



GOVERNMENT OF INDIA
MIN. OF COMMERCE & INDUSTRY, DEPTT. OF COMMERCE
OFFICE OF THE DEVELOPMENT COMMISSIONER
NOIDA SPECIAL ECONOMIC ZONE
NOIDA DADRI ROAD, PHASE-II, NOIDA-201305
DISTT. GAUTAM BUDH NAGAR (UP)

फा०सं०.10/20/2007-SEZ/

दिनांक : 09/03/2020

सेवा मे ,

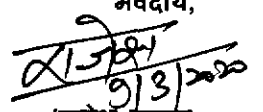
1. उप सचिव, वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली- 110001 ।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग, इंद्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली - 110002 ।
3. आयुक्त, सीमा शुल्क, नॉएडा सीमा शुल्क आयुक्तालय, इनलैंड कंटेनर डिपो, तिलपता, दादरी, गौतम बुध नगर, उत्तर प्रदेश - 201306.
4. प्रधान आयुक्त, आयकर, प्लॉट सं- ए-2 डी, आयकर भवन, सेक्टर 24, नोएडा ।
5. उपसचिव आई एफ - 1, बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
6. मुख्य कार्यकारी अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नोएडा (उत्तर प्रदेश)।
7. मुख्य कार्यकारी अधिकारी, ग्रेटर नोएडा औद्योगिक विकास प्राधिकरण, प्लॉट नं 01, नॉलेज पार्क -4, ग्रेटर नोएडा, गौतम बुध नगर, (उत्तर प्रदेश)।
8. महाप्रबंधक, जिला उद्योग केंद्र, कलेक्ट्रेट के पास, सूरजपुर, ग्रेटर नोएडा (उत्तर प्रदेश) ।
9. उपाध्यक्ष, बुलन्दशहर खुर्जा विकास प्राधिकरण, ओल्ड जी टी रोड, श्री आनंद वाटिका कॉलोनी, खुर्जा- 203131
10. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता ।

विषय: दिनांक 06/03/2020 को पूर्वाह्न 11.00 बजे प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित नोएडा, ग्रेटर नोएडा एवं खुर्जा (उत्तर प्रदेश) में स्थित निजी विशेष आर्थिक क्षेत्रों की अनुमोदन समिति बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,

उपरोक्त विषय के सन्दर्भ में डा० एल बी सिंघल, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 06/03/2020 को पूर्वाह्न 11.00 बजे प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित नोएडा, ग्रेटर नोएडा एवं खुर्जा (उत्तर प्रदेश) में स्थित निजी विशेष आर्थिक क्षेत्रों की अनुमोदन समिति बैठक का कार्यवृत्त संलग्न है।

संलग्नक : उपरोक्त

भवदीय,

(राजेश कुमार)
उप विकास आयुक्त

प्रतिनिधि:-

सहायक विकास आयुक्त (प्रशासन) - कार्यवृत्त की एक प्रति हिंदी अनुवाद हेतु संलग्न है।

नोएडा विशेष आर्थिक क्षेत्र

नोएडा, ग्रेटर नोएडा और खुर्जा में स्थित निजी विशेष आर्थिक क्षेत्रों के संबंध में अनुमोदन समिति की दिनांक 06.03.2020 को पूर्वाह्न 11:00 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा (उत्तर प्रदेश) में डॉ० एल० बी० सिंघल, विकास आयुक्त की अध्यक्षता में आयोजित बैठक का कार्यवृत्त।

The following members of Approval Committee were present during the meeting:-

- (i) Shri S. S. Shukla, Joint Development Commissioner, NSEZ.
- (ii) Shri Shyopat Singh, Asstt. Commissioner (Customs), Noida.
- (iii) Shri T.N. Patel, Addl. Statistical Officer, DIC, G.B. Nagar
- (iv) Shri Chaman Lal, FTDO, O/o Addl. DGFT, CLA, New Delhi.
- (v) Ms. Sandhya Marurya, Income Tax Officer, Noida
- (vi) Representative of SEZ Developers concerned, Special Invitee.

❖ Besides, during the meeting i) Shri Rajesh Kumar, DDC, ii) Shri S.K. Tyagi, Specified Officer (In-Charge), iii) Shri Prakash Chand Upadhyay, ADC & iv) Shri Mohan Veer Ruhella, ADC were also present to assist the Approval Committee.

❖ At the outset, the Chairman welcomed the participants. After brief introduction, each items included in the agenda were taken up for deliberation one by one. After detailed deliberations amongst the members of the Approval Committee as well as interaction with the applicants / representatives of the developers / units, the following decisions were taken:-

1. दिनांक 07.02.2020 को आयोजित अनुमोदन समिति की बैठक की कार्यवृत्त का अनुसमर्थन :-

The Approval Committee was informed that no reference against the decisions of the Approval Committee held on 07.02.2020 was received from any of the members of the Approval Committee or Trade and therefore, Minutes of the Meeting held on 07.02.2020 were ratified.

2. मै० एचसीएल टेक्नोलॉजीज लि०, विकासकर्ता का प्लॉट सं० 3A, 3B & 2C, सेक्टर- 126, नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में अधिकृत संचालन के लिए सामग्री की सूची के अनुमोदन का प्रस्ताव सम्बन्धी।

2.1. It was brought to the notice of the Approval Committee that M/s. HCL Technologies Ltd., Developer of IT/ITES SEZ at Plot No. 3A, 3B & 2C, Sector- 126, Noida (U.P) had submitted proposal for approval of list of materials to carry on following default authorized operations in their SEZ:-

S. No.	Name of Authorized Operation	S. No. at default list of Auth. Opr. as per Inst. No. 50 & 54	Estimated Cost (Rupees in lakhs)
i)	Roads with Street lighting, Signals and Signage.	01	20.00
ii)	Construction of all types of building in Processing area as approved by UAC.	22	212.04
iii)	Power (including power backup facilities) for captive use only.	23	140.00
iv)	Air Conditioning of Processing area.	21	198.08
v)	Cafeteria / Canteen for staff in processing area.	27	60.00
vi)	Water treatment plant, water supply lines	02	135.85

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	(dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.		
vii)	Fire protection system with sprinklers, fire and smoke detectors.	07	40.00
		Total:	805.97

2.2. It was informed that the developer has proposed '2 Nos. Kitchen Counter' at Sl. No.42 under the authorised operation namely "Construction of all types of building in Processing area as approved by UAC" (Annexure-II) and '4 Nos. Dishwasher' under the authorised operation namely "Cafeteria / Canteen for staff in processing area" (Annexure-V).

2.3. Mr. D.K. Sharma, Associate Director of M/s. HCL Technologies Ltd. appeared before the Approval Committee and explained the requirement of proposed materials.

2.4. After due deliberations, Approval Committee approved the proposed list of materials, except '4 Nos. Dishwasher' under the authorised operation namely "Cafeteria / Canteen for staff in processing area" (Annexure-V), subject to submission of revised list of materials indicating 'Kitchen Counter' under proper authorized operation.

3. मै० एनआईआईटी टेक्नोलॉजीज लि०, विकासकर्ता का प्लॉट नंबर TZ-2 & 2A, सेक्टर-टेकज़ोन, ग्रेटर नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में अधिकृत संचालन के लिए सामग्री की सूची के अनुमोदन का प्रस्ताव।

3.1. It was brought to the notice of the Approval Committee that M/s. NIIT Technologies Ltd., Developer of IT/ITES SEZ at Plot No. TZ-02 & 2A, Sector-Techzone, Gr. Noida (Uttar Pradesh) had submitted proposal for approval of list of materials to carry on following default authorized operations in their SEZ:-

S. No.	Authorized Operation	Sl. No. at default list of materials as per Inst. No. 50 & 54	Estimated Cost (Rs in Lakhs)
(i)	Construction of all type of buildings in processing area as approved by the Unit Approval Committee.	22	88.90
(ii)	Telecom and other communication facilities including internet connectivity.	05	7.95
(iii)	Air Conditioning of Processing area.	21	20.00
(iv)	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	45.30
(v)	Access Control and Monitoring System.	24	8.12
		Total:	170.27

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3.2. Shri Rahul Sood, Sr. V.P. & Shri Mukesh Chauhan, Sr. Manager of M/s. NIIT Technologies Limited appeared before the Approval Committee and explained the requirement of proposed materials.

3.3. After due deliberations, Approval Committee approved the proposed list of materials.

4. मै० एनआईआईटी टेक्नोलॉजीज लिमिटेड (इकाई-1) का मै० एनआईआईटी टेक्नोलॉजीज लि०, विकासकर्ता के प्लॉट सं० TZ-2 & 2A, सेक्टर-टेकज़ोन, ग्रेटर नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में कमी का प्रस्ताव।

4.1. It was brought to the notice of Approval Committee that M/s. NIIT Technologies Ltd. (Unit-I) had applied for partial deletion of area from the unit located in the IT/ITES SEZ of M/s. NIIT Technologies Ltd. at Plot No. TZ 02 & 2A, Sector-Techzone, Greater Noida (U.P.). It was informed to the Committee that presently unit has been operating over an area of 17573.73 Sqmt at 2nd floor (Wing A & part of Wing B), SDB, 3rd to 6th floor (Wing A & B) and Part area of 1st & 5th floor in SDB-II. It was informed that the unit has requested for deletion of 782.88 Sqmt at Part of 4th floor (Wing A), SDB. It was informed that SEZ Developer has given its 'NOC' for deletion of proposed area. It was also informed that the unit has mentioned that there is no impact on the already approved Export/NFE projections due to proposed decrease in area.

4.2. Shri Rahul Sood, Sr. V.P. & Shri Mukesh Chauhan, Sr. Manager of M/s. NIIT Technologies Limited appeared before the Approval Committee and explained the proposal.

4.3. After due deliberations, the Approval Committee approved the proposal for partial deletion of area subject to submission of 'NOC' from Specified Officer. The Approval Committee further directed the representative of the unit to ensure proper demarcation & separate entry / exit of all SEZ units. Further, the Approval Committee directed the Specified Officer to visit the SEZ to verify the demarcation of units and submit report.

5. मै० एनआईआईटी टेक्नोलॉजीज लिमिटेड (इकाई-2) का मै० एनआईआईटी टेक्नोलॉजीज लि०, विकासकर्ता के प्लॉट सं० TZ-2 & 2A, सेक्टर-टेकज़ोन, ग्रेटर नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में कमी का प्रस्ताव।

5.1. It was brought to the notice of Approval Committee that M/s. NIIT Technologies Ltd. (Unit-II) had applied for partial deletion of area from the unit located in the IT/ITES SEZ of M/s. NIIT Technologies Ltd. at Plot No. TZ 02 & 2A, Sector-Techzone, Greater Noida (U.P.). It was informed that the unit is presently operating over an area of 12587.68 Sqmt. at Ground floor (Wing A & Wing B) of SDB, Part of 1st floor (Wing B) of SDB, 2nd floor (Part area of Wing B) of SDB, 3rd floor of SDB-II, Part area of 4th, 5th & 6th floor of SDB-II and Part area of 1st floor of Café Building in SEZ. It was informed that the unit has requested for deletion of 518.55 Sqmt. area at Part of 4th floor, SDB-II. It was informed that SEZ Developer has given its 'NOC' for deletion of proposed area. It was also

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informed that the unit has mentioned that there is no impact on the already approved Export/NFE projections due to proposed decrease in area.

5.2. Shri Rahul Sood, Sr. V.P. & Shri Mukesh Chauhan, Sr. Manager of M/s. NIIT Technologies Limited appeared before the Approval Committee and explained the proposal.

5.3. After due deliberations, the Approval Committee approved the proposal for partial deletion of area subject to submission of 'NOC' from Specified Officer. The Approval Committee further directed the representative of the unit to ensure proper demarcation & separate entry / exit of all SEZ units. Further, the Approval Committee directed the Specified Officer to visit the SEZ to verify the demarcation of units and submit report.

6. मै० एनआईआईटी टेक्नोलॉजीज लिमिटेड (इकाई-3) का मै० एनआईआईटी टेक्नोलॉजीज लि०, विकासकर्ता के प्लॉट सं० TZ-2 & 2A, सेक्टर-टेकज़ोन, ग्रेटर नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में वृद्धि का प्रस्ताव।

6.1. It was brought to the notice of Approval Committee that M/s. NIIT Technologies Ltd. (Unit-III) had applied for expansion of area of the unit located in the IT/ITES SEZ of M/s. NIIT Technologies Ltd. at Plot No. TZ 02 & 2A, Sector-Techzone, Greater Noida (U.P.). It was informed to the Committee that presently unit has been operating over an area of 7014.65 Sqmt. at Part area of 1st floor, (Wing A & B) SDB, Part area of 3rd floor (Wing-A, SDB, 2nd floor, SDB-II & Part area of 4th floor, SDB-II. It was informed that the unit has requested for addition of 497.13 Sqmt. at Part area of 4th floor, SDB-II of SEZ. It was informed that the proposed additional area i.e. '497.13 Sqmt. at Part area of 4th floor, SDB-II' currently in possession of another unit namely M/s. NIIT Technologies Ltd. (Unit-II). The said Unit-II has applied for partial deletion of aforesaid area. It was informed further that the SEZ developer has given provisional offer for allotment of proposed additional space to the unit, subject to deletion of area from NIIT Technologies Ltd.(Unit-II). Further, it was informed that unit has mentioned that based on its last three year performance, there is no additional imported / indigenous capital goods required for the proposed expansion and Export / NFE projections already approved will remain unchanged.

6.2. Shri Rahul Sood, Sr. V.P. & Shri Mukesh Chauhan, Sr. Manager of M/s. NIIT Technologies Limited appeared before the Approval Committee and explained the proposal.

6.3. After due deliberations, the Approval Committee approved the proposal. The Approval Committee directed the representative of the unit to ensure proper demarcation & separate entry / exit of all SEZ units. Further, the Approval Committee directed the Specified Officer to visit the SEZ to verify the demarcation of units and submit report.

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7. मै० एनआईआईटी टेक्नोलॉजीज लिमिटेड (इकाई-4) का मै० एनआईआईटी टेक्नोलॉजीज लि०, विकासकर्ता के प्लॉट सं० TZ-2 & 2A, सेक्टर-टेकज़ोन, ग्रेटर नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में वृद्धि का प्रस्ताव।

7.1. It was brought to the notice of Approval Committee that M/s. NIIT Technologies Ltd. (Unit-IV) had applied for expansion of area of the unit located in the IT/ITES SEZ of M/s. NIIT Technologies Ltd. at Plot No. TZ 02 & 2A, Sector-Techzone, Greater Noida (U.P.). It was informed to the Committee that presently unit has been operating over an area of 7271.18 Sqmt. at Part area of 6st floor, SDB-II, 7th & 8th floor, SDB-II. It was informed that the unit has requested for addition of '243.68 Sqmt. at Part area of 4th floor, SDB' of SEZ. It was informed that the proposed additional area i.e. '243.68 Sqmt. at Part area of 4th floor, SDB' currently in possession of another unit namely M/s. NIIT Technologies Ltd. (Unit-I). The said Unit-I has applied for partial deletion of aforesaid area. It was informed further that the SEZ developer has given provisional offer for allotment of proposed additional space to the unit, subject to deletion of area from NIIT Technologies Ltd.(Unit-I). Further, it was informed that unit has mentioned that based on its last three year performance, there is no additional imported / indigenous capital goods required for the proposed expansion and Export / NFE projections already approved will remain unchanged.

7.2. Shri Rahul Sood, Sr. V.P. & Shri Mukesh Chauhan, Sr. Manager of M/s. NIIT Technologies Limited appeared before the Approval Committee and explained the proposal.

7.3. After due deliberations, the Approval Committee approved the proposal. The Approval Committee directed the representative of the unit to ensure proper demarcation & separate entry / exit of all SEZ units. Further, the Approval Committee directed the Specified Officer to visit the SEZ to verify the demarcation of units and submit report.

8. मै० ऑप्टम ग्लोबल सोलुशंस (इंडिया) प्राइवेट लिमिटेड (इकाई-2) का मै० ऑक्सीजन बिज़नेस पार्क प्राइवेट लिमिटेड के प्लॉट सं०-07, सेक्टर-144, नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में वृद्धि एवं प्रोजेक्शन में संशोधन का प्रस्ताव।

8.1. It was brought to the notice of Approval Committee M/s. Optum Global Solutions (India) Pvt. Ltd. (Unit-II) had applied for expansion of area of the unit located in the IT/ITES SEZ of M/s. Oxygen Business Park Pvt. Ltd. at Plot No. 7, Sector-144, Noida (Uttar Pradesh). It was informed to the Committee that presently unit has occupied an area of 60299 Sqft. at 6th & 7th floor, Tower-A of SEZ. It was informed that the unit has requested for addition of 101845 Sqft. at Part of Ground floor, 3rd, 4th & 5th floor, Tower-A of SEZ. It was further informed that the unit has submitted copy of confirmation letter dated 27.01.2020 for availability of proposed space issued to them by the SEZ Developer.

8.2. It was also informed that the unit has submitted revised projections, as given below, on account of proposed expansion of unit:-

(Rs. in lakhs)

Particulars (for five years)	Existing Projection	Revised Projection
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21/3/20

Projected FOB value of exports	34073.00	94110.04
Foreign Exchange Outgo	4964.00	5939.73
NFE Earnings	29109.00	88170.31
Imported Capital Goods	3264.00	3956.77
Indigenous Capital Goods	1396.00	5595.55

8.3. Shri Harpreet Singh, Sr. Manager of M/s. Optum Global Solutions (India) Pvt. Ltd. appeared before the Approval Committee and explained the proposal. Besides, Shri Rajiv Benerjee, Head-Operations & Shri Vaibhav Jindal, GM-Leasing of M/s. Oxygen Business Park Pvt. Ltd.(SEZ Developer) also appeared before the Approval Committee and confirmed that they have given provisional offer in respect of proposed space to the unit.

8.4. After due deliberations, the Approval Committee approved the proposal.

9. मै० ऑप्टम ग्लोबल सोल्यूशंस (इंडिया) प्राइवेट लिमिटेड (इकाई-1) का मै० ऑक्सीजन बिज़नेस पार्क प्राइवेट लिमिटेड के प्लॉट सं०-07, सेक्टर-144, नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में इकाई द्वारा स्थापित कैफेटेरिया, मेडिकल रूम, रिक्रिएशनल रूम एवं जिम को जारी रखने का प्रस्ताव।

9.1. It was brought to the notice of the Approval Committee that M/s. Optum Global Solutions (India) Pvt. Ltd. (Unit-I) had submitted proposal for regularization/continuation of existing Cafeteria, Medical Room, Recreational Room & Gymnasium' run by them in the premises of its unit i.e. over an area approx. 11017 Sqft. on Ground floor, Tower-D in the IT/ITES SEZ of M/s. Oxygen Business Park Private limited, Plot No.07, sector- 144, Noida (U.P).

9.2. It was informed that the SEZ Developer has given its 'NOC' dated 19.12.2019 to operate Cafeteria, Medical Room, Recreational Room & Gymnasium over an area admeasuring approx. 11017 Sqft. on the Ground Floor of Tower-D. However, bifurcated area details in respect of each of facilities not provided.

9.3. It was informed that in terms of Rule 11(5) proviso 1 of SEZ Rules "the Developer may, with the prior approval of the Approval Committee, grant on lease land or built up space, for creating facilities such as canteen, public telephone booths, first aid centres, creche and such other facilities as may be required for the exclusive use of the Unit".

9.4. Further, It was informed that Deptt. of Commerce vide letter dt. No. B-17/2/2018-SEZ-Part(1) dt.11.06.2019 has issued Instruction No. 95, wherein it has been stated that *the permission for setting up cafeteria, crèche, gymnasium and similar facilities in the premises of unit for exclusive use of such units can be granted subject to following conditions:-*

- (i) *The facilities as envisaged under the proviso to Rule 11(5) of the SEZ Rules could also be created by a unit for its exclusive use subject to obtaining a NOC from the Developer as well as necessary NOCs/ clearances/ approvals from the relevant statutory authorities.*

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- (ii) *The unit shall not be eligible for any exemptions, drawback, concessions, or any other benefit available under Section 7 or Section 26 of SEZ Act, for creating or operating such facilities.*

9.5. Shri Harpreet Singh, Sr. Manager of M/s. Optum Global Solutions (India) Pvt. Ltd. appeared before the Approval Committee and explained the proposal. Besides, Shri Rajiv Benerjee, Head-Operations & Shri Vaibhav Jindal, GM-Leasing of M/s. Oxygen Business Park Pvt. Ltd.(SEZ Developer) also appeared before the Approval Committee and confirmed that they have given 'NOC' to the unit to operate such facilities for exclusive use by its employees. The representative of the unit informed that the company has not availed any duty benefit on creation & operation of these facilities. He further clarified that no cooking activity is being undertaken in unit's premises and only ready to eat food is served to the employees.

9.6. After due deliberations, the Approval Committee decided to approve the regularization of existing Cafeteria, Medical Room, Recreational Room & Gymnasium in unit's premises for exclusive use by its employees, subject to submission of bifurcated area details in respect of each of the facilities and further subject to statutory compliance with the condition that neither the unit nor its vendor(s) shall be eligible for any exemptions, drawback, concessions or any other benefits available under SEZ Act / SEZ Rules, for operation of such facilities and the vendor(s) shall not serve cigarette/smoking items & alcoholic beverages. The unit shall obtain necessary NOCs/ clearances/ approvals such as Fire, Health etc. from the relevant statutory authorities, if applicable, as required under Instruction No. 95 dated 11.06.2019 mentioned above. It was further directed by the Approval Committee that Specified Officer will verify and ensure that statutory compliances are being met. The Approval Committee also directed the Specified Officer to verify whether the unit has availed any duty benefit on creation & operation of such existing facilities or not and in case availed then to effect recovery of the same.

10. मै० ऑप्टम ग्लोबल सोल्यूशंस (इंडिया) प्राइवेट लिमिटेड (इकाई-2) का मै० ऑक्सीजन बिज़नेस पार्क प्राइवेट लिमिटेड के प्लॉट सं०-07, सेक्टर-144, नोएडा (उत्तर प्रदेश) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में इकाई द्वारा स्थापित कैफेटेरिया को जारी रखने का प्रस्ताव।

10.1. It was brought to the notice of the Approval Committee that M/s. Optum Global Solutions (India) Pvt. Ltd. (Unit-II) had submitted proposal for regularization/continuation of existing 'Cafeteria' run by them in the premises of its unit i.e. over an area approx. 1800 Sqft. on the 7th floor, Tower-A in the IT/ITES SEZ of M/s. Oxygen Business Park Private limited, Plot No.07, sector- 144, Noida (U.P).

10.2. It was informed that the SEZ Developer has given its 'NOC' dated 19.12.2019 to operate 'Cafeteria' over an area admeasuring approx. 1800 Sqft. on the 7th Floor of Tower-A.

10.3. It was informed that in terms of Rule 11(5) proviso 1 of SEZ Rules "the Developer may, with the prior approval of the Approval Committee, grant on lease land or built up space, for creating

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facilities such as canteen, public telephone booths, first aid centres, creche and such other facilities as may be required for the exclusive use of the Unit”.

10.4. Further, It was informed that Deptt. of Commerce vide letter dt. No. B-17/2/2018-SEZ-Part(1) dt.11.06.2019 has issued Instruction No. 95, wherein it has been stated that *the permission for setting up cafeteria, crèche, gymnasium and similar facilities in the premises of unit for exclusive use of such units can be granted subject to following conditions:-*

- (i) *The facilities as envisaged under the proviso to Rule 11(5) of the SEZ Rules could also be created by a unit for its exclusive use subject to obtaining a NOC from the Developer as well as necessary NOCs/ clearances/ approvals from the relevant statutory authorities.*
- (ii) *The unit shall not be eligible for any exemptions, drawback, concessions, or any other benefit available under Section 7 or Section 26 of SEZ Act, for creating or operating such facilities.*

10.5. Shri Harpreet Singh, Sr. Manager of M/s. Optum Global Solutions (India) Pvt. Ltd. appeared before the Approval Committee and explained the proposal. Besides, Shri Rajiv Benerjee, Head-Operations & Shri Vaibhav Jindal, GM-Leasing of M/s. Oxygen Business Park Pvt. Ltd.(SEZ Developer) also appeared before the Approval Committee and confirmed that they have given 'NOC' to the unit to operate 'Cafeteria' for exclusive use by its employees. The representative of the unit informed that the company has not availed any duty benefit on creation & operations of Cafeteria. He further clarified that no cooking activity is being undertaken in unit's premises and only ready to eat food is served to the employees.

10.6. After due deliberations, the Approval Committee decided to approve the regularization of existing 'Cafeteria' in unit's premises for exclusive use by its employees, subject to statutory compliance and further subject to the condition that neither the unit nor its vendor(s) shall be eligible for any exemptions, drawback, concessions or any other benefits available under SEZ Act / SEZ Rules, for operation of such facilities. The unit shall obtain necessary NOCs/ clearances/ approvals such as Fire, Health etc. from the relevant statutory authorities, if applicable, as required under Instruction No. 95 dated 11.06.2019 mentioned above. It was further directed by the Approval Committee that Specified Officer will verify and ensure that statutory compliances are being met. The Approval Committee also directed the Specified Officer to verify whether the unit has availed any duty benefit on creation & operation of such existing Cafeteria or not and in case availed then to effect recovery of the same.

11. मै० आर१ आरसीएम ग्लोबल प्राइवेट लिमिटेड का मै० सीव्यू डेवलपर्स प्रा० लि० के प्लॉट संख्या- 20 एवं 21, सेक्टर- 135, नोएडा (उत्तर प्रदेश) में स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में बढ़ोतरी एवं प्रोजेक्संस में संशोधन का प्रस्ताव।

11.1. It was brought to the notice of Approval Committee M/s. R1 RCM Global Private Limited had applied for expansion of area of the unit located in the IT/ITES SEZ of M/s. Seaview Developers Pvt.

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Ltd. at Plot No.20 & 21, Sector-135, Noida (Uttar Pradesh). It was informed to the Committee that presently unit has occupied an area of 83733 Sqft. at 6th floor, Building No.3, 7th floor, Building No.9 and 7th floor, Building No.7 of SEZ. It was informed that the unit has requested for addition of 45688 Sqft. at 8th floor (22844 Sqft.) & 10th floor (22844 Sqft.), Building No.7 of SEZ. It was further informed that the unit has submitted letter of provisional offer of space dated 17.02.2020 issued by the SEZ Developer along with copy of Letter of Intent dt. 17.02.2020 for allotment of proposed area.

11.2. It was also informed that the unit has submitted revised projections, as given below, on account of proposed expansion of unit:-

(Rs. in lakhs)

Particulars (for five years)	Existing Projection	Revised Projection
Projected FOB value of exports	58307.74	60605.34
Foreign Exchange Outgo	3176.13	4744.86
NFE Earnings	55131.60	55860.48
Imported Capital Goods	1770.55	3210.50
Indigenous Capital Goods	664.83	1607.54

11.3. Shri Uday Goel, Legal Head of M/s. R1 RCM Global Pvt. Ltd. appeared before the Approval Committee and explained the proposal. On being asked by the Approval Committee about marginal increase in export projections as compared to the area proposed to be added and proposed additional capital goods, the representative of the unit informed that only one year left in the current block of 5 years of the unit, hence, they have proposed marginal increase in export as compared to proposed expenditure on capital goods. He further informed that the expected export is approx. Rs.120000 lakhs during next 5 years block period.

11.4. After due deliberations, the Approval Committee approved the proposal.

12. मै० जे के टेक्नोसॉफ्ट लिमिटेड का मै० अर्था इन्फ्राटेक प्राइवेट लिमिटेड की प्लॉट सं० 21 सेक्टर-टेकज़ोन-4, ग्रेटर नोएडा (उत्तर प्रदेश) में स्थित आईटी /आईटीईएस विशेष आर्थिक क्षेत्र में इकाई स्थापना हेतु आवेदन।

12.1. It was brought to the notice of the Approval Committee that M/s. JK Technosoft Limited has submitted a proposal for setting up of unit over an area of 1000 Sqft. (92.90 Sqmt.) on Ground floor, Tower-2 in the IT/ITES SEZ of M/s. Artha Infratech Pvt. Ltd. at Plot No.21, Sector- Techzone- IV, Greater Noida (Uttar Pradesh) to undertake service activities i.e. 'Information Technology services & consultancy services' with projected exports of Rs.75275 lakhs and cumulative NFE of Rs.74610.40 lakhs over a period of five years. It was also informed that the applicant has proposed investment of Rs.136 lakhs towards imported capital goods; Rs.34 lakhs towards indigenous capital goods and the cost of project shall be met from the company reserves. It was further informed that applicant has submitted copy of Letter of Intent signed with M/s. Artha Infratech Pvt. Ltd., developer for allotment of proposed space.

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12.2. It was informed that following discrepancies had been observed in the application which had been communicated to the applicant:-

- (i) Requirement of built-up space of 1000 Sqft. shown by the applicant is very less for proposed employment of 1225 Nos.
- (ii) Requirement of land (Factory & Offices) of 92.90 Sqmt. required to be removed from Para VIII (1) as the developer has given provisional offer of space for built-up space for 1000 Sqft. (92.90 Sqmt.).
- (iii) Breakup of proposed foreign exchange outgo of Rs.665.20 lakhs required to be submitted.
- (iv) Undertaking to fulfill Environmental & Pollution Control Board norms required to be submitted.

12.3. Shri Chandra Prakash, G.M., Shri Sumant Panigrahi, Finance Controller & Shri Amit Jain, Consultant of M/s. JK Technosoft Ltd. appeared before the Approval Committee. Besides, Shri Shagun Gupta, Director of M/s. Artha Infratech Pvt. Ltd. (SEZ Developer) also appeared before the Approval Committee. The representative informed that JK Group is the parent company of M/s. JK Technosoft Ltd. and M/s. JK Technosoft Ltd. is exporting services mainly in Europe & Middle-East countries. Presently, the company is operational from DTA in Noida & Bengaluru. Their sales offices are in Europe & UK. As regards, requirement of area of 1000 Sqft. against proposed employment of 1225 Nos., the representative of the applicant informed that 1000 Sqft. have been taken initially to start business operations from SEZ with 15 employee which could increase up to 1225 during the period of 5 years for which they have approached to the SEZ developer and the developer has given consent to allot additional 32000 Sqft. area in SEZ.

12.4. After due deliberations, the Approval Committee approved the proposal subject to submission of required documents. The Approval Committee directed the representative of the applicant unit to submit copy of consent letter from the developer for allotment of 32000 Sqft. area for the proposed SEZ unit.

13. विकासकर्ता, मै० गोल्डन टावर इन्फ्राटेक लिमिटेड का मै० फातिमा मदर किचन को प्लॉट सं० 8, सेक्टर -144, नॉएडा (उत्तर प्रदेश) में स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र के प्रसंस्करण क्षेत्र में 'Sales and Services of Foods and beverages' प्रदान करने हेतु मै० सुपीरियर फूड्स एंड बेवरेजेज को निर्मित क्षेत्र का आवंटन का प्रस्ताव |

13.1. It was brought to the notice of Approval Committee that the Developer, M/s. Golden Tower Infratech Pvt. Ltd. had submitted a proposal for allotment of super built-up space approx. 340 Sqft. on Ground floor of Building No.B1 located in the processing area of IT/ITES SEZ at Plot No. 8, Sector-144, Noida (Uttar Pradesh) on lease basis to M/s. Superior Foods and Beverages to setup & operate 'Sales and Service of Foods and Beverages' for exclusive use by the employees of SEZ and units located therein.

13.2. The Committee examined the proposal and observed that proviso to Rule 11(5) of SEZ Rules, 2006 provides as under:-

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'The Developer may, with the prior approval of the Approval Committee, grant on lease land or built up space, for creating facilities such as canteen, public telephone booths, first aid centres, crèche and such other facilities as may be required for the exclusive use of the Unit'.

13.3. Mr. Amul Gupta, V.P.- Corporate Affairs and Mr. B.D. Joshi, Sr. Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

13.4. After due deliberations, Approval Committee approved the proposal, subject to statutory compliance and subject to the condition that no tax / duty benefit shall be available to M/s. Superior Foods and Beverages to setup, operate & maintain such facility in the processing area of the SEZ and the vendor(s) shall not serve cigarette/smoking items & alcoholic beverages. This will be for exclusive use of the employees working in their SEZ. The developer shall obtain necessary NOCs/ clearances/ approvals such as Fire, Health etc. from the relevant statutory authorities before creation & operation of such facilities, if applicable as required under Instruction No. 95 dated 11.06.2019 mentioned above. This facility shall be used exclusively by the developer of SEZ & units located therein. It was further directed by the Approval Committee that Specified Officer will verify and ensure that statutory compliances are being met.

14. मै० मोरनौ शेपेल इंडिया एलएलपी का मै .सीव्यू डेवलपर्स प्राइवेट लिमिटेड के प्लॉट सं० -20 एवं 21 ,सेक्टर -135 ,नोएडा (उत्तर प्रदेश) में स्थित आईटी/ आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई में कैफेटेरिया ,मेडिकल रूम एवं जिमनेजियम स्थापित करने का प्रस्ताव ।

14.1. It was brought to the notice of the Approval Committee that M/s. Morneau Shepell India LLP had submitted proposal to setup & operate 'Cafeteria, Medical Room & Gymnasium' in the premises of its unit located in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida (Uttar Pradesh). It was informed that details of proposed 'Cafeteria, Medical Room & Gymnasium' submitted by the unit are as under:-

Name of facility	Proposed area & location
Canteen facilities namely Cafeteria including kitchen & tuck shop	1195 Sqft. at 11 th floor, Building No.7.
Medical Room	129 Sqft. at 11 th floor, Building No.7.
Gymnasium	355 Sqft. at 11 th floor, Building No.7.

14.2. It was informed that the SEZ developer has given NOC dt. 27.02.2020 to setup & operate 'Cafeteria, Medical Room & Gymnasium' on the area proposed by the unit..

14.3. Further, it was informed that in terms of Rule 11(5) proviso 1 of SEZ Rules *"the Developer may, with the prior approval of the Approval Committee, grant on lease land or built up space, for creating facilities such as canteen, public telephone booths, first aid centres, creche and such other facilities as may be required for the exclusive use of the Unit"*.

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14.4. It was further informed that Deptt. of Commerce vide letter No. B-17/2/2018-SEZ-Part(1) dt.11.06.2019 has issued Instruction No. 95, wherein it has been stated that *the permission for setting up cafeteria, crèche, gymnasium and similar facilities in the premises of unit for exclusive use of such units can be granted subject to following conditions:-*

- (i) *The facilities as envisaged under the proviso to Rule 11(5) of the SEZ Rules could also be created by a unit for its exclusive use subject to obtaining a NOC from the Developer as well as necessary NOCs/ clearances/ approvals from the relevant statutory authorities.*
- (ii) *The unit shall not be eligible for any exemptions, drawback, concessions, or any other benefit available under Section 7 or Section 26 of SEZ Act, for creating or operating such facilities.*

14.5. Shri Yogesh Khattar, V.P. of M/s. Morneau Shepell India LLP appeared before the Approval Committee and explained the proposal. He informed that no cooking activity is being undertaken in the unit's premises and only ready to eat food is served for consumption of the employees. He further informed that neither the unit nor its vendor will avail any duty benefits/exemptions for creation & operation of such facility.

14.6. After due deliberations, the Approval Committee approved the proposed "Cafeteria, Medical Room & Gymnasium' in the unit's premises for exclusive use by its employees, subject to statutory compliance and subject to the condition that neither the unit nor its vendor(s) shall be eligible for any exemptions, drawback, concessions or any other benefits available under SEZ Act / SEZ Rules, for creation & operation of such facilities and the vendor(s) shall not serve cigarette/smoking items & alcoholic beverages. The unit shall obtain necessary NOCs/ clearances/ approvals such as Fire, Health etc. from the relevant statutory authorities, if applicable, as required under Instruction No. 95 dated 11.06.2019 mentioned above. It was further directed by the Approval Committee that Specified Officer will verify and ensure that statutory compliances are being met.

15. मै० ऑक्सीजन बिज़नस पार्क प्राइवेट लिमिटेड ,विकासकर्ता का प्लॉट सं० ,07 सेक्टर ,144-नोएडा) उत्तर प्रदेश (में स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र के प्रसंस्करण क्षेत्र में 'ATM facility' की स्थापना और संचालन के लिए M/s. Hitachi Payment Services Pvt. Ltd. को निर्मित क्षेत्र के आवंटन के लिए अनुमति पत्र दिनांक 03.11.2011 एवं 29.12.2016 को रद्द करने का प्रस्ताव।

15.1. It was brought to the notice of Approval Committee that the Oxygen Business Park Pvt. Ltd., Developer had submitted a proposal for cancellation of the permission letter No. 10/347/2010-SEZ/8800 dated 03.11.2011 & subsequent letter No. 10/173/008-SEZ/12300 dated 29.12.2016 issued by this office for allotment of built-up space approx. 36 Sqft. in Oxygen Boulevard Building in the processing area of IT/ITES SEZ at Plot No. 07, Sector-144, Noida (Uttar Pradesh) on lease basis to M/s. Hitachi Payment Services Pvt. Ltd. (authorised on behalf of Citi Bank) to setup & operate a 'ATM Facility'. It was informed that the developer had informed that M/s. Hitachi Payment Services Pvt. Ltd. had discontinued their services w.e.f. 20.01.2020. Further, it was informed that the developer had

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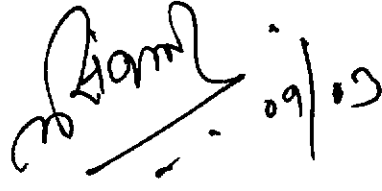
surrendered original letter dated 29.12.2016 issued to them and also submitted a copy of consent letter dated 21.01.2020 from M/s. Hitachi Payment Services Pvt. Ltd. for cancellation of aforesaid permission letters.

15.2. Shri Rajiv Benerjee, Head-Operations & Shri Vaibhav Jindal, GM-Leasing of M/s. Oxygen Business Park Pvt. Ltd. (Developer) appeared before the Approval Committee and requested to cancel the said permission letter.

15.3. After due deliberations, the Approval Committee **decided to cancel** the letter No. No. 10/347/2010-SEZ/8800 dated 03.11.2011 & subsequent letter No. 10/173/008-SEZ/12300 dated 29.12.2016 issued by this office for allotment of built up space of 4 built-up space approx. 36 Sqft. in Oxygen Boulevard Building to M/s. Hitachi Payment Services Pvt. Ltd. to setup & operate a 'ATM Facility' in the processing area of the IT/ITES SEZ at Plot No. 07, Sector-144, Noida (Uttar Pradesh).

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

शुक्ल
9/3/2020
(एस० एस० शुक्ल)
संयुक्त विकास आयुक्त


(डॉ० एल० बी० सिंघल)
विकास आयुक्त