

No. K-43016(12)/3/2020-SEZ
Government of India
Ministry of Commerce and Industry
Department of Commerce
(SEZ Section)

Udyog Bhawan, New Delhi
Dated the 12th March, 2020

OFFICE MEMORANDUM

Subject: 97th Meeting of the Board of Approval (BoA) for Special Economic Zones (SEZs) scheduled to be held on 20th March, 2020 at 11.00 A.M in Room No. 108 - forwarding of Supplementary Agenda thereof – Reg.

In continuation to this Department's O.M. of even number dated 11th March, 2020 on the above mentioned subject, the undersigned is directed to enclose herewith the Supplementary Agenda for the 97th meeting of the BoA for SEZs scheduled to be held on 20th March, 2020 at 11:00 A.M. for information and necessary action. Soft copy of the supplementary agenda has also been hosted on the website: www.sezindia.gov.in. The addressees located outside Delhi are requested to download the supplementary agenda from the above mentioned website.

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



(Darshan Kumar Solanki)

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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. Shri Anil Agarwal, Joint Secretary, Department of Promotion of Industry and Internal Trade (DPIIT), 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, 7th 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. Department of Legal Affairs (Shri Hemant Kumar, Assistant Legal Adviser), M/o Law & Justice, New Delhi.
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, 8th 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, 4th 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, 9th 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 (4th 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, Bhubaneswar – 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, 2nd Floor, Pandri, Raipur, Chhattisgarh (Fax: 0771-2583651).

Copy to: PPS to CS / PPS to AS (BBS) / PPS to DS (SNS).

**Supplementary Agenda for the 97th meeting of the Board of Approval to be held on
20th March, 2020 at 11.00 A.M. in Room No. 108, Udyog Bhawan, New Delhi**

Item No 97.5 Requests for extension of LoP beyond 3rd year onwards

- As per Rule 18(1) of the SEZ Rules, the Approval Committee may approve or reject a proposal for setting up of Unit in a Special Economic Zone.
- Cases for consideration of extension of Letter of Permission (LoP)s i.r.o units in SEZs are governed by Rule 19(4) of SEZ Rules.
- Rule 19(4) states that an LoP shall be valid for one year. First Proviso grants power to DCs for extending the LoP not exceeding 2 years. Second Proviso grants further power to DCs for extending the LoP for one more year but subject to the condition that two-thirds of activities including construction, relating to the setting up of the Unit is complete and a Chartered Engineer's certificate to this effect is submitted by the entrepreneur.
- Extensions beyond 3rd year (in cases where two-third activities are not complete) and 4th year are granted by BoA.
- BoA can extend the validity for a period of one year at a time.
- There is no time limit up to which the Board can extend the validity.

97.5(i) Request of M/s. The Tata Power Company Limited- SEZ Unit in the KIADB Aerospace Devenhalli, Bangalore, SEZ for extension of Letter of Permission (LOP) beyond 06th March 2020 for 2 Months i.e. till 30th April 2020.

- LOA issue on : 07.03.2014
- Nature of business of Unit : Defence Manufacturing Unit
- No of extensions : 05 by DC, CSEZ/BoA
- LOA valid up to : 06.03.2020
- Request : For further extension for 02 months, up to 30.04.2020.

Present Progress:

(a) Details of business plan:

Sl. No.	Type of Cost	Proposed Investment (Rs. in crores)
1	Land	12.00
2	Building Construction cost / Plant & Machineries / Pre-Operative Expense & Interest	38.00
	Total	50.00

(b) Incremental Investment made so far and Incremental Investment since last extension

Si. No	Type of Cost	Total investment (Rs. in Crores) 31/01/2020	Incremental Investment since last extension
1	Land	11.87	0
2.	Building Construction cost / Plant & Machineries / Pre-Operative Expense & Interest	39.88	3.09
	Total	51.75	3.09

(c) Details of Physical Progress till date:-

S. No.	Activity	% completion	% completion during last one year	Deadline for completion of balance work
1.	Building	100%	100%	NA
2.	Material Procurement	100%	100%	NA
	Total	100%	100%	

Detailed reasons for delay:-

As part of consolidation of Defense products manufacturing entities across Tata group, Tata Power Company Limited has decided to transfer its Strategic Engineering Division (SED), as a going concern, by way of slump sale under a scheme of arrangement under Sections 230 to 232 of the Companies Act, 2013, to Tata Advanced Systems Ltd. (TASL), a wholly-owned subsidiary of Tata Sons Ltd. They got NCLT approval in this regard on 12.12.2019, and the next step for the merger is to novate all the contracts from SED to TASL, which is pending at the Ministry of Defense. Commencement of operations of the SEZ unit also got delayed due to these reasons. However, unit intends to start the operations by 25th March, 2020, and has applied for extension of LoA for a further period of two months i.e. till 30.04.2020.

Recommendation by DC CSEZ:

Recommended the request for extension of LOP for a period of two months i.e. up to 30.04.2020.

The request is placed before BOA for its consideration.

97.5(ii) Request of M/s. Steam Equipments Pvt. Ltd., a Unit in MIDC SEZ at Khandala PH-I(SEZ) Industrial Area, Village-Kesurdi, Tal.-Khandala, District Satara for extension of Letter of Permission (LOP) beyond 15.05.2019 to 14.05.2020.

- LOA issue on : 15.05.2015
- Nature of business of Unit : Manufacture of Steam and Water Analysis System, CEMS, AAQMS, Gas Sampling System, Chillars, Sample Coolers, Pressure Reducing & Desuper Heating Station (PRDS).

- No of extension : 3 by DC, SEEPZ SEZ upto 14.05.2019.
- LOA valid up to (date) : 14.05.2019
- Request : For further extension for one year, up to 14.05.2020.

Present Progress:

S. No.	Particulars	Investment made in Rs.
1	Land	1,07,10,000
2	Ground levelling	312,900
3	SEZ Online Registration	28,625
4	SEZ Annual online maintenance fee and top up amount	17,175
5	SEZ administrative & service charge	5,15,000
6	Professional consulting fees for various services	2,00,000
7	Scrutiny charges for plan approval	23,753
8	Building Development Charges	4,08,653
9	Water Charges for MIDC	49,667
10	MPCB consent charges	15,000
11	NSDL online charges	21,500
12	Expenses related to construction of boundary	6,38,142
13	Expenses incurred in construction of water storage, foundation of factory shed, pillars, etc.	23,05,150
14	Fees to Civil Engineer	1,00,000
Total		1,53,45,565

➤ **Incremental Investment made since last extension:**

Sl. No.	Particulars	Incremental Investment made since last extension
1.	Expenses incurred in construction of water storage, foundation of factory shed, pillars, etc.	1,71,93,087
2.	MIDC Development Charges	2,58,000
3.	MIDC Extension Fees	23,00,908
4.	Industrial Fire Safety Work-For Final Fire NOC	1,20,000
5.	MPCB Fees	15,000
6.	Electrical Work	8,85,690
	Total	2,07,72,685

Further, addition to the above, the unit has informed that they have made advance payment of Rs. 32,24,038/- for construction. The time-schedule of construction of SEZ is as given below:-

Sl. No.	Particulars	Work completed till last extension	Work completed since last extension	Tentative date of completion
1.	Earthwork (Levelling, Cleaning & Material)	Excavation work completed	Earthwork completed	-

2.	Transformer installation and Electric Connection	Pending	Transformer installed	-
3.	Plot levelling	Pending	Plot levelling work completed	
4.	Wall compound	Pending	Wall compound completed	-
5.	Water Tank	Pending	Wall compound completed	-
6.	Civil Construction	Pending	Completed	-
7.	Installation of PEB structure	Pending	Completed	-
8.	Roofing sheet	Pending	Completed	-
9.	Obtaining Building Completion Certificate	Pending	Completed	-
10.	Commencement of operation	Pending	Pending	15.3.2020

- M/s. Pratik Kolekar and Associates, Chartered Accountant vide their letter dated 02.03.2020 have certified that the company has made total investment of Rs. 3,16,18,250/- till date.
- Maharashtra Industrial Development Corporation (MIDC) has issued Occupancy Certificate vide letter No. MIDC/ SPA/ SDSTRA-II/2020/A66881 dated 18-02-2020 towards the building constructed on the plot area of 6000 sq.mt. with approved built up area of 2538.83 sq.mtr.
- The unit vide their letter dated 04-03-2020 have stated that taking into consideration Sun Set clause, they were more focussed on completion of construction building to obtain occupancy certificate and that they have constructed the building without taking any duty benefit on the materials for authorised operations.

As informed by DC, the jurisdictional Specified Officer vide his report dated 09.03.2020 has submitted the following:

The Sr. Authorized Officer had visited the site on 07-03-2020, and on verification, it was observed that the Civil Construction work such as Compound Wall from all sides have been constructed with the provision of entry/exit gate. However, the gate has not been installed.

Most of the fabrication work has been completed i.e. installation of FEB structure, roofing sheet shed over the plinth level. However, the flooring work is totally pending as on date. Sign board has been displayed in the premises mentioning the name and address of the unit

The Special Planning Authority, MIDC SPA Division, Satara vide their Certificate dated 18.02.2020 have issued Occupancy Certificate.

Recommendation by DC, SEEPZ SEZ:

The request of M/s. Steam Equipments Pvt. Ltd. for extension of LOA for a further period from 15.05.2019 to 14.05.2020 is recommended in terms of Rule No.19(4) of SEZ Rules, 2006.

The request is placed before BOA for its consideration.
