

No. F.2/7/2017-SEZ  
Government of India  
Ministry of Commerce and Industry  
Department of Commerce  
(SEZ Section)

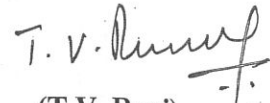
Udyog Bhawan, New Delhi  
Dated the 23<sup>rd</sup> January, 2018

**OFFICE MEMORANDUM**

**Subject:** 81<sup>st</sup> Meeting of the Board of Approval (BoA) for Special Economic Zones (SEZs) scheduled to be held on 5<sup>th</sup> February, 2018 at 11.30 A.M in Room No. 47 - forwarding of Agenda thereof - Reg.

In continuation to this Department's O.M. of even number dated 8<sup>th</sup> January, 2018 on the above mentioned subject, the undersigned is directed to enclose herewith the Agenda for the 81<sup>st</sup> meeting of the BoA for SEZs scheduled to be held on 5<sup>th</sup> February, 2018 for information and necessary action. Soft copy of the agenda has also been hosted on the website: [www.sezindia.nic.in](http://www.sezindia.nic.in). The addressees located outside Delhi are requested to download the agenda from the above mentioned website.

2. The addressees are requested to make it convenient to attend the meeting.

  
(T.V. Ravi)  
Director  
Tel: 2306 3960  
Email: talla.ravi@nic.in  
23/1/18

To

1. Central Board of Excise and Customs, Member (Customs), Department of Revenue, North Block, New Delhi. (Fax: 23092628).
2. Central Board of Direct Taxes, Member (IT), Department of Revenue, North Block, New Delhi. (Telefax: 23092107).
3. Joint Secretary, Ministry of Finance, Department of Financial Services, Banking Division, Jeevan Deep Building, New Delhi (Fax: 23344462/23366797).
4. Joint Secretary, Department of Industrial Policy and Promotion, Udyog Bhawan, New Delhi.
5. Joint Secretary, Ministry of Shipping, Transport Bhawan, New Delhi.
6. Joint Secretary (E), Ministry of Petroleum and Natural Gas, Shastri Bhawan, New Delhi
7. Joint Secretary, Ministry of Agriculture, Plant Protection, Krishi Bhawan, New Delhi.
8. Ministry of Science and Technology, Sc 'G' & Head (TDT), Technology Bhavan, Mehrauli Road, New Delhi. (Telefax: 26862512)
9. Joint Secretary, Department of Biotechnology, Ministry of Science and Technology, 7<sup>th</sup> Floor, Block 2, CGO Complex, Lodhi Road, New Delhi - 110 003.
10. Additional Secretary and Development Commissioner (Micro, Small and Medium Enterprises Scale Industry), Room No. 701, Nirman Bhavan, New Delhi (Fax: 23062315).

11. Secretary, Department of Electronics & Information Technology, Electronics Niketan, 6, CGO Complex, New Delhi. (Fax: 24363101)
12. Joint Secretary (IS-I), Ministry of Home Affairs, North Block, New Delhi (Fax: 23092569)
13. Joint Secretary (C&W), Ministry of Defence, Fax: 23015444, South Block, New Delhi.
14. Joint Secretary, Ministry of Environment and Forests, Pariyavaran Bhavan, CGO Complex, New Delhi – 110003 (Fax: 24363577)
15. Joint Secretary & Legislative Counsel, Legislative Department, M/o Law & Justice, A-Wing, Shastri Bhavan, New Delhi. (Tel: 23387095).
16. Joint Secretary, (Justice-I), Department of Legal Affairs, M/o Law & Justice, New Delhi (Tel: 2338 3037).
17. Secretary, Department of Chemicals & Petrochemicals, Shastri Bhawan, New Delhi
18. Joint Secretary, Ministry of Overseas Indian Affairs, Akbar Bhawan, Chanakyapuri, New Delhi. (Fax: 24674140)
19. Chief Planner, Department of Urban Affairs, Town Country Planning Organisation, Vikas Bhavan (E-Block), I.P. Estate, New Delhi. (Fax: 23073678/23379197)
20. Director General, Director General of Foreign Trade, Department of Commerce, Udyog Bhavan, New Delhi.
21. Director General, Export Promotion Council for EOUs/SEZs, 8G, 8<sup>th</sup> Floor, Hansalaya Building, 15, Barakhamba Road, New Delhi – 110 001 (Fax: 223329770)
22. Dr. Rupa Chanda, Professor, Indian Institute of Management, Bangalore, Bennerghata Road, Bangalore, Karnataka
23. Development Commissioner, Noida Special Economic Zone, Noida.
24. Development Commissioner, Kandla Special Economic Zone, Gandhidham.
25. Development Commissioner, Falta Special Economic Zone, Kolkata.
26. Development Commissioner, SEEPZ Special Economic Zone, Mumbai.
27. Development Commissioner, Madras Special Economic Zone, Chennai
28. Development Commissioner, Visakhapatnam Special Economic Zone, Visakhapatnam
29. Development Commissioner, Cochin Special Economic Zone, Cochin.
30. Development Commissioner, Indore Special Economic Zone, Indore.
31. Development Commissioner, Mundra Special Economic Zone, 4<sup>th</sup> Floor, C Wing, Port Users Building, Mundra (Kutch) Gujarat.
32. Development Commissioner, Dahej Special Economic Zone, Fadia Chambers, Ashram Road, Ahmedabad, Gujarat
33. Development Commissioner, Navi Mumbai Special Economic Zone, SEEPZ Service Center, Central Road, Andheri (East), Mumbai – 400 096
34. Development Commissioner, Sterling Special Economic Zone, Sandesara Estate, Atladra Padra Road, Vadodara - 390012
35. Development Commissioner, Andhra Pradesh Special Economic Zone, Udyog Bhawan, 9<sup>th</sup> Floor, Siripuram, Visakhapatnam – 3
36. Development Commissioner, Reliance Jamnagar Special Economic Zone, Jamnagar, Gujarat
37. Development Commissioner, Surat Special Economic Zone, Surat, Gujarat
38. Development Commissioner, Mihan Special Economic Zone, Nagpur, Maharashtra
39. Development Commissioner, Sricity Special Economic Zone, Andhra Pradesh.
40. Development Commissioner, Mangalore Special Economic Zone, Mangalore.
41. Government of Andhra Pradesh, Principal Secretary and CIP, Industries and Commerce Department, A.P. Secretariat, Hyderabad – 500022. (Fax: 040-23452895).
42. Government of Telangana, Special Chief Secretary, Industries and Commerce Department, Telangana Secretariat Khairatabad, Hyderabad, Telangana.

43. Government of Karnataka, Principal Secretary, Commerce and Industry Department, Vikas Saudha, Bangalore – 560001. (Fax: 080-22259870)
44. Government of Maharashtra, Principal Secretary (Industries), Energy and Labour Department, Mumbai – 400 032.
45. Government of Gujarat, Principal Secretary, Industries and Mines Department Sardar Patel Bhawan, Block No. 5, 3rd Floor, Gandhinagar – 382010 (Fax: 079-23250844).
46. Government of West Bengal, Principal Secretary, (Commerce and Industry), IP Branch (4<sup>th</sup> Floor), SEZ Section, 4, Abanindranath Tagore Sarani (Camac Street) Kolkata – 700 016
47. Government of Tamil Nadu, Principal Secretary (Industries), Fort St. George, Chennai – 600009 (Fax: 044-25370822).
48. Government of Kerala, Principal Secretary (Industries), Government Secretariat, Trivandrum – 695001 (Fax: 0471-2333017).
49. Government of Haryana, Financial Commissioner and Principal Secretary, Department of Industries, Haryana Civil Secretariat, Chandigarh (Fax: 0172-2740526).
50. Government of Rajasthan, Principal Secretary (Industries), Secretariat Campus, Bhagwan Das Road, Jaipur – 302005 (0141-2227788).
51. Government of Uttar Pradesh, Principal Secretary, (Industries), Lal Bahadur Shastri Bhawan, Lucknow – 226001 (Fax: 0522-2238255).
52. Government of Punjab, Principal Secretary Department of Industry & Commerce Udyog Bhawan, Sector -17, Chandigarh- 160017.
53. Government of Puducherry, Secretary, Department of Industries, Chief Secretariat, Puducherry.
54. Government of Odisha, Principal Secretary (Industries), Odisha Secretariat, Bhubaneshwar – 751001 (Fax: 0671-536819/2406299).
55. Government of Madhya Pradesh, Chief Secretary, (Commerce and Industry), Vallabh Bhavan, Bhopal (Fax: 0755-2559974)
56. Government of Uttarakhand, Principal Secretary, (Industries), No. 4, Subhash Road, Secretariat, Dehradun, Uttarakhand
57. Government of Jharkhand (Secretary), Department of Industries Nepal House, Doranda, Ranchi – 834002.
58. Union Territory of Daman and Diu and Dadra Nagar Haveli, Secretary (Industries), Department of Industries, Secretariat, Moti Daman – 396220 (Fax: 0260-2230775).
59. Government of Nagaland, Principal Secretary, Department of Industries and Commerce), Kohima, Nagaland.
60. Government of Chattishgarh, Commissioner-cum-Secretary Industries, Directorate of Industries, LIC Building Campus, 2<sup>nd</sup> Floor, Pandri, Raipur, Chhattisgarh (Fax: 0771-2583651).

**Copy to:** PPS to CS / PPS to AS (SK) / PA to Dir (TVR)

41. Government of Karnataka, Principal Secretary, Industries and Labour, Bangalore - 560001 (Fax: 080-2222270)
42. Government of Karnataka, Principal Secretary, Industries and Labour, Department, Bangalore - 560001
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60. Government of Karnataka, Principal Secretary, Industries and Labour, Department, Bangalore - 560001



**Agenda for the 81<sup>st</sup> meeting of the Board of Approval to be held on 5<sup>th</sup> February, 2018  
in the Room No.47, Udyog Bhawan, New Delhi**

**Item No. 81.1: Requests for extension of validity of formal approvals (6 proposals)**

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

*"The Board advised the Development Commissioners to recommend the requests for extension of formal approval beyond 5<sup>th</sup> 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 of M/s. TCS Ltd. SEZ Indore for further extension of the validity period of formal approval, granted for setting up of sector specific IT/ITES SEZ at Indore, Madhya Pradesh, beyond 28<sup>th</sup> February 2018.**

**Name of the developer** : M/s. TCS Ltd., Indore  
**Sector** : IT/ITES  
**Location** : Indore, Madhya Pradesh

**Extension** : Formal approval to the developer was granted on 28/02/2012. The developer has been granted three extensions, last extension on 19/01/2017, validity period of which is upto 28/02/2018. The developer has requested for further extension upto 27/02/2019. The SEZ was notified on 05/07/2013.

Present Progress:

**(a) Details of business Plan:-**

S. No	Type of cost	Proposed Investment (Rs. in lakhs/crores)
1.	Land Cost	20 crores
2.	Construction Cost	280 crores
3.	Other Costs	10 crores
	Total	310 crores

**(b) Incremental investment since last extension:-**

S. No.	Type of Cost	Total Investment made so far (Rs. in lakhs/crores) up to 20/11/2017	Incremental investment (Rs. in crores) since last extension
1.	Land cost	20.65 crores	0

2.	Material Procurement	250.96 crores	123.85 crores
3.	Construction	127.24 crores	47.02 crores
	Total	398.85 crores	170.87 crores

**(c) Details of physical progress till date:-**

S. No.	Authorised activity	% completion	% completion during last one year	Deadline for completion of balance work
1.	Boundary wall	100 %	0%	Completed
2.	Software development blocks/ BPO blocks/ Arrival Block/ food court/ amenity block	100%	40%	Completed
3.	Parking space/ Health & fitness space/ rest rooms	75%	25%	March 2018
4.	Generator room/ electric substation/ FO generators(to augment MSEB power)/ Chiller plant/ UPS room/ distribution substation/ HSD yard	100%	30%	Completed
5.	Internal roads with street lighting and signage's	60%	40%	March 2018
6.	All civil and interior work/ electrical work/BMS/Air conditioning/ fire protection system/ Rain water storage tank/ gas bank/ bio-gas plant for IT blocks	60%	20%	June 2018
7.	Development of landscaping/ garden space	40%	30%	December 2018
8.	Sewage treatment plant/ water treatment plants	100%	50%	Completed

**Detailed Reasons for delay:**

1. The project has delayed for want of Environmental clearance and permissions for Power and Water connections.
2. Introduction of GST affected cash flow of the vendors resulting in further delay.

**Recommendation by DC**

DC, Indore SEZ has recommended the request of extension of LoA for a period of one year up to 27/02/2019, as the project is nearing completion. The developer has already made investment of almost 97% of the project cost.

The request is placed before BoA for its consideration.

(ii) Request of M/s. G.P. Realtors Pvt. Ltd. for further extension of the validity of formal approval granted for setting up of Electronic Hardware & IT/ITES SEZ at Village Behrampur, Balola & Bandhwari, Distt. Gurgaon (Haryana) beyond 25.01.2018 .

**Name of the developer** : M/s. G.P. Realtors Pvt. Ltd.

**Sector** : Electronic Hardware & IT/ITES

**Location** : Village Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana)

**Extension** : Formal approval to the developer was granted on 26.07.2007. The developer has been granted 07 extensions, last extension was granted by BoA in its meeting held on 06.01.2017 which was upto 25.01.2018. The developer has requested for further extension upto 25.01.2019. The SEZ stands notified as on date.

**Present Progress:**

**(a) Details of business plan:-**

S. No.	Type of Cost	Proposed Investment (Rs. in Crore)
1	Land Cost	300.00
2	Construction Cost	2850.00
3	Plant & Machinery	--
4	Other Overheads	850.00
<b>Total:</b>		<b>4000.00</b>

**(b) Investment made so far & incremental investment since last extension:-**

S. No.	Type of Cost	Total Investment made so far (Rs. in Crore)	Incremental investment since last extension (Rs. in Crore)
1	Land Cost	187.00	-
2	Material Procurement	59.08	18.25
3	Service Cost	59.31	14.67
4	Other Overheads	34.57	21.79
<b>Total:</b>		<b>339.96</b>	<b>54.71</b>

• Details of Other Overheads:

S. No.	Type of Cost	Total Investment made so far (Rs. in Crore)	Incremental investment since last extension (Rs. in Crore)
1	Bank Charges	21.43	10.82
2	Employee Salary & Allowances	11.59	10.81
3	Security Charges	0.17	0.13
4	IT Expenses	0.03	-
5	Miscellaneous	1.35	0.03
<b>Total:</b>		<b>34.57</b>	<b>21.79</b>

**(c) Details of Physical progress till date :-**

S. No.	Authorised activity	% completion as on date	% completion during last one year	Deadline for completion of balance work
1	Pre-Cast Factory Set-Up	100%	0%	

2	Excavation	100%	0%	
3	Isolated Footings (Office Tower No. 1)	100%	16%	
4	Precast Production Work (Office Tower No. 1)	58%	41%	September, 2018
5	Precast Erection Works (Office Tower No. 1)	26%	26%	September, 2018

#### **Detailed Reasons for delay:**

The developer has informed that M/s. G.P. Realtors Pvt. Ltd. is associated with IREO Group. IREO is a leading developer & PE Investor in Indian real estate managing investment of USD 1.7 Bn. Diversified portfolio of 4500+ acres of owned land across India and global blue chip investors base like renowned global financial institutions, university endowment funds, sovereign wealth funds etc. The developer has further informed that out of total notified area of 25.8093 hectares (demarcated as 100% Processing Area), initially they are planning to develop 5.0733 hectares. The developer has mentioned that following development work in progress:-

- Basement & super structure civil works.
- Plumbing, Fire fighting and WTP works.
- Low Side & High Side Electrical Works and Fire Alarm System.
- Basement Ventilation Works.
- Sewage Treatment Plant (STP) Works – 425 KLD Capacity.
- Building Management System
- Grinding and Polishing of Precast RCC Elements.
- Electrical Low Voltage (ELV) Work
- Finishing Works.
- External Road Development & Street Lighting Works.

#### **Recommendation by DC:**

DC, NSEZ has recommended the request of extension of LOA for a period of one year upto 25.01.2019.

The request is placed before BoA for its consideration.

**(iii) Proposal of M/s. Mahindra World City (Jaipur) Ltd. for extension in the validity period of formal approval granted for setting up of IT/ITES including Software & Hardware Manufacturing SEZ at Village Kalwara, Tehsil-Sanganer, Distt- Jaipur (Rajasthan).**

**Name of the developer** : M/s. Mahindra World City (Jaipur) Ltd.

**Sector** : IT/ITES including Software & Hardware Manufacturing

**Location** : Village Kalwara, Tehsil-Sanganer, Distt- Jaipur (Rajasthan)

**Extension** : Formal approval to the developer was granted on 04.01.2012. The developer has been granted 03 extensions, last extension was granted by BoA in its meeting held on 06.01.2017 which was upto



02.01.2018. The developer has requested for further extension upto 01.01.2019. The SEZ stands notified as on date.

**Present Progress:**

**(a) Details of business plan:-**

S. No.	Type of Cost	Proposed Investment (Rs. in Crore)
1.	Land Cost	12.49
2.	Construction Cost & Plant & Machinery	14.13
3.	Other Overheads (Interest)	13.38
	Total:	40.00

**(b) Investment made so far & incremental investment since last extension:-**

S. No.	Type of Cost	Total Investment made so far (Rs. in Crore)	Incremental investment since last extension (Rs. in Crore)
1	Land Cost	12.49	0.00
2	Material Procurement and service cost	1.24	0.00
3	Other Overheads (Interest)	12.35	5.39
	Total:	26.08	5.39

**(c) Details of Physical progress till date :-**

S. No.	Authorised activity	% completion as on date	% completion during last one year	Deadline for completion of balance work
1	Approval for merger of sector specific SEZs into Multi-Product SEZ*	Notification for Multi-Product SEZ	Approval for Multi-Product SEZ has been issued	January, 2018
2	Construction of Boundary Wall	100%	10%	Will be merged and will become part of Multi-Product till April, 2018.
3	Construction of road and other infrastructure	50%	20%	October, 2018
4	Sewerage and water supply	100% planning part completed	-	December, 2018

**Detailed Reasons for delay:**

Board of Approval in its meeting held on 06.01.2017 had approved the proposal of M/s. Mahindra World City (Jaipur) Ltd. for merger of its five SEZs (IT/ITES SEZ, Engineering & Related Industries SEZ, Handicraft SEZ, Gem & Jewellery SEZ & IT/ITES including Software & Hardware manufacturing SEZ) located at Village Kalwara, Jhai, Bhambhoriya, Bagru Khurd & Newta, Tehsil-Sanganer, Distt- Jaipur (Rajasthan) into one Multi-Product SEZ (over an area of 604.5836 hectares) under Rule 5(2)(d) of SEZ Rules, 2006. Further, the BoA directed the developer to maintain contiguity in the merged SEZ by complying with the

conditions laid down on Instruction No. 27 dated 18.08.2009. The approval of BoA had been conveyed to the developer vide this office letter dated 28.02.2017. The developer had also been requested to complete the entire boundary wall of approved multiproduct SEZ as per specifications given in Rule 11(2) of SEZ Rules, 2006. The proposal for Notification of merged Multi-Product SEZ is yet to be received in DOC.

**Recommendation by DC:**

DC, NSEZ has recommended the request of extension of LOA for a period of one year upto 01.01.2019.

The request is placed before BoA for its consideration.

**(iv) Proposal of M/s. Mahindra World City (Jaipur) Ltd. for extension in the validity period of formal approval granted for setting up of Gems & Jewellery SEZ at Village Bhamboriya, Tehsil-Sanganer, Distt- Jaipur (Rajasthan) – Regarding.**

**Name of the developer** : M/s. Mahindra World City (Jaipur) Ltd.

**Sector** : Gems & Jewellery

**Location** : Village Bhamboriya, Tehsil-Sanganer, Distt- Jaipur (Rajasthan)

**Extension** : Formal approval to the developer was granted on 02.02.2011. The developer has been granted 04 extensions, last extension was granted by BoA in its meeting held on 06.01.2017 which was upto 31.01.2018. The developer has requested for further extension upto 30.01.2019. The SEZ stands notified as on date.

**Present Progress:**

(a) Details of business plan:-

S. No.	Type of Cost	Proposed Investment (Rs. in Crore)
1.	Land Cost	2.40
2.	Construction Cost & Plant & Machinery	5.10
3.	Other Overheads (Interest)	2.50
	Total:	10.00

(b) Investment made so far & incremental investment since last extension:-

S. No.	Type of Cost	Total Investment made so far (Rs. in Crore)	Incremental investment since last extension (Rs. in Crore)
1	Land Cost	2.40	0.00
2	Material Procurement and service cost	0.52	0.00
3	Other Overheads (Interest)	3.65	1.64
	Total:	6.57	1.64

(c) Details of Physical progress till date :-

S. No.	Authorised activity	% completion as on date	% completion during last one year	Deadline for completion of balance work
1	Approval for merger of sector specific SEZs into Multi-Product SEZ*	Notification for Multi-Product SEZ	Approval for Multi-Product SEZ has been issued	January, 2018
2	Construction of Boundary Wall	100%	70%	Will be merged and will become part of Multi-Product till April, 2018.
3	Construction of road and other infrastructure	5%	5%	October, 2018
4	Sewerage and water supply	100% planning part completed	-	December, 2018

**Detailed Reasons for delay:**

Board of Approval in its meeting held on 06.01.2017 had approved the proposal of M/s. Mahindra World City (Jaipur) Ltd. for merger of its five SEZs (IT/ITES SEZ, Engineering & Related Industries SEZ, Handicraft SEZ, Gem & Jewellery SEZ & IT/ITES including Software & Hardware manufacturing SEZ) located at Village Kalwara, Jhai, Bhambhoriya, Bagru Khurd & Newta, Tehsil-Sanganer, Distt- Jaipur (Rajasthan) into one Multi-Product SEZ (over an area of 604.5836 hectares) under Rule 5(2)(d) of SEZ Rules, 2006. Further, the BoA directed the developer to maintain contiguity in the merged SEZ by complying with the conditions laid down on Instruction No. 27 dated 18.08.2009. The approval of BoA had been conveyed to the developer vide NSEZ letter dated 28.02.2017. The developer had also been requested to complete the entire boundary wall of approved multiproduct SEZ as per specifications given in Rule 11(2) of SEZ Rules, 2006. The proposal for Notification of merged Multi-Product SEZ is yet to be received in DOC.

**Recommendation by DC:**

DC, NSEZ has recommended the request of extension of LOA for a period of one year upto 30.01.2019.

The request is placed before BoA for its consideration.

**(v) Request of M/s. SEZ Biotech Services Pvt. Ltd. for further extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Biotechnology at Manjari Budruk, Taluka Haveli, District Pune, Maharashtra over an area of 17.0901 Ha. beyond 27<sup>th</sup> March, 2018**

**Name of the developer:** M/s. SEZ Biotech Services Pvt. Ltd.

**Sector :** Biotechnology

**Location:** Manjari Budruk, Taluka Haveli, District Pune, Maharashtra

**Extension**

: Formal approval to the developer was granted on 27<sup>th</sup> March, 2012. The developer has been granted three extensions, validity period of which is upto 27<sup>th</sup> March, 2018. The developer has requested for further extension so as to implement the project upto 27<sup>th</sup> March, 2020. The SEZ stands notified as on date.

**a) Details of Business plan:-**

S. No.	Type of Cost	Proposed Investment (Rs. in Lakhs)
1.	Land cost:- Investment made in land upto 30.11.2017 (Lease rent paid)	123.81
2.	Construction cost:- Investment made in infrastructure as on 30.11.2017. Construction of 4 buildings in processing area admeasuring 87,176.96 sq. mtrs. and other utility infrastructure which is in progress	34,567.00
	<b>Total</b>	<b>34,690.81</b>

**b) Incremental investment since last extension:-**

S. No.	Type of cost	Total investment made so far (Rs. in Lakhs) upto	Incremental investment (Rs. in Lakhs) since last extension
1	Land cost	123.81	51.27
2	Material Procurement	34,567.00	13,167.00
3	Construction	34,690.81	13218.27
	<b>Total</b>	<b>69381.62</b>	<b>26436.54</b>

**c) Details of Physical progress till date:-**

S. No.	Authorized Activity	% completion	% completion during last one year	Deadline for completion of balance work
1	Development of SEZ	61.55 % as per CE Certificate	The developer has submitted in the last extension of formal approval that construction of 3 buildings admeasuring 71468.96 sq. mtrs. has almost completed and another building admeasuring 15708 sq. mtrs. in non processing area	31.03.2020



**Detail of current physical progress:**

- i. The developer has constructed 4 massive buildings to accommodate manufacturing facilities and few ancillary buildings totally admeasuring 1, 34,550.87 sq. mtr. During the period between the last extension and now the incremental construction made is of 47,373.91 sq. mtr.
- ii. They have leased out an area of 76,508.24 sq. mtr to a unit of M/s. Serum Institute of India Pvt. Ltd. (SEZ unit – PBP -1) holding LOA dt. 10.03.2016.
- iii. They are now in the process of completing the industrial infrastructure such as Effluent treatment Plant, Boiler house, Special warehouse for storage of solvents, warehouse for Class B and Class C type of Hydrocarbons, briquette storage facility, raw water tank etc.

**Reason for delay:**

The developer further stated that due to the longer time taken by MIDC and other State Regulatory Authorities, though the SEZ was notified in 2012, actual construction activity could be started only in August 2014.

**Timeline for completion of project and making it operational:**

Developer has stated that for proposed time frame for completion of the project will be 31.03.2020.

**DC's Recommendation :-**

In view of the above, the request of the developer for 4<sup>th</sup> extension of the Formal Approval dt. 27.03.2012 for a period of 1 year is recommended upto **27.03.2019**.

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

**(vi) Request of M/s. Brookefields Real Estates and Projects Private Limited at Brooke fields, village, Kundalahalli, Hobli, Krishnarajapuram, Taluk Bangalore South, Karnataka for extension of Letter of Permission (LOP) beyond 31.03.2018 for extension upto 31.03.2019.**

**Name of the developer:** M/s. Brookefields Real Estates and Projects Private Limited

**Sector :** IT/ITES/BPO/Electronic Hardware

**Location :** Brooke fields, village, Kundalahalli, Hobli, Krisharajapuram, Taluk Bangalore South, Karnatka

**Extension :** Formal approval to the developer was granted on 31<sup>st</sup> March, 2010. The developer has been granted five extensions, validity period of which is upto 31<sup>st</sup> March, 2018.

**Request:** For further extension for 6<sup>th</sup> year, up to 31.03.2019.

Present Progress:

**(a) Details of Business plan:**

S. No	Type of cost	Proposed Investment (Rs. in crores)
1.	Land Cost	200
2.	Construction Cost	1,044
	Total	1,244

**(b) Incremental Investment made so far and incremental investment since last extension:**

S. No.	Type of Cost	Total Investment made so far (Rs. in lakhs/crores) up to December 26 <sup>th</sup> 2017	Incremental investment (Rs. in crores) since last extension
1.	Land cost	200	- (Land Cost fully incurred)
2.	Material Procurement	140	100
3.	Construction		
	Total	340	100

**(c) Details of physical progress till date:-**

S. No.	Authorised activity	% completion	% completion during last one year	Deadline for completion of balance work
1.	Sub structure	75%	70%	30.06.2018
2.	Super structure	15%	12%	31.12.2019
	Total			

**Detailed reasons for delay:-** There was a change of Shareholding in the Company in 2015 wherein Brigade Properties P. Limited became a shareholder and commenced the development of the Project. The various approvals for starting construction took about an year after which the construction is going on in full swing. The project is progressing as per schedule and construction and development works on project site are going on in full swing. All blocks are under construction and is being constructed at a rapid pace.

**Recommendation by DC :**

DC, CSEZ has recommended the request of extension of LOP for a period of one year up to 31.03.2019.

The request is placed before BoA for its consideration.

**Item No. 81.2: Requests for extension of LoP beyond 3<sup>rd</sup> Year onward (4 proposals)**

**(i) Request of M/s. West Bengal Electronics Industry Development Corporation Ltd. (WEBEL Ltd.) a unit in M/s. M.L. Dalmia & Co. IT/ITES SEZ for Letter of Permission (LoP) beyond 22.04.2017 for one year**

- Name of Unit : M/s. West Bengal Electronics Industry Development Corporation (WEBEL) Ltd.
- LoP issued on: 22.04.2013
- Nature of business : IT/ITES
- Area: 1 acre (total build up area 50,000 sq.ft. over 5 stories building)
- Extension : Letter of Approval was granted to the SEZ unit on 18.04.2013. The unit has been granted 3 (three) extension. The unit has requested for further extension for one year beyond 22.04.2017.

**Basic Facts:**

- The SEZ unit was granted Letter of Approval on 22.04.2013 by Development Commissioner, Falta SEZ
- On request of the unit vide their letter dated 24.06.2014, the validity of Letter of Approval was extended for one year i.e. upto 22.04.2015 (first extension) by Development Commissioner, Falta SEZ
- On request of the SEZ unit vide their letter dated 29.10.2015, the validity of Letter of Approval was extended for one year i.e. upto 22.04.2016 (second extension) by DC, FSEZ.
- On request of the SEZ unit vide their letter dated 17.06.2016 the validity of Letter of Approval was extended for one year i.e. upto 22.04.2017 (third extension) by DoC vide letter dated 5.12.2016 on the basis of approval in the BoA meeting held on 9.11.2016.
- The unit vide letter dated 23.03.2017, 18.04.2017 and email dated 27.11.2017 had requested for fourth extension beyond 22.04.2017.

**Projection:**

	1 <sup>st</sup> Year	2 <sup>nd</sup> Year	3 <sup>rd</sup> Year	4 <sup>th</sup> Year	5 <sup>th</sup> Year	Total
Export (in crores)	66.14	132.28	132.28	132.28	132.28	595.29
Employment	1000	2500	2500	2500	2500	

**Present Progress:**

**(a) Details of Business Plan:**

Sl. No.	Type of Cost	Proposed Investment (Rs. In crores)
1.	Construction of IT building	19.08 crores
2.	Boundary wall	0.45 crores
Total		19.53 crores

**(b) Incremental Investment made so far and incremental investment since last extension:-**

Sl. No.	Type of Cost	Total investment made so far (in crores)	Incremental Investment since last extension (in Rs. Crores)
1.	Piling (218 nos)	2.1 crore	2.1 crore
Total		2.1 crore	2.1 crore

**(c) Details of physical progress till date:-**

S. No.	Activity	% completion	% completion during last one year	Deadline for completion of balance work
1.	Piling (218 nos)	100%	100%	31.12.2017
Total		100%	100%	

**Detailed reasons for delay in project:-**

1. A prohibitory order issued on 31.06.2016 by Ld. Executive Magistrate against the State of West Bengal on the question of justness of allocating land to IT SEZ in a land already earmarked meant for tannery and other allied industries filed by CLC. Tanners Association and to restrain construction work at site.

WEBEL informed the fact to the Department of IT & E, Govt. of West Bengal on 17.03.2016 and Department of IT & E, Govt. of West Bengal wrote a letter on 6.5.2016 to SDO & Sub-Divisional Magistrate for allowing construction work at site by WEBEL.

On the basis of issuance of an order dated 13.06.2016 of Ld. Sub-divisional Magistrate, Baruipur, South 24 parganas, the construction work was resumed. Also they took time to remobilize the resources.

2. It is expected that the construction work may be completed within the end of April, 2018 and accordingly, the project is targeted to be operational by May, 2018.

**Recommendation by DC:**

Since last extension, the unit could not progress due to prohibitory order by Ld. Executive Magistrate, Baruipur in WP No. 8239(W) of 2015 against the State of West Bengal on the question of justness of allocating land to IT SEZ in a land already earmarked meant for tannery and other allied industries filed by CLC Tanners Association. After the stay order was withdrawn by Sub-divisional Magistrate, Baruipur, South 24 parganas, the unit has started construction work.

No reasons for delay in seeking extension beyond 22.04.2017 has been forwarded.



DC, FSEZ has recommended to extend the validity of LoA of the unit by one year from the date of approval of such extension by BoA.

The request is placed before BoA for its consideration.

**(ii) Request of M/s. Icreon Communications Pvt. Ltd. (Unit-II) in the Noida SEZ for extension of Letter of Permission (LOP) beyond 28/02/2018 upto 28/02/2019**

- LoP issued on: 29/02/2012
- Nature of business of the Unit: IT/ITES
- No. of Extensions: 5 (2 by DC, NSEZ and 3 by BOA).
- LOP valid upto: 28/02/2018
- Request: For further extension for one year, upto 28/02/2019

**Present Progress:**

**(a) Details of Business plan**

S. No.	Type of Cost	Proposed Investment (Rs. in Crore)
1	Land Cost	-
2	Construction Cost	5.00
3	Plant & Machinery	1.36
4	Other Overheads	0.70
	<b>Total:</b>	<b>7.06</b>

**(b) Investment made so far & incremental investment since last extension**

S. No.	Type of Cost	Total Investment made so far (Rs. in Crore)	Incremental investment since last extension (Rs. in Crore)
1	Land Cost	Nil	Nil
2	Construction Cost	2.52	2.21
3	Plant & Machinery	-	-
4	Other Overheads	0.18	0.01
	<b>Total:</b>	<b>2.70</b>	<b>2.22</b>

**(c) Details of Physical progress till date :-**

S. No.	Type of cost	% completion as on date	% completion during last one year	Deadline for completion of balance work
1	Structure	100%	37.50%	--
2	Boundary Wall	Under process	50%	--
3	Interior Work	Under process	10%	May 2018 Pending: Installation of Furniture & Fixtures already ordered, Tiles Flooring under process, Electrical switches &

				wiring, installation of cameras, Installation of AC machines already ordered, installation of Lift, Transformer & two generator sets
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#### **Detailed reasons for delay:-**

The unit has submitted following reasons for delay in implementation of project:

1. That the sanction of building plans submitted by them on 26/09/2013 to New Okhla Industrial Development Authority for a new building at Plot No. 96, NSEZ which was finally received after much delay in July 2016. They have commenced construction of building at Plot No. 96, NSEZ on 21/11/2016 soon after approval of building plans.
2. So far they have made total investment of Rs. 2.70 Crores and they hope to complete the work and get functional by April-May 2018.

#### **Recommendation by DC:**

DC, Noida SEZ has recommended the request of extension of LOP for a period of one year beyond 28/02/2018 up to 28/02/2019.

The request is placed before BoA for its consideration.

#### **(iii) Request of M/s. Kusum Healthcare Pvt. Ltd. in Indore SEZ for extension of Letter of Permission (LOP) beyond 28.02.2018 for one year upto 28.02.2019**

- LoP issued on : 14.06.2010
- Nature of business of the Unit : Manufacturing of Tablets, Capsules, Ointments, Dry Syrups & Injections.
- No. of Extensions : (03) by DC Indore SEZ beyond original validity & (04) by BoA (SEZs)
- LOP valid upto : 28/02/2018
- Request : For further extension for one year, upto 28/02/2019

#### **(a) Details of Business plan**

S. No.	Type of Cost	Proposed Investment (Rs. in Crore)
1	Land	1.80
2	Site Development & Building Construction	45.00
3.	Plant & Machinery	31.00
4.	Electrical Installations	3.50
5.	Pre-Operative Expense/other Misc. CAPEZ	8.70
	Total	90.00

**(b) Investment made so far & incremental investment since last extension**

S. No.	Type of Cost	Total Investment made so far (Rs. in Crore)	Incremental investment since last extension up to 31.12.2017 (Rs. in Crore)
➤	Land	1.81	0.00
➤	Site Development & Building Construction	45.15	6.70
➤	Plant & Machinery	31.33	17.80
➤	Electrical Installations	3.57	3.57
➤	Pre-Operative Expense/Other Misc. CAPEX	8.71	4.38
	Total	90.57	32.45

**(c) Details of physical progress till date**

S. No.	Activity	% completion	% completion during last one year	Deadline for completion of balance work
1.	Land	100 %	--	Fully completed
2.	Site Development & Building construction	100%	Balance building work completed	Fully completed
3.	Plant & Machinery	100%	Balance Plant & Machinery work completed	Fully completed
4.	Electrical installations	100%	Balance Electrical work completed	Fully completed
5.	Pre-Operative expense /other Misc. CAPEX	100%	Balance other CAPEX completed	Fully completed
	Total	100%		Fully completed

**Detailed reasons for delay:**

- Being a Pharmaceutical unit, the unit has to obtain approval of its manufacturing facility from various Regulatory Authorities like MHRA, MCC/TGA, PIC's, FDA & Who GMP whose process for filling application can be started only after completion of manufacturing facility.
- The unit has started preparing applications to be filed with various regulatory authorities and is expecting to receive the requisite approvals in 6-9 months time. The machineries and utilities ordered during last year have been delivered and installed in the factory premises. The unit has to draw exhibit-batches and undertake the filing procedures with various FDA authorities which is the main reason that the unit could not start and declare commercial production at the present stage. The unit has ensured to start taking the exhibit-batches as trial run from February, 2018 and is expecting to commence the commercial production from October, 2018, after the approvals from various regulatory authorities.

### **Recommendation by DC:**

DC Indore SEZ has recommended the request of extension of LoP for a further period of one year upto 28.02.2019 in view of the following:-

Unit has made expenditure of Rs. 90.57 crores against the projected cost of Rs. 90.00 crores. An amount of Rs. 32.45 crores has been incurred since the last extension and physical progress of the project is 100%

The request is placed before BoA for its consideration.

#### **(iv) Extension in validity of Letter of Approval dated 06-02-2013, issued to M/s. Macson Colorchem Pvt Ltd., Dahej-SEZ, Bharuch, Gujarat.**

M/s. Macson Colorchem Pvt Ltd., were granted Letter of Approval (LOA) dated 06-02-2013, for setting-up a new unit in Dahej – SEZ, Bharuch for manufacture and export of “1) Sulfanilic Acid (Salt), 2) PCOSA, 3) Schaeffers Salt, 4) Flouroskien Series, 5) Colourformer, Thermal Paper Coating.

The request of M/s Macson Colorchem Pvt ltd, Plot No : Z/12/2, Dahej SEZ for extension of Letter of Approval (LOA) beyond fifth year for one Year upto 05/02/2018 is received vide their letters dated 30/11/2017 & 19/12/2017. The details is as under:

- LoA issued on (date) : 06/02/2013
- Nature of business of the Unit : Manufacturing of Dyes & Dyes Intermediates
- No. of Extensions: one by DC Dahej SEZ two by BOA.
- LoA valid upto (date) 05/02/2018
- Request: For further extension for one year year, up to (date) 05/02/2019  
Present Progress:

#### **(a) Details of Business plan:**

Sl.No.	Type of Cost	Proposed Investment (Rs. in crores)
1	Land /Civil Construction	16 cr
2	Machinery	12 Cr
<b>Total</b>		<b>28 Cr.</b>



**(b) Incremental Investment made so far and incremental investment since last extension:**

Sl.No.	Type of Cost	Total investment made so far (In Rs. crores)	Incremental Investment since last extension (in Rs crores)
1	Land/ Civil Construction	16 Cr	14 Cr
2	Machinery	12 Cr	6 Cr
<b>Total</b>		<b>28 Cr</b>	<b>20 Cr</b>

**(c) Details of physical progress till date:-**

S.No.	Activity	% Completion	% Completion during last one year	Deadline for completion of balance work
1	Construction	90	90	Feb-2018
2	Machinery	60	60	March-2018

**Detailed reasons for delay:-** Extended monsoon season, construction work slow down.

In view of above investment & development activities carried out by M/s Macson Colorchem Private Limited, their case is recommended to Board of Approval for extension in validity of LOA dated 06/02/2013 (extended upto 05-02-2018) for a further period of one year i.e. upto 05/02/2019.

The request is placed before BoA for its consideration.

**Item No. 81.3 Requests for co-developer (4 proposals)**

**(i) Request of M/s. Synergy Infotech Pvt. Ltd. for Co-developer status in MIDC IT/ITES SEZ, Rajiv Gandhi Infotech Park, Phase-III, Hinjewadi, Pune for construction of buildings and related infrastructure for IT/ITES Units, Development of space of IT/ITES Unit and all default authorized operations for area admeasuring 5.2161 sq. mtrs.**

The above mentioned SEZ was notified on 6<sup>th</sup> July, 2007 over an area of 223.56 hectare.

M/s. Synergy Infotech Pvt. Ltd. has submitted a proposal for becoming a co-developer in the aforesaid SEZ for construction of buildings and related infrastructure for IT/ITES Units over an area of 5.2161 sq. mtrs.

Co-developer agreement dated 28.11.2017 entered into with the developer has been provided. The proposed amount of investment by the co-developer in the SEZ is Rs. 153.66 Crore.

Further the lease deed was executed between MIDC and M/s. Synergy Infotech Pvt. Ltd. on 03.07.2017 for plot of land bearing Plot 20 area admeasuring 52161 sq. mtrs.

On perusal of record it was found that M/s. Synergy Infotech Pvt. Ltd. was granted LOA as a unit on 26.07.2011 for plot no. 20 and the same has been cancelled on 10.07.2014 as the unit failed to implement the project in the prescribed time frame.

It may be further noted that M/s Synergy Infotech Pvt. Ltd. was once again granted Letter of Approval as unit on 06.06.2017 for the same plot i.e. 20 and submitted land allotment order in this regard. However, till date the unit has not executed Bond-Cum-LUT with this office.

M/s Synergy Infotech Pvt. Ltd (applicant) has now come up with the proposal for grant of Co-developer status on the same plot i.e. Plot No. 20.

**Recommendation of DC:**

In view of the above, the request of the applicant viz. M/s. Synergy Infotech Pvt. Ltd. for Co-developer status, DC, SEEPSEZ has recommended to the Board of Approval for consideration.

The LOA issued to M/s. Synergy Infotech Pvt. Ltd. will automatically be cancelled after grant of Co-developer status to them.

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

**(ii) Request of M/s. LOMA Co-Developers 1 Pvt. Ltd. for Co-developer status in the LOMA IT Park - SEZ for construction of buildings and related infrastructure for IT/ITES Units, Development of space of IT/ITES Unit and all default authorized operations in G 4/1, TTC Industrial Area, Ghansoli, Navi Mumbai.**

The above mentioned SEZ was notified on 15<sup>th</sup> March, 2016 over an area of 6.5 hectare.

M/s. LOMA Co-Developers 1 Pvt. Ltd. has submitted a proposal for becoming a co-developer in the aforesaid SEZ for construction of buildings and related infrastructure for IT/ITES Units admeasuring an area of 1.39 Hectares for Building No. Q1.

Co-developer agreement dated 26.12.2017 entered into with the developer has been provided. The proposed amount of investment by the co-developer in the SEZ is Rs.125 Cr.

**Recommendation of DC:**

In view of the above, the request of the applicant viz. M/s. LOMA Co-Developers 1 Pvt. Ltd. for Co-developer status, DC, SEEPSEZ has recommended to the Board of Approval for consideration.

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

**(iii) Request of M/s. LOMA Co-Developers 2 Pvt. Ltd. for Co-developer status in the LOMA IT Park - SEZ for construction of buildings and related infrastructure for IT/ITES Units, Development of space of IT/ITES Unit and all default authorized operations in G 4/1, TTC Industrial Area, Ghansoli, Navi Mumbai admeasuring an area of 6.5 Hectares.**

The above mentioned SEZ was notified on 15<sup>th</sup> March, 2016 over an area of 6.5 hectare.

M/s. LOMA Co-Developers 2 Pvt. Ltd. has submitted a proposal for becoming a co-developer in the aforesaid SEZ for construction of buildings and related infrastructure for IT/ITES Units admeasuring an area of 1.86 Hectares for Building No. Q2, over an area of 1.86 hectares

Co-developer agreement dated 26.12.2017 entered into with the developer has been provided. The proposed amount of investment by the co-developer in the SEZ is Rs. 250 Cr.

**Recommendation of DC:**

In view of the above, the request of the applicant viz. M/s. LOMA Co-Developers 2 Pvt. Ltd. for Co-developer status DC, SEEPSEZ has recommended to the Board of Approval for consideration

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

**(iv) Request of M/s. Black Canyon SEZ Pvt. Ltd. for co-developer status in the IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at IT/ITES SEZ at Village Gwal Pahari, Gurgaon (Haryana).**

The above mentioned IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at IT/ITES SEZ at Village Gwal Pahari, Gurgaon (Haryana) stands notified vide Gazette Notification dated 17.12.2007 & subsequent Notification dated 27.08.2010 over an area of 19.3028 hectare.

M/s. Black Canyon SEZ Pvt. Ltd. has submitted a proposal for becoming a co-developer in the aforesaid SEZ for Construction, development, re-development, operations, management and maintenance of the Black Canyon Building and its allied infrastructure and the Black Canyon Private Campus Land (hereafter collectively referred to as the "Black Canyon Undertaking") including maintenance / operations / management of electrical and mechanical installations, fire detection and fire-fighting equipment, water supply and waste disposal system and car parking spaces pertaining to Black Canyon Undertaking and rendering of security and cleaning services at Black Canyon Undertaking, and it further also includes providing / leasing spaces / infrastructure so constructed / developed within Black Canyon Undertaking to eligible tenants and management of such tenancies over an area of 4.706 acres in the processing area of SEZ.

Co-developer agreement dated 14.11.2017 entered into with the developer has been provided. The proposed amount of investment by the co-developer in the SEZ is Rs.725 Crore.

**Recommendation of DC:**

Development Commissioner, NSEZ has recommended the proposal.

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

**Item No. 81 : Proposals for setting up of SEZs (one proposal)**

(i) **Request of M/s. Adani Power (Jharkhand) Limited for In-Principle approval for setting up of a sector specific SEZ for Power at Godda District, Jharkhand, over an area of 425 hectares.**

S. No	Name of the Developer	Location	Sector	Area (in ha)	Land Possession	State Govt. Recommendation
(i)	M/s. Adani Power (Jharkhand) Limited	Godda District, Jharkhand	Power	425	*	No

\*Developer is in the process of acquiring the land through Government of Jharkhand for which Government of Jharkhad has already issued required notifications.

- (i) Proposed Investment : Rs. 15002 crores
- (ii) Projected employment of the project :Direct – 199 and Indirect- 15000
- (iii) Foreign Investment : Nil
- (iv) As per rule 6(i) of the SEZ Rules, 2006 – the Central Government shall, within a period of thirty days of the communication received by it under clause (a) or clause (b) of sub-section (9) of section 3 of the Act, grant in-principle approval in Form B1 to the person or the State Government concerned, incorporating additional conditions, if any specified by the Board while approving the proposal, if the developer is not in possession of the land.

DC FSEZ has forwarded the proposal.

The proposal of the developer is submitted for consideration of BoA.

**Item No. 81.4: Change of Shareholding Pattern Cases (12 proposals)**

(i) **Request of M/s. Ameks Techfab Pvt. Ltd. for extension of LoA; 100% change in shareholding pattern with change in Directors and grant of Industrial License**

- **LoP issued on:** 25/04/2006
- **Nature of business of the Unit:** Manufacturing & Export of Home Textile, Made-Ups Clothing, Uniform Safety Jackets & Accessories - Defence.
- **LOP valid upto:** 21.09.2014
- **Request:** For extension of LoA; 100% change in shareholding pattern with change in Directors and grant of Industrial License

- Details of change in directors are as under:

Directors before change	Directors after change
1. Mr. Rahul Bhatnagar	1. Mr. Rahul Bhatnagar
2. Mr. Raavi Yadav	2. Mrs. Chhaya Devi
3. Mr. Som Prakash Sethi	3. Mrs. Babita Vatsa
4. Mr. Pradip Kumar Sethi	
5. Mr. Raman Sethi	
6. Mr. Aman Sethi	
7. Mr. M.S. Saggu	

- Details of shareholding pattern of the company are given below:

Shareholding pattern before transfer:

Name of shareholder	% of shareholding
1. Avdesh Chaturvedi	1.5%
2. Anoop Chaturvedi	0.5%
3. Payal Bhatnagar	6%
4. M.S. Saggu	1%
5. Makhan Chaturvedi	0.2%
6. Amresh Jha	0.2%
7. Srikant Chaturvedi	0.2%
8. Hemant Chaturvedi	0.2%
9. Arjun Chaturvedi	0.2%
10. Pradip Kumar Sethi	12%
11. Aman Sethi	12%
12. Raman Sethi	12%
13. Tripta Sethi	19%
14. Rahul Bhatnagar	5%
15. Neelima Chaturvedi	4.5%
16. Sohiti Chaturvedi	3%
17. Anju Chaturvedi	22.5%

Shareholding pattern after transfer:

Name of shareholder	% of shareholding
1. Babita Vatsa	40%
2. Chhaya Devi	60%

It may be noted that w.e.f. June 2014, it is made compulsory to obtain industrial license for manufacturing of Bullet Proof jackets and other protective gears related to Defence items.

#### Recommendation by DC:

DC, NSEZ has recommended the proposal.

#### Reasons for recommendation:

DC, NSEZ has stated that

- M/s. Ameks Techfab Pvt. Ltd. had been issued LOA on 25/04/2006 for Manufacturing & Export of Home Textile, Made- Ups Clothing, Uniform Safety Jackets & Accessories - Defence.
- Unit vide its letter dated 22.09.2009 had claimed Date of Commencement of Production (DCP) as 22.09.2009. NSEZ has taken DCP as 22.9.2009. NSEZ had revalidated LoA based on the DCP for five years upto 21/09/2014.
- DC, NSEZ has stated that a copy of shipping bill dated 24.03.2012 for third party export worth Rs. 3,79,185/- has been received from NSDL.
- NSEZ has stated that LOA of the unit expired on 21.09.2014 and at present unit is not functioning.

In view of above, DC, Noida SEZ has recommended the request of the unit for extension of LoA; 100% change in shareholding pattern with change in Directors and grant of Industrial License.

It is noted that the first export has happened in March, 2012 whereas, NSEZ has extended the LoA beyond 25.04.2009 without approval of BoA. Also the unit has not yet submitted all document required for grant of Industrial License.

The request is placed before BOA for its consideration.

**(ii) Request of M/s. New Diamond Era, Plot No. 24, 25, 62, 63 & 222 a unit in Surat SEZ, for change of Constitution of Partnership and transfer of shares exceeding 50% to another entity.**

The above mentioned unit was granted Letter of Approval dated 18.07.2011 for manufacturing of all kind of Diamonds & Jewellery, plain as well as studded with Diamond, Gem Stone and other precious Stones and the same is valid upto 18.12.2022.

Details of shareholding pattern of the company are given below:

Shareholding pattern before transfer

Sr.No.	Name of the Shareholder(Shri)	% of Shareholding
1	Bakulbhai Chaturbhai Limbasiya, Partner	29.10%
2	Shaileshbhai Bhogibhai Patel, Partner	7.27%
3	Sunilbhai Bhogibhai Patel, Partner	7.27%
4	Kuldis Hasmukeshbhai Khichaadiya, Partner	6.36%
5	Mukeshbhai Nanubhai Desai, Partner	50.00%
	Total	100%

Shareholding pattern after transfer (w.e.f. 01.04.2017)

Sr. No.	Name of the Shareholder	% of Shareholding	Remarks
1	Shaileshbhai Bhogibhai Patel, Partner	7.27%	Continuing in firm as



			Partner
2	Sunilbhai Bhogibhai Patel, Partner	7.27%	Continuing in firm as Partner
3	Kuldis Hasmukeshbhai Khichaadiya, Partner	6.36%	Continuing in firm as Partner
4	Chirag Bakulbhai Limbasiya, Partner	29.10%	New shareholder
5	Harsh Mukeshbhai Desai, Partner	50.00%	New shareholder
	Total	100%	

The change in the name of the partners of the unit has been certified by the Registrar of Firms, Surat.

In view of the above, there is more than 50% change in shareholding pattern, the proposal for change of shareholding pattern is recommended.

The request is placed before BOA for its consideration.

**(iii) Request of M/s. Sagar Diamonds Pvt. Ltd., Unit No. 101, Plot No.193 a unit in Surat SEZ, for change of Constitution from Private limited company to Public limited company and transfer of shares exceeding 50% to another entity.**

The above mentioned unit was granted Letter of Approval dated 24.10.2016 for manufacturing of (1) Plain Gold Jewellery (2) Diamond studded Gold Jewellery, (3) Precious & Semi Precious Stone and CZ Diamond Studded Gold Jewellery, (4) Diamond Studded Silver Jewellery, (5) Plain Silver Jewellery and (6) Precious & Semi Precious Stone and CZ Diamond studded Silver Jewellery and the same is valid upto 05.06.2022.

Details of shareholding pattern of the company are given below:

Shareholding pattern before transfer

Sr.No.	Name of the Shareholder(Shri)	No. of Shares held	% of Shareholding
1	Shri Vaibhav Dipak Shah, Director	9000	90%
2	Shri Rohit Laxman Khade, Director	1000	10%

Shareholding pattern after transfer (w.e.f. 08.07.2017)

Sr. No.	Name of the Shareholder	No. of Shares held	% of Shareholding	Remarks
1	Shri Vaibhav Dipak Shah, Director	6227860	49.2563%	Continuing in firm as Director
2	Rahil Hiteshbhai Chovatia, Director	3400	0.0269%	New shareholder
3	Sagar Diamonds LLP	3001260	23.7370%	New shareholder
4	Priya Dhaval Shah	3400	0.0269%	New shareholder
5	Hitesh P Chovatia	3400	0.0269%	New shareholder
6	Meetaben H. Chovatia	3400	0.0269%	New shareholder

7	Nidhi H. Chovatia	16660	0.1318%	New shareholder
8	Dhaval Shah	3400	0.0269%	New shareholder
9	Public Holding	3381000	26.7404%	New shareholder
	Total	12643780	100%	

The change in the name of the company from Sagar Diamonds Pvt. Ltd. to Sagar Diamonds Ltd. w.e.f. 04.07.2017 has been certified by the Registrar of Companies, Ahmedabad.

In view of the above, there is more than 50% change in shareholding pattern, the proposal for change of constitution from Private limited company to Public limited company and shareholding pattern is recommended.

The request is placed before BOA for its consideration.

**(iv) Request of M/S Goldmine Overseas, a unit in Moradabad SEZ at Plot G-61, Pocket-A, SEZ Moradabad for transfer of shares exceeding 50% to another entity.**

The above mentioned unit was granted LOA dated 16.06.2016 for setting up a unit in the Moradabad SEZ, Moradabad, Uttar Pradesh at Plot No G-61, pocket-A, Moradabad SEZ for Manufacturing and export of Handicrafts made of Brass, Aluminum, Iron, Wood, Cooper, Glass, Steel, Tin, Leather, Textile, Home Decor & Home furnishing.

Details of shareholding pattern of the company are given below:

**Shareholding pattern before transfer:**

Name of shareholder	No. of shares held	% share
Sri Anoop Kumar	-	60 %
Sri Sumit Garg	-	40 %

**Shareholding pattern after transfer (as on 01.04.2017):**

Name of shareholder	No. of shares hold	% share
Sri Sumit Garg	-	40 %
Sri Vaibhav Agarwal	-	30 %
Sri Pulkit Goel	-	30 %

In this regard, it is stated that Shri Anoop Kumar with 60% share retired and two new partners with 30% share each have been inducted. The transfer of shareholding pattern is more than 50%.

**Recommendation of DC:**

Development Commissioner, NSEZ has recommended proposal.

The proposal is submitted for consideration of BOA.

(v) **Proposal of M/s. John Keells BPO Solutions India Pvt. Ltd., a unit in DLF Cyber City Developers Ltd. IT/ITES SEZ at Gurgaon (Haryana) for transfer of shares exceeding 50% to another entity and change of name of the company to “Personiv Contact Centers India Pvt. Ltd”. – regarding.**

The above mentioned unit was granted LOA No. 10/338/2010-SEZ/366 dated 12.01.2011 for setting up a unit in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. at Sector-24 & 25A, DLF Phase-III, Gurgaon (Haryana) for service activities namely ‘Information Technology & Information Technology Enabled Services’. The LOA of the unit is valid up to 23.03.2021.

Details of shareholding pattern of the company are given below:

➤ **Shareholding pattern prior to transfer (prior to 10.10.2017):**

<b>Name of shareholder</b>	<b>No. of equity shares</b>	<b>% Shares</b>
Jonh Keells BPO International Pvt. Ltd.	34973806	99.85%
Serene Holidays Pvt. Ltd.	51000	0.15%
<b>Total:</b>	<b>35024806</b>	<b>100%</b>

➤ **Shareholding pattern post transfer (on 10.10.2017):**

<b>Name of shareholder</b>	<b>No. of equity shares</b>	<b>% Shares</b>
Personiv Contact Centers LLC	34973806	99.85%
AG Resources (India) Pvt. Ltd.	51000	0.15%
<b>Total:</b>	<b>35024806</b>	<b>100%</b>

Upon the 100% changes in shareholding pattern, the name of the company has also been changed from ‘John Keells BPO Solutions India Pvt. Ltd.’ to ‘Personiv Contact Centers India Pvt. Ltd.’. In this regard, the unit has furnished copy of Certificate of Incorporation pursuant to change of name from ‘John Keells BPO Solutions India Pvt. Ltd.’ to ‘Personiv Contact Centers India Private Limited’, issued by ROC, Delhi on 20.11.2017.

As per direction of the BoA given in its meeting held on 23.02.2016, the case for *change of name & change in shareholding up to 50 per cent* may be considered by the Approval Committee, however, in the instant case, there is more than 50% changes in the shareholding pattern of the company, hence it requires approval of BoA as per direction of the Board of Approval given in its meeting held on 23.02.2016.

**Recommendation of DC:**

Development Commissioner, NSEZ has recommended the proposal.

The proposal is submitted for consideration by BoA.

(vi) **Proposal of M/s. Sopra India Pvt. Ltd., a unit in IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd., Plot No. 20 & 21, Sector-135, Noida for transfer of shares exceeding 50% to another entity consequent to scheme of amalgamation of M/s. Sopra India Pvt. Ltd. with M/s. Steria (India) Ltd approved by The National Company Law Tribunal, Principal Bench at New Delhi vide Order dated 16/29.08.2017.**

The above mentioned unit was granted LOA dated 15.02.2016 for setting up a unit in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida (U.P.) for service activities namely 'Computer Software Services including Information Enabled Services such as Content Software Developer, Data Processing, Engineering and Design, Back Office Operations'.

Details of shareholding pattern of the company are given below:

- At the time of project application, shareholding pattern of M/s. Sopra India Pvt. Ltd., in February, 2016, was as under:-

S. No.	Name and address of the shareholder	Number of shares	% Share
1.	Sopra Steria Group SA, France	1730721	99.99%
2.	Sopra Group Holding Ltd., UK	100	0.01%
	<b>Total:</b>	<b>1730821</b>	<b>100.00%</b>

- In October, 2016, M/s. Sopra Steria Group S.A., France transferred its total shareholding in M/s. Sopra India Pvt. Ltd. to Steria (India) Ltd. and the revised shareholding pattern of M/s. Sopra India Pvt. Ltd., in October, 2016, was as given below:-

S. No.	Name and address of the shareholder	Number of shares	% Share
1.	Steria (India) Limited	1730721	99.99%
2.	Mr. Anil Chawla [as a nominee of Steria (India) Ltd.]	100	0.01%
	<b>Total:</b>	<b>1730821</b>	<b>100.00%</b>

The unit had not submitted intimation for above changes in shareholding pattern of the company.

- Shareholding pattern after approval of amalgamation of M/s. Sopra India Pvt. Ltd. with M/s. Steria (India) Ltd. vide Order dated 16/29.08.2017 (as on 31.08.2017):

S. No.	Name and address of the shareholder	Number of shares	% Share
1.	Steria UK Corporate Limited, UK (Holding Company)	1,42,95,750	99.99986%
2.	6 Employee shareholder	20	0.00014%
	<b>Total:</b>	<b>1,42,95,770</b>	<b>100.00%</b>

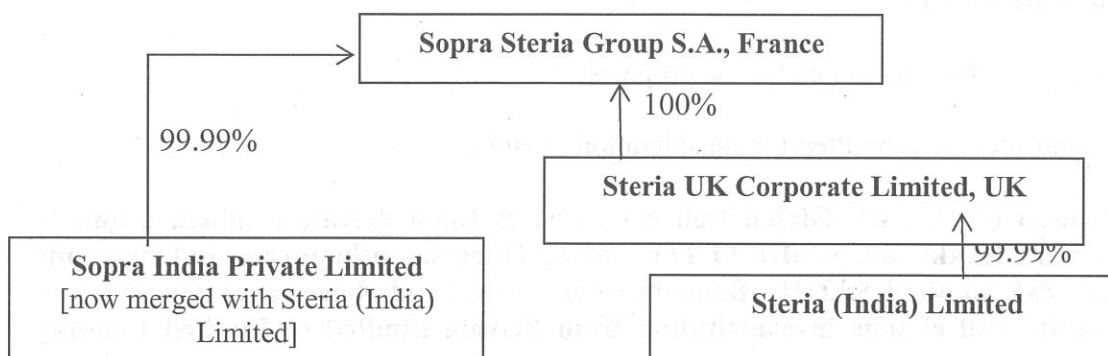
#### **Reason for change in shareholding:**

Unit has furnished copy of Order dated 16/29.08.2017 for approval of Scheme of Amalgamation of M/s. Sopra India Pvt. Ltd. (Amalgamating Company) with M/s. Steria (India) Ltd. (Amalgamated / Transferee company) approved by the National Company Law Tribunal, Principal Bench New Delhi. Consequent to approval of scheme of amalgamation

M/s. Sopra India Pvt. Ltd. with M/s. Steria (India) Ltd. the shareholding pattern of the unit also changed to the above extent.

The unit has clarified that Sopra India Pvt. Ltd. and Steria (India) Ltd. have been under the same Group and Management even before the setting up of SEZ unit for Sopra India Pvt. Ltd.. The ultimate parent company for the both the entity is Sopra Steria Group S.A., France as explained below:-

- Shareholding structure in February 2016:



Though, as per direction of the BoA given in its meeting held on 23.02.2016, the case for *court approved mergers/de-mergers & change in shareholding up to 50 per cent* may be considered by the Approval Committee, however, in the instant case, there is more than 50% changes in the shareholding pattern of the company before & after amalgamation, hence it may be considered by BoA as per its directions given in its meeting held on 23.02.2016.

#### Recommendation of DC:

Development Commissioner, NSEZ has recommended the proposal.

The proposal is submitted for consideration by BoA.

**(vii) Request of M/s. Xavient Software Solutions India Pvt. Ltd., a unit in Noida SEZ, for transfer of shares exceeding 50% to another entity.**

The above mentioned unit was granted LOA on 05/05/2008 for authorized operations namely **“Software Development & IT Enabled Services”**.

Details of shareholding pattern of the company are given below:

Shareholding pattern before transfer:

Name of shareholder	No. of shares held	% of shareholding
Saif Ahmad	9800	98%
Arshad Majeed	100	1%
Mohammad Zeauddin	100	1%



Shareholding pattern after transfer:

Name of shareholder	No. of shares proposed	% of shareholding proposed
Xavient Infotech Pvt. Ltd. (XIT)	9999	99.99%
TELUS International (Cda.) Inc. (nominee of XIT)	1	0.01%

#### Recommendation by DC:

DC, NSEZ has recommended the proposal.

The proposal is submitted for consideration of BOA.

(viii) Request of M/s. EY Global Delivery Services India Private Limited, a unit in Infopark SEZ, Kakkanad, Kinfra IT/ITES SEZ, Thiruvananthapuram and Bagmane Developers Pvt. Limited SEZ(II), Bangalore for transfer of shares exceeding 50% to another entity and change in constitution from Private Limited to Limited Liability Partnership.

The above mentioned unit was granted Letter of Approval to set up SEZ in the following SEZs for authorized operations IT/IT Enabled Services.

Sl. No.	Letter of Approval and Date	Name of SEZ	Date of Commencement Operations
1	KL:01:06:Infopark(I):2CN dated 19/07/2017	Infopark SEZ(I), Kakkanad	14/08/2017
2	KL:06:07:KINFRA (AN)/2S dated 24/07/2017	KINFRA IT/ITES SEZ, Thiruvananthapuram.	16/10/2017
3	KA:22:08:Bagmane II:2Y dated 13/04/2017	Bagmane Developers Private Limited SEZ II, Bangalore.	03/07/2017

Details of shareholding pattern of the company are given below:-

Shareholding till 25 September, 2017 (Prior to transfer of shares)

Name of shareholding (Equity shares with voting rights)	Category of shareholder	Address	No. of shares held	Face value of shares held (INR)
CYGBS (India) Private Limited	Resident Company	3 <sup>rd</sup> Floor, Tower C, RMZ Infinity, Old Madras Road, Bangalore – 560016, Karnataka	9,999	99,990
Mr. Nitin Dhavale	Resident Individual	1012, 1 <sup>st</sup> main, Banashankari III Stage, 3 <sup>rd</sup> Block, 3 <sup>rd</sup> Phase, Bengaluru – 560085	1	10
<b>Total</b>			<b>10,000</b>	<b>100,00</b>



Shareholding effective on 26 September, 2017

Name of shareholding (Equity shares with voting rights)	Category of shareholder	Address	No. of shares held	Face value of shares held (INR)
CY GDS India Holding Company Limited	Non-Resident Company	6, More London Place, London, SE1 2DA, United Kingdom	9,999	99.990
EY GDS (CS) Limited	Non-Resident Company	6, More London Place, London, SE1 2DA, United Kingdom	1	10
<b>Total</b>			<b>10,000</b>	<b>100,000</b>

It has been observed that there is change in constitution from Private Limited to Limited Liability Partnership and the unit would continue as a going concern and Rule 74 –A shall not be applied.

**Recommendation by DC, CSEZ:**

DC Cochin SEZ has recommended the proposal.

The proposal is submitted for consideration of BOA.

**(ix) Request of M/s Milestone Buildcon Private Limited SEZ at Chokkanahalli village, Bangalore for transfer of Shares exceeding 50% to another entity.**

The above mentioned SEZ was granted Letter of Approval on 30-10-2008 for development, operation and maintenance of Sector Specific SEZ for IT/ITES Sector.

Details of Shareholding pattern of the Company are given below:

Shareholding pattern before transfer

Sl.No	Name of Shareholder	Number of OCPS	% holding	Number of Equity Shares	% holding
1	BUILDCO	7 1910000	100	4009980	99.99
2	Mr. Manoj Khattar	-	-	10	0.005
3	Mr. G. Raghavan	-	-	10	0.005
4	BCDPL	-	-	-	-
		71910000	100	4010000	100

Shareholding pattern after transfer

Sl.No	Name of Shareholder	Number of OCPS	% holding	Number of Equity Shares	% holding
1	BUILDCO	-	-	-	-
2	Mr. Manoj Khattar	-	-	10	0.005
3	Mr. G. Raghavan	-	-	10	0.005
4	BCDPL	71910000	100	4009980	99.99
		71910000	100	4010000	100

## Recommendation by DC

DC, Milestone Buildcon Pvt Ltd SEZ has recommended the proposal.

The proposal is submitted for consideration of BOA.

(x) **Request of M/s. Pune Embassy Projects Pvt. Ltd. in the sector specific SEZ for IT/ITES at Plot No. PL-3, Rajiv Gandhi Infotech Park, Hinjewadi, Phase II, Village Marunji, Taluka Mulashi, District Pune, Maharashtra for the following grounds:-**

- (i) **Amalgamation of M/s. Pune Embassy Projects Pvt. Ltd. into M/s. Embassy Office Parks Pvt. Ltd.**
- (ii) **100% transfer of shares from M/s. Embassy Office Parks Pvt. Ltd. to Embassy Office Parks REIT**
- (iii) **Consequent upon transfer of 100% shares to M/s. Embassy Office Parks REIT, the name of the SEZ will be in the name of M/s. Embassy Office Parks Pvt. Ltd.**

M/s. Pune Embassy Projects Pvt. Ltd. (PEPPL) the SEZ Developer is a wholly owned subsidiary of Embassy Office Parks Pvt. Ltd. (EOPPL). PEPPL has been amalgamated into M/s. Embassy Office Parks Pvt. Ltd. (EOPPL) vide court order dated August 7, 2017, with effect from April 1, 2017. In pursuant to the Court Order of amalgamation EOPPL will now be the SEZ developer.

The shareholding pattern of the SEZ before amalgamation

S. No.	Names and Address of shareholders	No. of shares held	Percentage (%)
1.	Embassy Office Parks Private Limited	6,53,199	99.99%
2.	Embassy Office Parks Private Limited jointly with Jitendra Virwani	01	0.01%
	Total	6,53,200	100

The shareholding pattern of the SEZ after amalgamation is as follows:-

S. No.	Names of shareholders	No. of shares held	Amount	% of Holding
1.	Embassy Property Developments Pvt. Ltd.	43,51,624	4,35,16,240	49.99999
2.	Embassy Property developments Pvt. Ltd. jointly with Jitendra Virwani	01	10	0.00001
	Total EPDPL Holding	43,51,625		50.0000
3.	SG Indian Holding (NQ) Co I Pte Ltd.	43,30,044	4,33,00,440	49.75204
4.	SG Indian Holding (NQ) Co II Pte. Ltd.	2,805	28,050	0.032223

5.	SG Indian Holding (NQ) Co III Pte. Ltd.	18,755	1,87,750	0.215724
	Total Blackstone Holding	43,51,624		50.0000
	<b>Total</b>	<b>87,03,249</b>	<b>8,70,32,490</b>	<b>100</b>

The Embassy Office Parks Pvt. Ltd. has also proposed for transfer of shareholding to M/s. Embassy Office Parks REIT

S. No.	Name of shareholder	No. of share held	% of shareholding
1.	Embassy Office Parks REIT	87,03,249	100.00%
	<b>Total</b>	<b>87,03,249</b>	<b>100.00%</b>

The developer has submitted a copy of approval granted by Securities and Exchange Board of India for registration of Embassy Office Parks REIT as an Real Estate Investment Trust (REIT).

#### **DC's Recommendation:-**

Development Commissioner SEEPZ SEZ has recommended the proposal for the following:-

- (i) Amalgamation of M/s. Pune Embassy Projects Pvt. Ltd. into M/s. Embassy Office Parks Pvt. Ltd.
- (ii) 100% transfer of shares from M/s. Embassy Office Parks Pvt. Ltd. to Embassy Office Parks REIT
- (iii) Consequent upon transfer of 100% shares to M/s. Embassy Office Parks REIT, the name of the SEZ will be in the name of M/s. Embassy Office Parks Pvt. Ltd.  
The proposal of the developer is submitted for consideration of BoA.

The proposal is submitted for consideration of BOA.

#### **(xi) Request of M/s. Continental Datagraphics Technical Services India Private Ltd., a unit in DLF SEZ, Chennai for transfer of shares exceeding 50% to another entity**

The above mentioned unit was granted LoP on 28.01.2010 for carrying out IT/ITES as its authorized operations.

Details of Shareholding pattern of the Company are given below:

#### **Shareholding pattern before transfer**

Name of shareholder	No. of shares held	% of shareholding
M/s. Boeing Cyprus Holdings Ltd., Nicosia, Cyprus	1,49,999	99%
M/s. Boeing Operations International, Inc., Wilmington, DE 19808, New Castle Country	1	1%

**Shareholding pattern after transfer**

Name of shareholder	No. of shares held	% of shareholding
M/s. Boeing India Services Private Ltd., New Delhi	1,49,999	99%
M/s. Boeing Asia Pacific Pte. Ltd., (as nominee of Boeing India Services Private Limited), Singapore	1	1%

DC, MEPZ SEZ has recommended the proposal

The proposal is submitted for consideration of BOA.

**(xii) Request of M/s. Symphony Jewels Pvt. Ltd., a unit in Sitapura SEZ, Jaipur for 100% change in shareholding pattern with change in directors of the company**

The above mentioned unit was granted LoP on 08.11.2008 for manufacturing of gold jewellery plain and studded, silver jewellery plain studded, platinum jewellery, gem stones including precious and semi precious stone, copper beads and artificial jewellery & jewellery made of pearls.

Details of Shareholding pattern of the Company are given below:

**Shareholding pattern before transfer**

S. No.	Name of shareholder	% of shareholding
1.	Dayaram Khanchandani	4.23 %
2.	Shyam Khanchandani	34.61%
3.	Nitin Khanchandani	60.76%
4.	Pushpa Khanchandani	0.40%

**Shareholding pattern after transfer**

S. No.	Name of shareholder	% of shareholding
1.	Navratan Johari	77%
2.	Indu Mayach	23%

**Recommendation by DC:-**

DC, NSEZ has recommended the proposal.

**Reasons for recommendation**

The company, M/s. Symphony Jewels Pvt. Ltd. has mentioned that they have addition and cessation of Directors due to their internal matter. No justification for change in shareholding has been given.

The proposal is submitted for consideration of BOA.

**Item No. 81.5 : Miscellaneous Cases (10 proposals)**

**(i) Request of M/s ANSR Global Corporation Pvt. Ltd. (formerly known as Network Information Global Services India Pvt. Ltd.), Bangalore for Co-Developer status in Manyata Embassy Business Park SEZ, Bangalore for development of the SEZ area specifically to undertake the authorized operations of conversion of bare shell buildings into warm shell buildings in an additional area of 64,090 Sq.ft. and to lease the built-up space in the above IT/ITES SEZ.**

The above mentioned SEZ stands notified on 16<sup>th</sup> November, 2006 over an area of 26.2017 hectares.

M/s ANSR Global Corporation Pvt. Ltd. were granted approval for co-developer status in the aforesaid SEZ for undertaking the authorized operations of conversion of bare shell buildings into warm shell buildings and to lease the built-up space (52,301 Sq..ft. comprising of (a) 33,498 sq.ft. in Block Teak [G3], Wing A and (b) 18,803 sq.ft. in Block Mountain Ash[H2] in Wing A.

M/s ANSR Global Corporation Pvt. Ltd. has now submitted an Expansion application seeking approval for an additional area of 64,090 Sq.ft. comprising of the following additional floors:

- (a) 33,498 Sq.ft. in Block Teak [G3] (2<sup>nd</sup> Floor)
- (b) 30,592 Sq.ft. in Block L1 – Wing-A (1<sup>st</sup> Floor)

Co-developer agreement dated 30<sup>th</sup> October, 2017 entered into with the developer has been provided. The proposed amount of investment by the Co-developer in the SEZ is Rs.16.00 Crore.

**Recommendation by DC:**

DC, Cochin SEZ has recommended/not recommended the proposal.

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

**(ii) Request of M/s. SEZ Biotech Services Pvt. Ltd for setting up of sector specific SEZ for Biotechnology at Manjari Budruk, Taluka Haveli, District Pune – Maharashtra, for increase an area of 4.1925 hectares.**

The above mentioned SEZ stands notified over an area of 17.0901 hectares.

The developer has requested for addition of an area of 4.1925 hectares, thereby making the total area of SEZ after addition will be increased from 17.0901 hectares to 21.2826 hectares (more than 10% original area).

**The NOC of the State Government is not submitted by the developer.**

**DC's recommendation:-**

In the view of the above, the request of M/s. SEZ Biotech Services Pvt. Ltd. for increase in area of approved SEZ from 17.0901 Ha to 21.2826 Ha. is recommended to the Board for consideration.

State Government recommendation will be forwarded directly to MOC&I by the Developer.

The proposal of the developer is submitted for consideration of BoA.

**(iii) Request of M/s. Estancia IT Park SEZ, developer of sector specific SEZ for IT/ITES at Vallancheri Village, Chenglepet Taluk, Kancheepuram district, Tamil Nadu for increase in area of its SEZ**

The above mentioned SEZ was notified on 01.05.2007 over an area of 11.09 hectares. The SEZ is yet to be operational.

Now the developer has requested for approval of additional areas viz. (2.54 hectares and (2) 4.30 hectares totalling to an extent of 6.84 hectares in the SEZ.

The request of M/s. Estancia IT Park SEZ, Developer of sector specific SEZ for IT/ITES at Vallancheri Village, Chenglepet Taluk, Kancheepuram District, Tamil Nadu for increase in area of its SEZ was deferred by the Board of Approval for SEZ in its 80<sup>th</sup> meeting held on 17.11.2017 citing the reason that it was not clear whether the existing notified SEZ was operational or not.

M/s. Zoho Corporation P Ltd. have initially obtained their LoA dated 23.08.2010 for setting up an unit in M/s. DLF IT Park Ltd. The unit had commenced their commercial production on 08.07.2011. Then the unit had shifted their operations to M/s. Estancia IT Park SEZ with effect from March, 2016. Therefore, M/s. Estancia IT Park SEZ is operational w.e.f. 8.7.2011 in terms of Rule 6(2)(a) of SEZ Rules, 2006. Currently, the SEZ unit is operating with close to 5000 employees and the performance of the unit is detailed below:-

**(i) Request for additional area of 2.54 hectares:**

The developer has duly submitted the necessary land details of the area to be notified duly certified by Tehsildar. The developer informed that there are 21 survey nos. involved and submitted a copy of the sale agreement with M/s. Lancor Holdings Limited. They submitted and undertaking to register the sale deed once they obtain BoA's approval.

As there is a public road between the current notified area of 11.09 hectares and the proposed additional area of 2.54 hectares, the developer has duly submitted an undertaking with time line that they will construct a foot over bridge to connect the two land areas.

**(ii) Request for additional area of 4.30 hectares:**

M/s. Estancia IT Park Private Limited, the developer of the SEZ, stated that there are 47 survey nos. involved in the land area of 4.30 hectares. They have executed the sale agreement of 1.07 hectares (12 sy. nos) from Mrs. Nusrath Fathima & Mr. Mahboob Khan,



1.60 hectares (10 sy nos.) from M/s. Presidency Kid Leather P Ltd., and made exchange deed of 1.63 hectares (25 sy. Nos.) from M/s. Rane NSK Steering Systems P Ltd.

**DC's recommendations:**

The proposal of M/s. Estancia IT Park SEZ seeking approval of

- (i) Additional land parcel of (1) 2.54 hectares and (2) 4.30 hectares totalling to an extent of 6.84 hectares in the SEZ; and
- (ii) Constructing a foot over bridge to connect the two land areas i.e. between the current notified area of 11.09 hectares and proposed additional land parcel of 2.54 hectares to maintain the contiguity of the SEZ.

is recommended for consideration of BoA

DC MEPZ has recommended the request for increase the area of the SEZ.

The proposal of the developer is submitted for consideration of BoA.

- (iv) **Request of M/s. RMZ Ecoworld Infrastructure Pvt. Ltd. for setting up of sector specific SEZ for IT/ITES at Devarabeesanahalli, Bhoganahalli and Doddakannahalli village, Varthur Hobli, Bangalore, Karnataka, for increase an area of 1.386 hectares.**

The above mentioned SEZ stands notified over an area of 10.559 hectares.

The developer has requested for addition of an area of 1.386 hectares, thereby making the total area of SEZ after addition will be increased from 10.559 hectares to 11.945 hectares.

The land proposed to be added to the SEZ is contiguous and vacant. The developer has obtained the land by way of lease for a period of 68 years and 9 months w.e.f. 09.11.2017.

The Government of Karnataka vide order no. CI 31 SPI 2017, Bengaluru dated 09.02.2017 has given approval which is valid for a period of 2 years from the date of issue of this order i.e. 09.02.2017.

**DC's recommendation:-**

DC, CSEZ has recommended the proposal

The proposal of the developer is submitted for consideration of BoA.

- (v) **Further extension of the validity period of formal approval, granted for setting up of eight SEZs by M/s. Navi Mumbai SEZ Pvt. Ltd. as under:-**

S. No.	SEZ Name	LoA validity date
1.	M/s. Navi Mumbai SEZ Pvt. Ltd (Dronagiri)	29.01.2016
2.	M/s. Navi Mumbai IT/ITES-A (Kalamboli)	25.01.2016
3.	M/s. Navi Mumbai SEZ Pvt. Ltd (multi services), Kalamboli	25.01.2016
4.	M/s. Navi Mumbai SEZ Pvt. Ltd (Gems & jewellery), Ulwe	26.02.2016
5.	M/s. Navi Mumbai SEZ Pvt. Ltd. (multi services, Ulwe)	26.02.2016
6.	M/s. Navi Mumbai SEZ Pvt. Ltd (IT/ITES A, Ulwe)	24.10.2016

7.	M/s. Navi Mumbai IT/ITES-B (Ulwe)	24.10.2016
8.	M/s. Navi Mumbai SEZ Pvt. Ltd (IT/ITES C, Ulwe)	21.11.2016

This is regarding extension of validity period of Formal Approval of eight SEZs granted for setting up of M/s. Navi Mumbai SEZ Pvt. Ltd. As per the decision of 80<sup>th</sup> BoA, a D.O. letter from AS (SK), was sent on 23.11.2017 to Chief Secretary, Government of Maharashtra to take up the above matter with DC, SEEPZ SEZ and resolve the issue which already referred at paras 3 & 4 of note 2/ante.

Now, Joint Secretary, Government of Maharashtra vide letter dated 16.12.2017 has requested for extension of 3 months from Board of Approval. Further, CIDCO & NMSEZ are in process of resolving certain operational and regulatory issues. Further, CIDCO has informed that they has received opinion of Advocate General of Maharashtra recently and the deliberations about providing exit to SEZ are in process and it is expected that a decision on the same is taken very shortly.

Hence, Government of Maharashtra has requested to BoA to consider one more deferment of three months for listing of the Navi Mumbai SEZ Project.

The proposal is submitted for consideration of BoA.

**(vi) Proposal of M/s. Syndicate Innovations International Ltd. for setting up a unit in the Free Trade Warehousing Zone of M/s. Arshiya Northern FTWZ Ltd. at Village-Ibrahimpur, Junaidpur urf Maujpur, Khurja Distt-Bulandshare (UP)**

M/s. Syndicate Innovations International Ltd. had submitted a proposal for setting up a unit over an area of 186 sqmt. (2000 sqft.) in the FTWZ of M/s. Arshiya Northern FTWZ Ltd. at Village Ibrahimpur, Junaidpur urf Maujpur, Distt-Bulandshar (UP) to undertake "Warehousing, Trading, Labeling, Packing, Re-packing, Reselling & Re-invoicing, Re-export of the imported goods, Assembly of CKD/SKD Kits, Segregation, Mixing in respect of list of 70 nos. Exim Code and their item description. The proposal was placed before the Approval Committee in its meeting held on 01.12.2017. After due deliberations, the Approval Committee approved the proposal to undertake authorized activities in accordance with Rule 18(5) of SEZ Rules, 2006, as follows:-

*"Warehousing, Trading with or without labeling, packing or re-packing without any processing, Assembly of Completely Knocked Down or Semi Knocked Down kits for the items as per the list attached except followings:-"*

ITC (HS) Code and Items not allowed by Approval Committee:

43031010	Articles of apparels & accessories of wild animal covered under Wild Life Protection Act, 1972 & 43039010 falling under 'Prohibited Items'.	Prohibited
9302	(Revolvers and Pistols, other than those of heading 9303 or 9304)	Restricted
9303	(Other firearms and similar devices which operate by the firing of an explosive charge (for example, sporting shortguns and rifles,	Restricted (Except 93031000 which is free subject to policy conditions)

	muzzleloading firearms, very pistols and other devices designed to project only signal flares, pistols and revolvers for firing blank ammunition, captive-bolt humane killers, line-throwing guns)	
9304	Other arms (for example, spring, air or gas guns and pistols, trunchenos), excluding those of heading 9304)	Restricted
93051000	(Parts and Accessories of articles of headings 9301 to 9304 of revolvers or pistols)	Restricted
9306	Bombs, Grenades, torpedoes, mines, missiles and similar munitions of ware and parts thereof; cartridges and other ammunition and projectiles and parts thereof, including shot and cartridge wads (except air gun pellets)	Restricted
97050010	Stuffed animals and birds (taxidermy)	Restricted
97050090	Collections and collectors' pieces of zoological, botanical, mineralogical, anatomical, historical, archaeological, palaeontological, ethnographic or numismatic interest; others	Restricted
81083000	Titanium and articles thereof, including waste and scrap-waste and scrap	Restricted
90051000	Night vision Binoculars/passive night vision devices-PNVs are 'Restricted' from import	Restricted

The approval Committee observed that in ITC HS Code: 93060000 – Airgun is 'Restricted' but footnote No. 4 of Chapter 93 of ITC (HS) 2017 says that 'Policy for import of 'Air Gun Pellets' is free'. Hence, Approval Committee decided to allow 'Air Gun Pellets'. However, the Approval Committee decided that before permitting 'Air Gun Pellets' a proposal to be referred to Board of Approval to get confirmation of DGFT.

As regards, above 'Restricted/Prohibited items', the representative of M/s. Syndicate Innovations International Ltd. informed that some of the sports organizations namely 'Sports Authority of Gujarat, Directorate of Sports and Youth Welfare, Madhya Pradesh & Nalanda Rifle Club' have been importing/buying goods like '177 Air Pistol, 22 STD Pistol, 22 Rifle & Shotgun 12 bore etc. ' at Zero rated. He also produced copies of supply orders before the Approval Committee. He further informed that in Arshiya FTWZ, Panvel, Raigarh some of the items like 'other Arms (for example, Spring, Air or Gas Guns and Pistols, Truncheons) excluding those of Heading 9307 (ITC HS Code: 93040000); Cartridges (Shotgun ammunition) (for sports purpose only) (ITC HS Code; 93062100) & others (ammunition) (for sports purpose only) (ITC HS Code: 93069000)' were permitted to a unit M/s Hub Shooting Sports.

The Approval Committee observed that above items, which come under 'Restricted and Prohibited' for import/export, can be allowed only by the BoA in terms of Instruction No. 47 dated 04.03.2010 and hence it was decided by the Approval Committee that in respect of these items the case may be referred to BoA along with justification and the documents provided by the applicant.

The Committee further decided that since these items primarily belong to defence sector and are restricted for import, keeping in view the sensitivity involved in its handling/movement, while referring the matter to BoA for inclusion of these items in LoA it may not be recommended for such inclusion.

In view of above, as decided by the Approval Committee, the following proposals are forwarded to DoC for consideration by BoA.

Proposal of M/s. Syndicate Innovations International Ltd. for allowing import/export of following items, which come under 'Restricted/Prohibited' category, is forwarded herewith for consideration by the BoA in terms of Instruction No. 47 dated 04.03.2010:-

- (i) ITC HS Code: 43031010 – Articles of apparels & accessories of wild animal covered under wild life protection Act, 1972 & 43039010 falling under 'Prohibited items'.
- (ii) All items under Exim Code/ITC HS Code 9302, 9303, 9304, 93051000, 9306, 97050010, 97050090, 81083000 falling under 'Restricted category'.
- (iii) In ITC HS Code: 9005100 – Night Vision Binoculars/Passive Night Vision Devices – PNVs are 'Restricted' from import.

However, in view the sensitivity involved in its handling/movement as these items primarily belongs to defence sector and are restricted/prohibited for import the DC, NSEZ has not recommended the inclusion of above items in LoA.

The proposal of the unit is submitted for consideration of BoA.

**(vii) Request of M/s. Biomax Fuels Limited a unit in VSEZ for manufacture and trading of biodiesel – permission for import of Tallow Oil**

M/s. Biomax Fuels Limited, a unit in VSEZ was granted LoA dated 19.10.2006 for manufacture of Biodiesel and its byproducts for export. The unit has commenced production and affected exports.

The unit has informed that they are importing Crude Palm Oil which is the major raw material for manufacture of Biodiesel, but the prices of the CPO and the CPO by products are fluctuating and high in the international market, as such they are finding it difficult to procure the CPO. The higher cost of Crude Palm Oil has resulted in increase in production cost which is becoming unviable to run the project, as a result they are not in a position to utilize the plant to the full capacity.

In view of the above, the unit has informed that they had made efforts for other alternatives and in that process they identified Tallow Oil as an alternate source of raw-material for production of Biodiesel. It is informed that Tallow Oil is abundantly available in foreign countries as well as in India and it is non-edible oil and eco-friendly and available at as raw-material for production of Biodiesel and requested for permission to allow them to import of Tallow Oil for production of Bio-diesel.

As per ITCHS classification of Export & Import Items Tallow Oil is covered under "1502" which is a prohibited item for Import. The unit has requested for permission to import the prohibited item for manufacture of Biodiesel.



As per the provisions of Rule 27(1) of SEZ Rules 2006- items which are prohibited for import can be procured by a SEZ or unit or developer from a place outside India to the Special Economic Zone with the prior approval of Board of Approval.

#### **DC's Recommendation**

In view of the above, the request of the unit for permission to procure Tallow Oil which is a prohibited item is forwarded herewith for necessary consideration for placing the same before the Board of Approval.

The proposal of the unit is submitted for consideration of BoA.

#### **(viii) Request of M/s. Abhijeet Ferro Tech. Ltd a unit in APSEZ, Visakhapatnam requested for import of ferro manganese slag**

M/s. Abhijeet Ferro Tech Ltd was granted LoA dated 05.03.2010 for manufacture and export of Ferro Manganese and Silicon Manganese tec., as amended from time to time. The Unit commenced production on 24.03.2012 and effecting exports for a value of Rs. 1956.78 crores during the 1<sup>st</sup> 5 years block period. The Unit also achieved positive NFE to the tune of Rs. 852.67 crores. The Unit was granted extension of SEZ status for a further period of 5 years from 24.03.2017 to 23.03.2022.

Earlier, the Unit was granted permission for import of 1,00,000 MTs of Ferro Manganese slag (Restricted item) vide APSEZ letter dated 22.03.2012 based on the approval of 51<sup>st</sup> BoA meeting held on 13.03.2012 and Ministry of Environment and Forests subject to the condition that there shall be no DTA transaction. The Unit has imported for a quantity of 99,882 Mts against the 1,00,000 MT as on 08.12.2017 and balance quantity of 118 MT is available. The Unit has submitted utilization certificate from the Chartered Engineer for the Manganese slag imported so far.

Now, the Unit has requested permission for Import of 50,000 Mt of Ferro Manganese Slag duly enclosing the copy of permission issued by the MOEF & Climate Change vide letter dated 30.11.2017. The MOEF in their letter stated that their Ministry has no objection for import of 50,000 MT of Ferro Manganese Slag for recycling purpose with certain conditions stipulated therein within a period of 18 months.

Whereas, the Unit has obtained consent from the APPCB for the period upto 31.12.2022 to operate a facility for collection, storage, treatment, transport etc., for Ferro Manganese and Silicon Manganese upto a capacity of 2,38,082 TPA and Hazardous waste authorization vide their letter dated 01.12.201.

Since, the Unit has obtained permission from Ministry of Environment, Forests & Climate Change, New Delhi and AP Pollution Control Board consent and authorization order renewed up to 31.12.2022, the request of M/s. Abhijeet Ferro Tech Ltd for import of Ferro Manganese slag for a quantity of 50,000 MTs is placed before the BoA for consideration.

#### **DC's Recommendation**

DC, APSEZ has recommended the proposal for consideration of BoA.

The proposal of the unit is submitted for consideration of BoA.

**(ix) Request of M/s. Deepak Phenolics Limited for grant of permission of laying water supply pipeline through corridor available at Dahej SEZ**

M/s. Deepak Phenolics Limited an DTA unit setting up projects of largest capacity Phenol and Acetone in the country. It has sought permission to lay a water pipeline through Dahej SEZ as there is no alternate route available from reservoir to location plot No. 12/B/1.

M/s. Dahej SEZ Limited, has given permission vide their letter dated 19.09.2017 for laying dedicated water supply pipeline from GIDC (Gujarat Industrial Development Corporation) Reservoir to plot premises of Deepak Phenolics Ltd.,

However, Gujarat Industrial Development Corporation, a promoter of Dahej SEZ Limited, vide their letter dated 18/11/2017 informed that if they lay bigger line with bigger pump to send water or effluent than until all plots are allotted and industries starts their operation it will be under-utilize and the energy loss and natural resource losses will be huged. To optimize the corridors are kept wide so, that individual industries can use their best with minimum wastage.

DC, Dahej SEZ has stated that the case was placed before the 76<sup>th</sup> Unit approval Committee Meeting of Dahej SEZ held on 11.10.2017 and the committee decided to recommend the case to Board of Approval as the UAC is not empowered to give permission. A similar request of M/s. Reliance Industries Limited for grant of permission for Right of way to lay 8MGD Water Supply Pipeline from GIDC-II Water Reservoir-rahayad to RIL-Dahej unit through Dahej SEZ was approved by the the 64<sup>th</sup> BoA for SEZs held on 20<sup>th</sup> February, 2015.

**DC, recommendation**

In view of the above, DC Dahej has recommended the proposal with following conditions:-

- (i) M/s. Deepak Phenolics Limited (DPL) has to execute RoU agreement land with Dahej SEZ Limited (DSL) before commencement of work at site.
- (ii) Before laying the water supply line, a trial pit is to be made for exact location of existing underground services within SEZ area. M/s. DPL has to take care of existing services in SEZ area. M/s. DPL has to contact concerned authority for necessary guidance/information/approval. If any damage occurred during execution of work then same shall be attend by M/s. DPL immediately and cost for the same shall be borne by M/s. DPL. The damage area shall be restored as per methodology suggested by concerned authority/DSL.
- (iii) The exact route of laying water supply pipeline in SEZ aera will be shown by DSL at the time of execution by M/s. DPL after completion of trial pits. During execution, if for any reason, route of water supply pipeline required to be changed, the alignment of water supply pipeline will have to be modified accordingly.
- (iv) M/s. DPL has to cross the existing/proposed services as per the methodology suggested by concerned authority to lay the water supply line in SEZ area and cost for the same shall be borne by M/s. DPL.
- (v) M/s. DPL has to keep safe guard distance from existing/proposed services as per the safety standards/norms of the concern authority/I.S.



- (vi) DSL reserves right to lay any underground or overhead services/lines within land area allotted to M/s. DPL on RoU.
- (vii) During the execution of works, M/s. DPL must ensure that no damage will be occurred to any property/services etc. in SEZ. If any damage occurred, then the same shall be rectified/restored by M/s. DPL at their own cost as desired by DSL/Concerned authority.
- (viii) Depth of pipeline shall be kept in such a way that there must be clear height (Min 3 Mtr) available from top of foundation to Natural Ground Level (NGL) to enable GSI to lay any other underground services, if required.
- (ix) The said RoU is for laying only water supply pipeline. No any other activity is permitted in RoU area without written permission of DSL.
- (x) The work shall be executed in consultation with DSL, Dahej.
- (xi) M/s. DPL has to maintain the RoU area in good condition
- (xii) M/s. DPL has to build required approach for maintenance of water supply pipeline in consultation with DSL
- (xiii) M/s. DPL has to follow the rules and regulation prevailing in SEZ area.
- (xiv) M/s DPL will not take any duty exemption for any material being used in this project and pay all the duties as prescribed by Government.
- (xv) The said pipeline will be laid in utility area of SEZ and cause no pollution. Also, it will not cause any hazard/disturbance to SEZ plot holders, other utilities and public at large.

The proposal of the unit is submitted for consideration of BoA.

**(x) Request of M/s. Adani Warehousing Services Pvt. Ltd., a unit in M/s. Mundra SEZ for granting approval for warehousing and further DTA sale of items covered under freely importable category (OGL)**

M/s. Adani Warehousing Services Pvt. Ltd. was granted LoP on 15.01.2013 for providing warehousing services to clients and to hold goods on behalf of foreign buyer supplier and DTA Supplier/Buyer as per Rule 18(5) of SEZ Rules, 2006 and instruction no. 60 dated 6<sup>th</sup> July, 2010.

The unit had applied to DC APSEZ for allowing import and re-export of yellow peas/red lentils. This proposal was approved by 68<sup>th</sup> BoA vide approval letter dated 13.01.2016. However, approval was subject to the condition that no import of yellow peas/pulses and red lentils will be allowed into or out of DTA.

Following the above approval, M/s. Adani Warehousing Services Pvt. Ltd. on 15.09.2017, to clarify whether AWSPL can warehouse imported goods (yellow peas/pulses and red lentils) which are freely importable for further sale into DTA or not. They detailed that the restriction on import of yellow peas/pulses and red lentils into DTA is contrary to the Foreign Trade Policy and SEZ Act/Rules. They also cited that FTP 2015-2020 states that items which are freely importable can be imported into DTA without any authorization of DGFT or BoA.

DC, APSEZ has stated that the item Yellow Peas (HS Code 07131000) & Red Lentils (HS Code 07134000) are prohibited only for export but are freely importable under the current Foreign Trade Policy 2015-2020. The decision for imposing restriction while deciding Agenda item no. 68.5 by the 68<sup>th</sup> BoA to import yellow Peas/Pulses & Red Lentils into or out of DTA was taken by the Board in which the unit is seeking amendment.

DC, APSEZ has requested to take up the issue communicated vide above mentioned letter datd 03.11.2017 in the next BoA to review the Agenda Item no. 68.5 of 68<sup>th</sup> BoA, if required.

The proposal of the unit is submitted for consideration of BoA.

**Item no. 81.6: Appeals before BoA (2 Appeal).**

**(i) Appeal of M/s. DHL Logistics Private Limited a unit in MEPZ against Minutes of the meeting of UAC held on 22.12.2017 passed by UAC, MEPZ.**

**Gist of order appealed against**

M/s. DHL Logistics Private Limited, granted LoP dated 28.04.2010 for authorized operations including holding of goods on behalf of customers for dispatches. M/s. DHL Logistics Private Limited a unit in the FTWZ, Chennai had submitted a request before the UAC, MEPZ for temporary removal of goods from FTWZ to DTA and return to FTWZ within 120 days under the provision of SEZ Rules 50 and 51 of SEZ Rules, 2006 and are not restricted only to manufacturing SEZs, as the UAC has interpreted.

Further, SEZ Rules allow the SEZ unit to clear 'Goods' temporarily, for specified purposes, without payment of duty subject to return of such goods to SEZ within 120 days. Temporary removal of goods for the purpose of Exhibition-Demonstration/display is covered under clause (b) of Rule 50 which implies that any goods from any SEZ meant for display, exhibition can be removed into DTA using this provision. FTWZ are allowed to hold goods on others account & dispatch such goods as per owners instruction as part of the Unit's authorized operation. This case pertains to goods held by the unit as the FTWZ unit on account of the customer M/s. Keysight Technologies for dispatches as per their instructions wherein the goods held are meant for the purpose of display, exhibition-demonstration in the DTA.

**Contents of Appeal**

The Appellant has stated as under:-

The UAC meeting dated 22.12.2017 has stated that one of the client of DHL Logistics Pvt. Ltd. viz. M/s. Keysight Technologies India Private Limited, Bangalore whose goods are warehoused in FTWZ unit, have sought approval for temporary removal of goods from their FTWZ unit into DTA for the purpose of display, demonstration and exhibition for the India buyer to know about technical benefits of the product. These goods will be returned to FTWZ within 120 days. The Committee examined the request and was of the opinion that Rule 50 for temporary removal of goods to DTA is intended for manufacturing SEZs and not for FTWZs. Since M/s. Keysight Technologies India Private Limited wants to remove the goods under Rule 50 without payment of duty, which they would have otherwise paid if the same goods were imported into DTA, the Committee did not accede to the request of the unit for temporary removal of goods for the purpose of display, demonstration and exhibition without payment of duty.

M/s. DHL Logistics Pvt. Ltd. has stated that one of their client M/s. Keysight Technologies India Pvt. Ltd., Bangalore brought goods from overseas to be kept in the FTWZ

warehouse and asked them to dispatch the goods under temporarily removal into DTA under provision of the SEZ Rule 50 and 51 for the purpose of display, demonstration and exhibition in public places, their own display centre as well as displays as their customs locations. The goods are return back to FTWZ within 120 day from the date of clearance for temporary removal.

The unit has prayed before the Hon'ble BoA that temporary removals are covered under SEZ Rules 50 & 51 & are not restricted only to manufacturing SEZs as the UAC as interpreted. Also every SEZ includes a FTWZ. The rules specify the SEZ unit to clear 'Goods' temporarily without payment of duty subject to return of such goods to SEZ within 120 days. Temporary removal of goods for the purpose of Exhibition-Demonstration/display is covered under clause (b) of Rule 50 which implies that any goods meant for display, exhibition can be removed into DTA using this provision. FTWZ are allowed to hold goods on others account & dispatch such goods as per owners instruction as part of the Unit's authorized operation. This case is where goods are held by them the FTWZ unit on account of the customer Keysight for dispatches as per their instructions wherein the goods held are meant for the purpose of display, exhibition-demonstration in the DTA.

Temporary removals to DTA – Rule position.

The Rule 50(1)(b) of SEZ Rules, 2006 provides that the Unit may temporarily remove goods for display, export promotion, exhibition and return thereof; to Domestic Tariff Area without payment of duty.

Further, Rule 51 of SEZ Rules, 2006 provides procedure for temporary removal in DTA. Section 2(n) of the SEZ Act, 2005 defines an FTWZ means Special Economic Zone wherein mainly trading and warehousing and other activities related thereto are carried on.

The appeal is accordingly placed before the BoA for consideration (**Annexure-1**).

**(ii) Appeal of M/s. Texool Limited a unit in KASEZ against order dated 29.12.2017 passed by UAC, KASEZ.**

**Gist of order appealed against**

M/s. Texool Limited, granted LoP dated 22.06.2004 for manufacturing of woolen & Synthetic yarn which was extended from time to time upto 31.05.2019. The unit has requested to allow DTA clearance of worn & used clothing and modify condition No. 2 & 4 of renewal letter dated 14.11.2014.

Further, the unit has informed that the partner of the firm appeared before the Committee and explained that their original LOP was issued on 2004 wherein it was stipulated that the unit shall export its entire items, excluding rejects and sales in the Domestic Tariff Area as per the provisions of SEZ Scheme.

Further at the time of renewal of said LoA vide letter dated 22.10.2009, original condition as mentioned above was amended and one new condition was mentioned. Both the said conditions are reproduced here below:

“1. The unit shall export the entire item, excluding manufacture waste not being worn/used clothing, worn/used textile articles and rags.

3. No DTA clearance of worn/used clothing, worn/used textile articles and rags shall be allowed”

### **Contents of Appeal**

The Appellant has stated as under:-

The above matter had come before the 121<sup>st</sup> KASEZ UAC meeting held on 13.12.2017. The UAC vide letter dated 29.12.2017 has stated that the committee after due deliberation noted that “the policy dated 17.09.2013 is applicable to this unit also as the activity of the said unit is akin to similar other worn clothing units except they are not allowed to directly import of the worn clothing rather M/s. Texool Spinners are permitted to cater to their requirement of raw material from other worn clothing units on intra-zone purchase basis. The Committee also noted that the unit source their entire procurement of raw materials by way of intra-zone purchases of worn clothing from other worn clothing recycling units, imported from outside India, of Zone units and that such intra zone purchases are covered in the definition of import under Section 2(o) of SEZ Act, 2005. Further activity of the unit is nothing but reprocessing of worn & used clothings in terms of Rule 18(4)(c) of SEZ Rules, 2006. Therefore, the Approval Committee decided that the conditions of Policy Circular dated 17.09.2013 shall be squarely applicable to this unit as well and accordingly rejected the unit’s proposal.”

The unit further stated that they were not allowed to present their case which is against the principle of natural justice. Further, the unit stated that the LoP was issued on 2004 for manufacturing of woolen & Synthetic yarn. No direct import, however, DTA sales of rejects and manufacturing waste permitted. Again LoP was issued on 2009 and renewal was allowed for DTA clearance withdrawn and no reason/explanation intimated.

Further, the unit has stated that it is only unit engaged in producing yarn from Used Clothing and exporting 100% of production. Also stated that only unit making processed raw material for overseas market with a 100% clean track record, among units engaged in used clothing industry segment in the zone.

The unit requested DTA sales should not be made applicable to them by appropriate modification and allowed them to make DTA sales.

### **Rule Position**

The DoC O.M. dated 17.09.2013 regard Policy Guidelines to regulate function of worn & used clothing units in SEZ inter-alia provide that the policy contain therein is being prescribed to the followed by the unit in SEZ carrying on reprocessing recycling of used clothing.

The appeal is accordingly placed before the BoA for consideration (**Annexure-2**).

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