession of developer as on expiry of validity of in-principle approval
1.	M/s. Posco-India Private Limited	Multi Product, over an area of 1620.496 hectares	Jagatsinghpur District, Orissa	In-principle approval was granted to the proposal vide LoA dated 26 th October 2006. Thereafter, de-novo in-principle approval w.e.f. 26 th October, 2009 was granted vide LoA dated 22 nd December, 2009. Subsequently, one extension was also granted. The validity of which has expired on 25 th October, 2011. The developer has requested for extending the validity further stating that Government of Orissa has leased 245.778 Ha of land to the developer. MoEF on 2 nd May, 2011 has accorded approval to Govt. of Orissa for diversion of 1253 Ha of forest land. The forest land is likely to be leased by December, 2011. DC FSEZ has recommended the request.

Item No. 49.8: Requests for grant of third extension of in-principle approval.

S. No.	Name of the Developer	Sector and area	Location of the SEZ	Percentage of land in possession of developer as on expiry of validity of in-principle approval
1.	M/s. Reliable Smartcity Limited	Multi Product, 1010 hectares	Pachama (Abdullah Pur) District Sehore, Madhya Pradesh	In-principle approval was granted vide LoA dated 10 th September 2008. The developer has already been granted two extensions. The validity of last extension was up to 9 th September, 2011. The developer has now requested for further extension of validity stating that the company has already acquired

				900 acres (364.22 hectares) of land and is in the process of acquiring balance land. DC, ISEZ, vide letter dated 1 st November, 2011 has recommended the request of the developer. The report of the DC is at Annexure - 3 .
2.	M/s. Vikram Logistic and Maritime Services Private Limited	FTWZ, 42.5 hectares	Ponneri Taluk, Tiruvallur District, Tamil Nadu	In-principle approval was granted vide LoA dated 16 th October 2008. The developer has already been granted first extension, the validity of which is up to 15 th October 2011. The developer has stated that 30.82 hectares of land has already been acquired. Further, the developer is confident of acquiring balance extent of nearly 12 hectares by 31.12.2011 and filling an application for formal approval by 30.06.2012. In view of the above the developer has sought one year's extension of the validity of the in-principle approval. DC MEPZ has recommended the request.

Item No. 49.9: Request of GIFT SEZ Limited for approval of “International Financial Services Centre” in the notified sector specific SEZ for ‘Multi Services’ at villages Phirozpur and Ratanpur, District Gandhinagar, Gujarat

The above mentioned SEZ was notified on 18th August, 2011 over an area of 105.4386. DC, KASEZ has informed that the developer has sought approval for “International Financial Services Centre” – (IFSC). The proposed project of the developer is to set up a world class Financial hub for following business activities:-

Nature of Service	Target Business Segments
Core Financial Services	<ul style="list-style-type: none"> • National financial services operations ‘hub’; • National/Regional/functional headquarters for financial services players; • Private Banking hubs for NRIs/Regional HNWs; • International microfinance hub
Capital Market and Trading	<ul style="list-style-type: none"> • International commodity trade hub; • Participation in global capital market
IT and ITES/BPO services	<ul style="list-style-type: none"> • Global hub for IT and BPO services for financial services sector.

DC has also stated that the developer intends to develop the proposed IFSC for providing long-term office/service accommodation with high technology, economical and commercial infrastructure, and to provide world class infrastructure facilities cost effective and secured Information and Communication Technology (ICT) services to global and domestic financial firms.

DC has recommended the proposal and has forwarded it for consideration of BoA in terms of Section 18 of the SEZ Act.

The request is placed before the BoA for consideration.

Item No. 49.10: Requests for increase/decrease in area

(i) Request of M/s. Infoparks Kerala for addition of land in the sector specific SEZ for IT/ITES at villages Puthencruz and Kunnathunadu, Taluka Kunnathunadu, District Ernakulam, Kerala

The above mentioned SEZ was notified on 16th May, 2011 over an area of 12.5804 hectares. The developer has requested to add a part of land admeasuring 27.0477 hectares to the already notified SEZ, thereby making the total area of the SEZ as 39.6281 hectares. The developer has stated that the proposed increase will facilitate construction of 8 million sqft IT space and ancillary facilities which will create employment for around 80000 IT professional and large number of employment in various services and also increase the export potential of the SEZ when fully developed to around 6000 crores. DC, CSEZ as well as Government of Kerala have recommended the proposal. DC has also informed that the land proposed to be added is vacant, contiguous and is in possession of the developer.

The request of the developer for increase in area is submitted for consideration of the Board of Approval.

(ii) Request of M/s. Smart City (Kochi) Infrastructure Private Limited for addition of land in the sector specific SEZ for IT/ITES at Kanayanoor Taluk, Ernakulam District, Kerala

The above mentioned SEZ was notified on 1st March, 2011 over an area of 53.1809 hectares. The developer has requested to add a part of land admeasuring 46.3773 hectares to the already notified SEZ, thereby making the total area of the SEZ as 99.5582 hectares. The request was last considered in the BoA meeting held on 22nd July, 2011 and was deferred. The minutes are as under:-

“The proposal was deliberated upon by the BoA. The DoR was of the view that since a large expenditure was involved in establishing contiguity, and as the additional land area proposed to be added to the already notified SEZ met the minimum land requirement of an IT/ITES SEZ, the SEZ developer may consider seeking approval for an independent SEZ, instead of seeking to add the land parcel to the existing notified SEZ. The Board also considered the option to approve the addition of land to the SEZ subject to the condition that such additional land would be notified only after contiguity with the existing SEZ is established. The Board, accordingly, decided that to give its in-principle consent to:

(i) Addition of the additional land to the approved SEZ, subject to the condition that the additional area would not be notified till contiguity is established, and alternatively, to;

(ii) In principle approval for the additional land parcel as a separate SEZ subject to State Government approval and fulfillment of all formalities and applicable conditions.

The representative of the Government of Kerala sought time to examine the options and revert back on the choice to be exercised by them and the developer”.

Reply from Government of Kerala has been received vide letter dated 13.10.2011 **(Annexure - 4)**. It has been stated that separate SEZ [*i.e. (ii) option*] is not conducive as it will force the processing area to be fragmented and defeating the purpose of this project to create a knowledge cluster of IT/ITES companies. It has been stated that the land proposed to be added is connected with the SEZ by an existing road and bridge. Additional bridges are proposed to take care of growth in traffic as project progress. The bridges are not required immediately for the project and delaying its construction till its actual utility will assist the projects to utilize funds efficiently now for constructing infrastructure and buildings. Further, the additional area is proposed to be a non-processing area. Therefore, it has been requested to notify the land immediately after according approval for addition *i.e.* without waiting till the construction of new bridges.

The request of the developer for increase in area is submitted for consideration of the Board of Approval.

(iii) Request of M/s. Mahindra World City (Jaipur) Limited for increase as well as decrease in area of the sector specific SEZ for Handicraft SEZ at Jaipur (Rajasthan)

The above mentioned SEZ was notified on an area of 102.7659 hectares on 6th January, 2009. The developer has requested for addition and de-notification of an area of land admeasuring 52.093 hectares and 1.095 hectares respectively, making the area of the SEZ to 153.7639 hectares. Developer has stated that land proposed to be added is vacant, contiguous, non-encumbered and is in possession of the developer. As per the developer the area proposed to be de-notified is still lying vacant and no construction activity has been done. The developer has also undertaken that no duty exemption on the area proposed for de-notification has been availed. After the proposed addition/de-notification the minimum land requirement for the SEZ will be met. The request of the developer for increase as well as decrease in area of the SEZ is submitted for consideration of the BoA.

(iv) Request of M/s. Mahindra World City (Jaipur) Limited for addition of land in the sector specific SEZ for Light Engineering including automotive/ automotive component sector at Jaipur (Rajsthan)

The above mentioned SEZ was notified on 6th January, 2009 over an area of 103.1775 hectares. The developer has requested to add a part of land admeasuring 119.4955 hectares to the already notified SEZ, thereby making the total area of the SEZ as 222.6730 hectares. The developer has stated that the land proposed to be added is vacant, contiguous and is in possession of the developer.

The request of the developer for increase in area is submitted for consideration of the Board of Approval.

(v) Request of M/s. Mahindra World City (Jaipur) Limited for addition of land in the sector specific SEZ for Gems and Jewellery sector at Jaipur (Rajsthan)

The above mentioned SEZ was notified on 13th May, 2011 over an area of 10.1360 hectares. The developer has requested to add a part of land admeasuring 0.9440 hectares to

the already notified SEZ, thereby making the total area of the SEZ as 11.08 hectares. The developer has stated that the land proposed to be added is vacant, contiguous and is in possession of the developer.

The request of the developer for increase in area is submitted for consideration of the Board of Approval.

(vi) Request of M/s. M.L. Dalmiya & Co. Limited for addition of land in the sector specific SEZ for IT/ITES at Bantala, South 24 Parganas, West Bengal

The above mentioned SEZ was notified on 8th August, 2006 over an area of 48.5623 hectares. The developer has requested to add a part of land admeasuring 16.1874 hectares to the already notified SEZ, thereby making the total area of the SEZ as 64.7497 hectares. DC FSEZ has recommended the proposal stating that the land proposed to be added is vacant, contiguous and is in possession of the developer.

The request of the developer for increase in area is submitted for consideration of the Board of Approval.

(vii) Request of M/s. Coimbatore Hitech Infrastructure Private Limited for decrease in area of operation of the existing co-developer

Sector specific SEZ for IT/ITES at Keeranatham village, Coimbatore, Tamil Nadu was stands notified over an area of 51.255 hectares. Vide LoA dated 7th October, 2008. M/s. Berggruen Properties (Nagpur) Private Limited was granted approval for becoming a co-developer in the SEZ for development of 30.42 acres of land in the SEZ. Now, the developer has requested for reduction in the area of operations of the co-developer to 2.25 acres. The developer has stated that due to change in plans of the co-developer, the lease deed entered into with co-developer dated 2.8.2008 for developing 30.42 acres was cancelled on 12.11.2009 and fresh lease deed was entered with the co-developer for allotment of 2.5 acres.

The request for decrease in area of the co-developer for consideration of the BoA

(viii) Request of M/s Adarsh Prime Projects Pvt. Ltd. for de-notification of a portion of land in the notified IT/ITES SEZ at Bangalore, Karnataka.

Sector specific SEZ for IT/ITES at Bangalore, Karnataka developed by M/s. Adarsh Prime Projects Pvt. Ltd. was notified on 28th September 2006 over an area of 27.91 hectares. The developer has been granted approval for subsequent addition/reduction in area. Therefore, the present area of the SEZ is 17.96 hectares. The developer has requested for further reduction of an area of 7.399 hectares, thereby, making the total area of SEZ as 10.559 hectares. The developer has also undertaken to refund the duty benefits availed in respect of land being notified. The developer has also stated that the balance area after de-notification will be contiguous and will meet the minimum land requirement. DC CSEZ has recommended the request.

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

Item No. 49.11: Requests for de-notification

(i) Request of M/s. NSL SEZ (Chennai) Private Limited for de-notification of the sector specific SEZ for IT/ITES at Sholinganallur, Tambaram Taluk, Kanchipuram District, Tamil Nadu, notified over an area of 18.604 hectares

The above mentioned SEZ notified over an area of 18.604 hectares. Now, the developer has requested for de-notification of the SEZ due to change of business plan. DC, MEPZ, has recommended the request of the developer stating that the developer has not availed benefit of duty free materials in the SEZ. Further, no unit has been set up in the SEZ. It has also been informed by the DC that the developer has refunded a sum of Rs. 116454/- (including interest) being the service tax exemption availed by them. Therefore, there are no dues pending against the developer.

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

(ii) Request of M/s. B.A. Tech Park Private Limited for de-notification of the sector specific SEZ for IT/ITES at Thumbe village, Bantwal Taluk, Dakshin Kannada District, Karnataka, notified over an area of 12.80067 hectares

The above mentioned SEZ was notified on 25th August, 2008 over an area of 12.80067 hectares. Now, the developer has requested for de-notification of the SEZ stating that due to the prevailing situation in the tier 3 cities in the IT sector and also the changes introduced to the Act in the recent budget the project becomes non viable. The developer has also informed that no duty benefits have been availed. DC, CSEZ, has recommended the request of the developer.

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

(iii) Request of M/s. City Gold Realities Private Limited for de-notification of the sector specific SEZ for IT/ITES at Sanathal (Sarkhej-Bavla Highway) Taluka Sanand, District Ahmedabad, Gujarat, notified over an area of 10.5146 hectares

The above mentioned SEZ was notified on 9th January, 2008 over an area of 10.5146 hectares. Now, the developer has requested for de-notification of the SEZ stating that due to imposition of MAT, companies are reluctant to shift their operations into a SEZ. Therefore, the company is not in a position to develop the SEZ. DC, KASEZ, has recommended the request of the developer.

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

(iv) Request of M/s. Dr. Reddy's Laboratories Limited for de-notification of the sector specific SEZ for Pharmaceuticals at Lingampally & Melasangam villages, Municipally Mandal, Medak District, Andhra Pradesh, notified over an area of 103 hectares

The above mentioned SEZ was notified on 24th April, 2009 over an area of 103 hectares. Now, the developer has requested for de-notification of the SEZ due to change of plans by the management for implementation of expansion projects. The management has decided to use the land for purpose other than SEZ i.e. Biopharmaceuticals in DTA. The developer has undertaken to refund the duty benefits availed. DC VSEZ has recommended the proposal.

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

Item No. 49.12: Requests for extension of LoP of units beyond 1st to 3rd year

(i) Request of M/s. Zeon Solution Private Limited, a unit in MADC SEZ, Nagpur for extension of Letter of Permission (LOP) beyond 4th February, 2011

M/s. Zeon Solution Private Limited, was granted LoP for setting up a unit in MADC SEZ, Nagpur, vide LoP dated 5th February, 2008 for software development. Subsequently, on request of the unit, DC had extended LoP of the unit up to 4th February, 2011. The unit has requested for further extension of the validity of the LoP stating that the project has been delayed due to financial constraints and power supply problem. DC, has informed that there has been delay in getting power supply for units in MIHAN SEZ. The developer has set up a power plant of 240 MW in collaboration with M/s. Abhijeet MADC Nagpur Energy Pt. Ltd., at a distance of 14 Kms from SEZ. Recently, they have been given permission for power distribution for SEZ units. The distribution lines are being installed and power supply to SEZ units from this power plant is expected to commence in December, 2011.

As per rule 19 (4) of the SEZ rules 2006, the DC may grant extension of one year, beyond third year, subject to condition that two-third of activities including construction relating to the setting up of unit is complete and a chartered engineer's certificate to this effect is submitted by the entrepreneur. However, in this case two third activities are not complete, therefore, DC has requested for placing the request before BoA.

In view of the above position the request of the unit for grant of further extension of LoP beyond 4th February, 2011 is placed before the BoA for consideration.

(ii) Request of M/s. KSK Surya Photovoltaic Venture Private Limited, a unit in the sector specific SEZ for Semiconductors being developed by M/s. FAB City SPV (India) Private Limited at Raviryala village, Maheswaram Mandal, ranga Reddy District, Andhra Pradesh, for extension of Letter of Permission (LOP) beyond 11th November 2011

M/s. KSK Surya Photovoltaic Venture Private Limited, was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 12.11.2008 for manufacture of Photovoltaic Cells. Subsequently, on request of the unit, DC had extended LoP of the unit up to 11th November, 2011. The unit has requested for further extension of the validity of the

LoP. DC VSEZ has informed that the unit had obtained necessary approvals from Andhra Pradesh Pollution Control Board and Department of Factories. In principle sanction was obtained for Power Supply and from water Board. However, the technology provider of the company quit due to unfavourable business conditions. This forced the unit to look for alternate technology and had to re-negotiate with financial institution. The unit is confident in finding technology partner in about 3 months.

As per rule 19 (4) of the SEZ rules 2006, the DC may grant extension of one year, beyond third year, subject to condition that two-third of activities including construction relating to the setting up of unit is complete and a chartered engineer's certificate to this effect is submitted by the entrepreneur. However, in this case two third activities are not complete, therefore, DC has requested for placing the request before BoA.

In view of the above position the request of the unit for grant of further extension of LoP beyond 11th November, 2011 is placed before the BoA for consideration.

(iii) Request of M/s. Sigachi Cellulos Private Limited, a unit in M/s. Dahej SEZ Limited, Gujarat for extension of LoP beyond 31st August 2011

M/s. Sigachi Cellulos Private Limited was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 11th September, 2008. Subsequently, on request of the unit, DC had extended LoP of the unit up to 31st August, 2011 in respect of manufacturing activity. Now the unit has requested for further extension of the LoP for a period of one year. DC Dahej SEZ has given the details of the progress made by the unit and has informed that so far Rs. 3.76 crores have been invested by the unit. It has also been informed that the unit is expected to commence commercial production from June 2012. DC has, therefore, recommended further extension up to 11th September, 2012.

As per rule 19 (4) of the SEZ rules 2006, the DC may grant further extension of one year, subject to condition that two-third of activities including construction relating to the setting up of unit is complete and a chartered engineer's certificate to this effect is submitted by the entrepreneur. However, in this case the unit has not been able to complete two-third activity.

In view of the above position the request of the unit for grant of further extension of LoP up to 11th September, 2012 is placed before the BoA for consideration.

(iv) Request of M/s. Shankar Packaging Limited, a unit in M/s. Dahej SEZ Limited, Gujarat for extension of LoP beyond 31st December 2010

M/s. Shankar Packaging Limited was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 3rd March, 2008. Subsequently, on request of the unit, DC had extended LoP of the unit up to 31st December, 2010. The unit has requested for further extension of LoA by another three years. The unit has given the following reasons for the delay in implementation of the project:-

- (a) Finance for the Dahej SEZ project was tied up in the existing locations of the company.
- (b) Due to the global crises in the year 2008 and 2009, the company decided to defer the investment in Dahej SEZ.

- (c) Unit is ready to take up investment in the Dahej unit as expansions in the present locations have been completed.
- (d) Unit intends to take up the Capex during the year 2012-13

DC KASEZ has informed that the LoP of the unit stands expired. It has also been informed that for consideration of extension beyond 31st December, 2010, the unit was requested to submit certificate duly certified by the Chartered Engineer that at least two third of activities including construction, relating to the setting up of the unit was completed. However, the unit did not submit the requisite certificate. The unit has also not undertaken any development work. Further, the developer has also cancelled the plot allotted to the unit on 11.08.2011. DC has, therefore, **not recommended** grant of further extension to the unit. DC has instead, proposed, that unit be advised to apply for fresh allotment of plot to the developer and thereafter apply to UAC for grant of fresh LoA for its proposed manufacturing activities.

The request is placed before the BoA for consideration.

(v) Request of M/s. Torrent Pharmaceuticals (Dahej), a unit in M/s. Dahej SEZ Limited, Gujarat for extension of LoP beyond 2nd December, 2011

M/s. Torrent Pharmaceuticals (Dahej) was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 3rd December, 2008. Subsequently, on request of the unit, DC had extended LoP of the unit up to 2nd December, 2011 in respect of manufacturing activity. Now the unit has requested for further extension of the LoP for a period of one year. DC Dahej SEZ has given the details of the progress made by the unit and has informed that the unit has obtained environment clearance and has also received consent to establish. Further, the unit has started project construction work and first production building is nearly complete and the production equipments are expected to reach the site from December, 2011. It has also been informed by DC that so far Rs. 175.85 crores have been invested by the unit. DC has, therefore, recommended further extension up to 2nd December, 2012.

As per rule 19 (4) of the SEZ rules 2006, the DC may grant further extension of one year, subject to condition that two-third of activities including construction relating to the setting up of unit is complete and a chartered engineer's certificate to this effect is submitted by the entrepreneur. However, in this case the unit has not been able to complete two-third activity. DC has, therefore, requested to place the matter before the BoA.

In view of the above position the request of the unit for grant of further extension of LoP up to 2nd December, 2012 is placed before the BoA for consideration.

(vi) Request of M/s. Vigor Laboratories, a unit in Indore SEZ for extension of Letter of Permission (LOP) beyond 21st January, 2011 (*deferred in 47th BoA meeting*)

The request of M/s. Vigor Laboratories for extension of validity of the LoP for a period of one year w.e.f. date of expiry of last extension (i.e. up to 21st January, 2012), was considered in the BoA meeting held on 22nd July, 2011. The request was deferred and the Board directed DC, ISEZ to submit a report giving details of the progress made by the unit towards commencement of its operations. The BoA also directed that the report should clearly indicate the details of regulatory approvals obtained by the unit, the status of export

orders and countries identified for exports, by the unit and also the target date for its commercial production.

A report dated 2nd September, 2011 (**Annexure - 5**), as per BoA's directions, has been received from DC, ISEZ. DC has informed that the unit has obtained regulatory approvals in 6 countries namely Congo, Zambia, Nigeria, Sierra Leone, Chile and Bolivia wherein the unit has registered a total of nearly 200 products. The unit has export orders amounting to Rs. 6.63 crores from various countries namely Sierra Leone, Sudan, Chile, Honduras, Zambia, Bolivia etc. The unit has identified 11 countries, including above countries, for export. As regards the target date for production, DC has informed that the unit has requested to grant an extension of its LoP up to 21st January, 2013 which according to the unit will give them reasonable time to time construct the facility as per International Standard and also get requisite approvals from intended countries of exports, The unit further states that they have the required financial arrangements for the proposed project, and if they are granted an extension up to 21st January, 2013, they would be able to receive the requisite funding for their project from their bankers.

DC, ISEZ has recommended two years extension to the unit w.e.f. 21st January, 2011 (*i.e. up to 21st January, 2013*).

The request is placed before the BoA for consideration

(vii) Request for extension of letters of permissions issued for setting up of units in the sector specific SEZ for Pharmaceuticals at Bhut Khamb, Kerim, Ponda, Goa being developed by M/s. Meditab Specialities Private Limited beyond 11.09.2011

The above mentioned SEZ was notified on 10th April, 2007 over an area of 123.20 hectares. The following companies were granted LoP for setting up of units in the SEZ:-

S. No.	Name of the Unit	Date of issue of LoP	Validity of LoP
1.	M/s. Cipla Limited (Unit I)	12.09.2007	11.09.2011
2.	M/s. Cipla Limited (Unit II)	12.09.2007	11.09.2011

The above units are seeking extensions as they are unable to carry out an activity due to the pending court case filed by the developer availed Government of Goa. DC has recommended extension for a period of one year subject to final outcome of the SLP pending before the Hon'ble Supreme Court.

The request is placed before the BoA for consideration

(viii) Request of M/s. Satyam Computers Services Limited, a unit in MIHAN SEZ for extension of LoP beyond 27th July 2009

M/s. Satyam Computers Services Limited, a unit in MIHAN SEZ. The unit was granted LoP on 28.07.2008 for manufacture and export of Software Development & Consultancy Services. The LoA had an initial validity of one year and stands expired w.e.f. 27.07.2009 as per Rule 19 (5) of the SEZ Rules, 2006. The unit had requested for extension of LoP before its expiry. The unit was asked to furnish a copy of the registered lease deed in

terms of Rule 18 (2) (ii) of SEZ Rules, 2006. However, pending receipt of the information from the unit, its LoP was not extended.

As per Rule 18 (2) (ii) of SEZ Rules, 2006 the developer shall enter into a lease agreement and give possession of the space in the SEZ to the unit only after issuance of LoP. Further, a copy of the registered lease deed shall be furnished to the DC within six months from the issuance of LoP and failure to do so, approval committee may take action to withdraw the LOP after giving an opportunity of being heard.

The unit has now requested for extension of the validity of formal approval stating that after getting approval as unit tenders were floated for civil contractors for construction of shell & core and boundary wall. However, due to global economic recession it was decided to go slow on construction activities and not to register the lease deed. The unit also stated that post unforeseen developments in January 2009, Tech Mahindra emerged as a strategic investor and the Board has taken appropriate steps to stabilize operations. At that point of time, as there was high attrition and no necessity was felt for any additional infrastructure. Therefore, it was decided to go on a consolidation initiative to reduce operational expenses by surrendering some of the leased premises and subsequently focused on infrastructure development in the SEZ Campuses in Hyderabad and Chennai where considerable amount has already been invested. The unit has stated that, in view of the above facts it did not progress with any activity in the MIHAN SEZ. However, the company is in stabilization process and on recovery path having successfully restated the financials and is in the process of getting new business/customers. The unit has, therefore, requested for renewal of LoP up to July, 2013.

DC has recommended the request for extension of LoP beyond 27.07.2009. DC has informed that the lease deed was executed on 24.10.2008. However, it was not registered due to unforeseen development in the company after fraud in the accounts of company was exposed. DC has also informed that lease deed can be registered only after re-validation of the validity. DC, has request for placing the request before the BoA.

The request of the unit grant of extension of LoP with retrospective effect (i.e. w.e.f. 28.07.2009) is placed before the BoA for consideration.

(ix) Request of M/s. Ramdev Chemical Industries, a unit in M/s. Dahej SEZ Limited, Gujarat for extension of LoP beyond 30th November, 2011

M/s. Ramdev Chemical Industries was granted LoP for setting up a unit in the above mentioned SEZ, vide LoP dated 1st December, 2008. Subsequently, on request of the unit, DC had extended LoP of the unit up to 30th November, 2011 in respect of manufacturing activity. Now the unit has requested for further extension of the LoP up to 30th April, 2012. DC Dahej SEZ has given the details of the progress made by the unit and has informed that the unit has so far invested Rs. 4.83 crores towards the site development activities (including land and construction) and another Rs. 1 crore towards advance payment for the equipments. Further, the unit has proposed further investments for Rs.14.83 crore till March, 2012 and hopes to start commercial production by then. DC has, therefore, recommended further extension up to 30th April, 2012.

As per rule 19 (4) of the SEZ rules 2006, the DC may grant further extension of one year, subject to condition that two-third of activities including construction relating to the

setting up of unit is complete and a chartered engineer's certificate to this effect is submitted by the entrepreneur. However, in this case the unit has not been able to complete two-third activity. DC has, therefore, requested to place the matter before the BoA.

In view of the above position the request of the unit for grant of further extension of LoP up to 30th April, 2012 is placed before the BoA for consideration.

Item No. 49.13: Requests for extension of LoP of units beyond 4th year

(i) Request of M/s. TAL Manufacturing Solution Limited, a unit in MADC SEZ, Nagpur for extension of Letter of Permission (LOP) beyond 2nd December 2011

M/s. TAL Manufacturing Solution Limited, was granted approval for setting up a unit in the above mentioned SEZ, vide LoP dated 3rd December, 2007 for manufacture of Floor Beams and its components for Aerospace Industry. Subsequently, the LoP of the unit was extended from time to time. The last extension was valid up to 2nd December, 2011. The unit has requested for further extension stating that it is expected to start commercial production by October 2012. The unit has informed that it has signed a contract with the Boeing Company, U.S.A. who has suggested certain technical changes resulting in delay in implementation of project. DC MIHAN SEZ has recommended further extension for a period of one year.

The request of the unit for grant of further extension of LoP for a period of one year beyond 2nd Decembers, 2011 is placed before the BoA for consideration.

(ii) Request of M/s. ONGC Mangalore Petrochemicals Limited, a unit in M/s. Mangalore SEZ a for extension of Letter of Permission (LOP) beyond 6th November 2011

M/s. ONGC Mangalore Petrochemicals Limited, was granted approval for setting up a unit in the above mentioned SEZ, vide LoP dated 7th November, 2007 for manufacture and export of Paraxylene, Benzene, LPG, Hydrogen & Paraffinic Raffinate. Subsequently, the LoP of the unit was extended from time to time. The last extension was valid up to 6th November, 2011. The unit has requested for further extension of the validity. DC VSEZ has recommended the request stating that the unit has achieved physical progress of 57% and their financial progress is Rs. 1211 crores as on 25.09.2011.

The request of the unit for grant of further extension of LoP for a period of one year beyond 6th November, 2011 is placed before the BoA for consideration.

Item No. 49.14: Request for transfer of unit from one SEZ to another

(i) Request of M/s. Resbird Technologies Private Limited a unit in the NSEZ for shifting its location to sector specific SEZ for IT/ITES at Gurgaon, Haryana, being developed by M/s. DLF Cyber City Developers Limited

M/s. Resbird Technologies Private Limited was granted approval for setting up of a unit in the NSEZ vide LoP dated 25th November, 2008. The unit commenced activities w.e.f. 2nd February, 2011 and the performance of the unit for the year 2010-11 is as under:-

FOB Value of export	Imports (consumed during the year)	NFE Position
Rs. 39.28 lakhs	Nil	Rs. 39.28 lakhs <i>(foreign exchange to the tune of Rs. 19.70 lakhs pending realization)</i>

Now the unit has requested for shifting its location to M/s. DLF Cyber City Developers Limited due to logistic reasons and further expansion plans by the company. DC NSEZ has stated that the unit has been informed that in the event of that approval of the proposal it will have to forgo income tax benefits claimed/to be claimed on the business in NSEZ. The unit has agreed to abide by the condition.

As per instruction no. 59, issued by D/o Commerce the request for transfer of units from one SEZ to another SEZ is to be considered by BoA.

Accordingly, the request of the unit is placed before the BoA for consideration.

(ii) Request of M/s. InterGlobe Technology Quotient Private Limited, a unit in Noida SEZ for shifting its location to sector specific SEZ for IT/ITES at Gurgaon, Haryana, being developed by M/s. Gurgaon Infospace Limited

M/s. InterGlobe Technology Quotient Private Limited has been granted LoA dated 23rd February 2005 for setting up a unit in Noida SEZ for undertaking for Data Processing (Software Exports) services. The unit commenced its operations on 1st June, 2006. DC NSEZ has informed that the unit, till 31st March, 2011, has made exports of Rs. 84623.64 lakhs and maintaining positive NFE of Rs. 80788.90 lakhs as per APRs submitted up to 31st March, 2011.

In the BoA meeting held on 18th November 2010 the unit was granted approval for shifting its location from Noida SEZ to the IT/ITES SEZ at Gurgaon, Haryana, being developed by M/s. Gurgaon Infospace Limited.

Now the unit has requested to surrender the approval given by BoA for shifting its location to Gurgaon Infospace SEZ and has also requested for shifting its location to DLF Cyber City SEZ in Gurgaon, instead, due to change in its business plan.

The unit has stated that it is desirous of employing new employees with a view to expand with a view to expand its current business operations in India. Since the existing area would not meet the current requirements, it would like to relocate from NSEZ to DLF Cyber City SEZ in Gurgaon. The proposal was deferred in the BoA meeting held on 31st May, 2011. A report of the DC has been received, wherein DC NSEZ has recommended the request (**Annexure - 6**).

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

Item No. 49.15: Request of M/s. PAREXEL International (India) Private Limited a unit in the sector specific SEZ for IT/ITES at Hyderabad by M/s. DLF Cyber City SEZ for waiver of the condition imposed while according approval for shifting its location to sector specific SEZ for IT/ITES at Madhapur, Ranga Reddy District, Andhra Pradesh, being developed by M/s. Sundew Properties Private Limited (Raheja Mindspace SEZ)

In the BoA meeting held on 19th September, 2011, the request M/s. PAREXEL for shifting its operations to sector specific SEZ for IT/ITES at Madhapur, Ranga Reddy District, Andhra Pradesh, being developed by M/s. Sundew Properties Private Limited (Raheja Mindspace SEZ) was approved, subject to the condition that if it is an operational unit then upon shifting it would not be eligible for deduction u/s 10AA of the Income Tax Act.

Now the unit vide letter dated 21st October, 2011 has requested BoA for waiver of the condition regarding non-availability of benefits u/s 10AA of the Income Tax Act. The justification given by the unit is at **Annexure - 7**.

The request is placed before BoA for consideration.

Item No. 49.16: Request of M/s. Balaji polymers for setting up of a trading unit in FTWZ at village Sai, Taluka Panvel, District Raigad, Maharashtra being developed by M/s. Arshiya International Limited

DC SEEPZ has informed that M/s. Balaji Polymers had submitted an application for setting up of a trading unit in above FTWZ. The activity of the unit included blending of different grades of polyvinyl alcohol as value added activity. The proposal was considered in the UAC meeting held on 14.09.2011. The Committee observed that the proposed blending activity would amount to manufacturing. The Committee, therefore, decided to refer the proposal to BoA. DC SEEPZ has, therefore, forwarded the request for consideration of the BoA. DC SEEPZ has also forwarded a copy of the letter dated 15.09.2011 (**Annexure - 8**) submitted by the unit wherein, the unit has stated that Polyvinyl alcohol is in the powder form and that it will do the mixing activity of different grades of polyvinyl alcohol through mixer i.e. ribbon Blender. The mixing activity can be done manually but the resultant product will not evenly mix and the final product will not fetch higher price in the international market hence they propose to carry out the mixing through ribbon blender. The unit has also stated that the mixing of different grades of polyvinyl alcohol with the help of ribbon blender will not amount to manufacture due to following reasons:-

- (i) No new product is emerging from mixing of any different grades of Polyvinyl Alcohol.
- (ii) No change in ITC HS code of the resultant product
- (iii) No change in the characteristics of the final product
- (iv) Even after re-packing from bulk to retail packing the technical characteristics and end usages does not change
- (v) The physical form of PA which is in power/granule form will not change.

The matter is placed before the BoA for consideration.

Item No. 49.17: Requests for change of name/transfer of equity

(i) Request of M/s. Zeus Infrastructure Limited for changing its name to M/s. Sunstream City Private Limited

M/s. Zeus Infrastructure Limited is the developer of the sector specific SEZ for IT/ITES at village Mulund, Taluka Kurla, District Mumbai Suburban & village Kopri, Taluka Thane, District Thane, Maharashtra, notified on 23rd April, 2008 over an area of 57.0979 Ha. The developer has changed the name to M/s. Sunstream City Private Limited. Developer has furnished fresh certificate of incorporation consequent upon change of name issued on 12th

November, 2011 issued by Registrar of Companies, Maharashtra. DC SEEPZ has informed that the major changes have not been made in the share holding pattern and promoters of the SEZ developer i.e. M/s. Ackruti City Limited and Muttha Group of companies are still holding the full control of the SEZ development and other activities of the company. The share holding pattern of the company before and after change of name is as under:-

Name of Person/company	As 01.02.2008	As on 23.03.2011
Shantilal G. Muttha	45000	35100
Sameer S. Muttha	45000	35100
Sonali V. Chordiya	10000	7800
Ackruti City Limited	100000	129000
DLF Commercial Developers Limited	100000	--
Refresh Buildcon Private Limited	--	93000
Total	300000	300000

From the above share holding pattern it is seen that the 51% equity is held by the original developer. DC SEEPZ has recommended the proposal as the same falls under category V in the already approved categories in respect of “Transfer of In-principle or Formal approval issued to a SEZ Developer to its subsidiary or SPV”. However, since the SEZ is notified, the proposal is placed before BoA for consideration.

BoA may also take a view that the guidelines, approved in its meetings held on 15.01.2009 and 11.08.2009, for transfer “Transfer of In-principle or Formal approval issued to a SEZ Developer to its subsidiary or SPV” be made applicable to notified SEZs also.

(ii) Request of M/s. Infosys Technologies Limited for changing its name to M/s. Infosys Limited

M/s. Infosys Technologies Limited is developer/co-developer of various SEZs as under:-

S. No.	Sector/Location	Status	Dated of notification /approval	Area (in hectares)
1.	IT/ITES SEZ at Mysore, Karnataka	Developer	26.04.2007	25.45
2.	IT/ITES SEZ at Pune, Maharashtra	Developer	26.04.2007	31.49
3.	IT/ITES SEZ at Dakshin Kannad, Karnataka	Developer	22.06.2007	123.61
4.	IT/ITES SEZ at RR District, Andhra Pradesh	Developer	03.09.2009	60.94 + 120.09 = 181.03
5.	IT/ITES SEZ at Jaipur, Rajasthan by Mahindra World City (Jaipur) Ltd	Co-developer	14.08.2008	59.5
6.	IT SEZ at Kanchipuram,	Co-developer	09.05.2007	52.21

	Tamil Nadu by Mahindra World City Developers Ltd			
7.	IT/ITES SEZ at Trivandrum, Kerala by Electronics Technology Park	Co-developer	22.06.2007	34.4750
8.	IT SEZ at Bangalore, Karnataka	Developer	01.06.2011	24.446

M/s Infosys Technologies Limited has informed that its name has been changed to M/s. Infosys Limited and has requested to change the name in the above mentioned SEZs wherein it is developer/co-developer. A fresh certificate of incorporation consequent upon change of name issued on 16th June, 2011 issued by Registrar of Companies, Karnataka has been furnished. It has been informed that the change of name shall not affect any rights or obligations of the company or render defective any legal agreement/contract entered into by the company in its former/old name.

As per report of DCs there is only change in the name of the company and there is no change in the shareholding pattern of the developer/co-developer. The proposal has been recommend by DCs as the same falls under category-I in the already approved categories in respect of "Transfer of In-principle or Formal approval issued to a SEZ Developer to its subsidiary or SPV". However, since the SEZs are notified, the proposal is placed before BoA for consideration.

(iii) Request of M/s Adarsh Prime Projects Pvt. Ltd. for transfer of 100% equity to the entire equity shareholding to M/s. RMZ Infotech Private Limited

The sector specific SEZ for IT/ITES at Bangalore, Karnataka developed by M/s. Adarsh Prime Projects Pvt. Ltd. presently stands notified over an area of 18.41 hectares. The developer has requested for approval for transferring 100% equity shareholding to M/s. RMZ Infotech Private Limited which is an Indian company. The request of the developer is at **Annexure - 9**. DC CSEZ has recommended the proposal.

The proposal is placed before BoA for consideration.

Item No. 49.18: Cancellation of formal approval granted to M/s. Nipiam Infotech Private Limited for setting up of sector specific SEZ for IT at Gram Nimeta, Taluka Waghodiya, Vadodara, Gujarat

Formal approval was given to M/s. Nipiam Infotech Private Limited (NIPL), for setting up of a sector specific SEZ for IT Sector at Gram Nimeta, Taluka Waghodiya, Vadodara, Gujarat, over an area of 220 hectares. Later, on the request of the developer formal approval was transferred in the name of M/s. Chervil Infrastructure Private Limited (CIPL) vide LoA dated 30th June 2010. Subsequently, a complaint was received from one of the directors of NIPL that M/s. CIPL has fraudulently got the formal approval transferred in its name. A counter complaint was also received from CIPL alleging that the company is experiencing detrimental non co-operation from particular directors who do not want to further move with the vision of development and that the company has been experiencing un-regulatory obstacles towards the objective of development of SEZ. Further, both the

companies had filed complaints against each other in ROC as well as in Police. A report was accordingly, sought from DC KASEZ seeking information as to which party has a clear title over the land proposed to develop as SEZ. DC has submitted a report after consulting Collector, Vadodara. DC in his report has stated that none of the parties are having rightful and legal possession of the land proposed to be developed as SEZ. There is litigation on the said land as such said land is not free from all encumbrances. Since none of the disputing parties have land in possession, it is desirable that the formal approval be cancelled.

The matter is, therefore, placed before the BoA for a decision in the matter.

Item No. 49.19: Requests for seeking ex-post facto approval of BoA

(i) Request of DC SEEPZ SEZ for ex-post facto approval granted for 2 Nos. Of Entry/Exit points and manner of fencing in the sector specific SEZ for multi services at village Bhokarpada, Taluka Parnel, District Raigad, Maharashtra being developed by M/s Sunny Vista Realtors Private Limited

The above SEZ was notified on 19th February 2009 over an area of 139.83 hectares. DC SEEPZ has informed that developer has been granted for approval of 2 (two) entry/exit points and manner of putting up boundary wall viz. the compound wall of total height of 3.00 m comprising of a minimum 600 mm high un-coursed rubble masonry wall, 1.8 m high chain link and top 600 mm barbed wire fencing, vide letter dated 14th May, 2009. It has been informed that the approval was granted considering the request of the developer on the ground that the most of units in the SEZ will be for IT and ITES.

Rules 11 (2) of SEZ Rules 2006 provides that the processing area of the SEZ shall have specified entry and exit points and be fully secured by taking such measures as approved by the Board of Approval. The second proviso of the Rules 11 (2) provides that in case the developer proposes to create two hundred and forty centimetre high wall with top sixty centimetres being barbed wire fencing and single entry and exit point, no separate approval shall be required. Further as per instruction no. 25 height of boundary wall of IT SEZs will be decided by DC and in respect of other SEZs, the wall could either be 2.4 meters in height or 1.8 meters in height plus 0.06 meters of barbed wire fencing. Further for any deviations, the proposals are to be referred to BoA for a decision.

However, in this case since the SEZ is a multi services SEZ, therefore, the request of the developer for 2 entry/exit gates and manner of fencing as mentioned above should have been approved by the BoA. Since the request was not approved by the BoA, DC has sought ex-post facto approval of the Board.

(ii) Proposal of DC FSEZ for regularization of extension of LoP of M/s Gujarat Textiles a unit in FALTA SEZ

M/s Gujarat Textiles was granted approval for setting up of a unit vide, LoP dated 25th March, 2000 for manufacture of processed garments/all kind of rags etc. The unit became operational on 17th July, 2000. The first block of five years ended on 16th July, 2005. The LoP of the unit was further extended up to 31st December, 2007. The unit vide letter dated 19th December, 2007 requested for renewal of LoP. The request was initially not recommended by the UAC in its meeting held on 25th March, 2008 as the committee felt that the basic objectives of SEZ i.e. export and employment generation had not been fulfilled. The

unit once again made request for extension. The request was considered by UAC in the meeting held on 22nd June, 2009. The UAC decided to extend the LoP for a further period of five years from 01.01.2008 to 31.12.2012. UAC did not refer the case to BoA. It may be mentioned that BoA in its meeting held on 2nd January, 2008 had extended LoP of similar units in KASEZ for a period of five years.

DC, FSEZ has stated that in the course of review of performance of the unit, it was observed that the LoP was renewed by the UAC and not by BoA, as provided for. It may be mentioned that the LoP of the unit, which was renewed by the UAC, is valid up to 31.12.2012. In the second block of five year period (from 01.01.2008 to 31.12.2012) of its operation, only 14 months are remaining. Considering the good intention of the unit and in light of anticipated export and employment generation (for about 250 persons), the renewal of the LoP up to 31.12.2012 granted by the UAC may kindly be regularized by the BoA in terms of Rule 18 (4) (c) of the SEZ Rules, 2006. The letter dated 20th October, 2011 received from DC FSEZ is at **Annexure - 10**. The proposal of DC FSEZ for regularization of extension of LoP granted by UAC w.e.f. 01.01.2008 to 31.12.2012 is placed before BoA for consideration.

Item No. 49.20: Appeal before BoA

(i) Appeal of M/s. UPS Logistic Private Limited, a unit, against rejection of its request for approval of certain Input Services for authorized operations

M/s. UPS Logistic Private Limited is a unit in the sector specific SEZ for Electronic Hardware and Software including ITES at Magarpatta City, District Pune, Maharashtra being developed by M/s. Magarpatta Township Development and Construction Company Limited. The request of the unit for approval of the following services as authorized operations was not approved by the UAC:-

- (a) Real Estate Agent's services
- (b) Hotel Accommodation services.

The unit has filed an appeal against the decision of the UAC. The appeal of the unit along with the grounds on which appeal has been filed is at **Annexure - 11**. The appeal is placed before BoA for consideration.
