



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

फ. स.10 / 274/2009-सेज /

दिनांक: 12/10/2015

सेवा में ,

1. निदेशक, वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली -110001।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग इन्द्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली - 110002
3. मुख्य आयुक्त, केन्द्रीय उत्पाद शुल्क, दिल्ली जोन, सीआर भवन, आई पी एस्टेट, नई दिल्ली
4. आयुक्त, केन्द्रीय उत्पाद शुल्क, दिल्ली-तृतीय, प्लॉट नं 36 व 37, सेक्टर 32, गुडगांव ।
5. आयुक्त, आयकर, न्यू सी जी ओ कॉम्प्लेक्स, एनएच 4, फरीदाबाद ।
6. संयुक्त आयुक्त, आयकर, सीमा-II, उद्योग विहार, फेज-5, गुडगांव (हरियाणा)।
7. उपसचिव (आई एफ - 1), बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
8. निदेशक (उद्योग एवं वाणिज्य विभाग), हरियाणा सरकार, 30 बेज़ भवन, सेक्टर 17, चंडीगढ़।
9. प्रबंध निदेशक, हरियाणा राज्य औद्योगिक विकास निगम, हरियाणा सरकार, प्लॉट नं सी -13 व 14, सेक्टर 6 पंचकुला, हरियाणा ।
10. वरिष्ठ नगर योजनाकार, टाउन एंड कंट्री प्लानिंग (मुख्यालय), एस सी ओ :71-75, सेक्टर 17C, चंडीगढ़।
11. श्री जी.एस. अरोड़ा, संयुक्त निदेशक, जिला उद्योग केंद्र, प्लॉट नं 2, आई डी सी, गुडगांव, हरियाणा।
12. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता ।

विषय: दिनांक 07.10.2015 को 11.30 बजे पूर्वाह्न पर सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित हरियाणा राज्य में स्थित निजी सेज की यूनिट अनुमोदन समिति बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,

मुझे उपरोक्त विषय का सन्दर्भ लेने और डा0 एल बी सिंघल, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 07.10.2015 को 11.30 बजे पूर्वाह्न, सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित हरियाणा राज्य में स्थित निजी सेज की यूनिट अनुमोदन समिति बैठक का कार्यवृत्त प्रेषित का निर्देश हुआ है

इसे विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र, नोएडा का अनुमोदन प्राप्त है ।

संलग्नक : उपरोक्त

प्रतिलिपि:

विकास आयुक्त - सूचनार्थ ।

आपका विश्वासी,

(राकेश कुमार)

उप विकास आयुक्त

NOIDA SPECIAL ECONOMIC ZONE

Minutes of the meeting of the Unit Approval Committee (UAC) of private SEZs in the State of Haryana held under the chairmanship of Dr. L.B. Singhal, Development Commissioner (DC), NSEZ at 11.30 AM on 07/10/2015 in the Conference Hall of NSEZ.

The following members of UAC were present during the meeting:-

1. Shri S.S. Shukla, Jt. Development Commissioner, NSEZ.
2. Shri T.R. Prasad, Joint DGFT, CLA, New Delhi
3. Shri S.N. Singh, Joint Director, DIC, Gurgaon.
4. Shri Susamal Das, Asstt. Commissioner, Central Excise, Gurgaon
5. Shri Sanjay Kumar, District Town Planner, Gurgaon.
6. Representatives of SEZ Developers / co-developers.

2. Besides, during the meeting i) Shri Rakesh Kumar, DDC, NSEZ, ii) Ms. Jyoti Wadhawan, Specified Officer, iii) Shri H.S. Rawat, Specified Officer & iv) Shri Prakash Chand Upadhyay, ADC were also present to assist the UAC.

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

(i) Ratification of Minutes of last meeting of the Approval Committee:-

The Committee was informed that no reference against the decisions of the UAC held on 04/09/2015 was received from any of the members of the Committee or the Trade and therefore, Minutes of the meeting held on 04/09/2015 were ratified.

(ii) Item wise decisions on proposals included in agenda:

1. **Ratification of the amendment in NFE projections approved to M/s. Ericsson India Global Services Pvt. Ltd. while issuing approval of UAC for expansion of area of its unit in IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at Village Gawal Pahari, Gurgaon (Haryana).**

It was brought to the notice of UAC that the proposal of M/s. Ericsson India Global Services Pvt. Ltd. for expansion of area by way of addition of 8239 sqft. at 1st floor, Block-B, Kings Canyon Building (B2) and revised projections of its unit in IT/ITES SEZ of M/s. ASF

Insignia SEZ Pvt. Ltd. at Village Gawal Pahari, Gurgaon (Haryana) was approved by the UAC in its meeting held on 04.09.2015. It was further informed that while issuing letter of approval in this regard, it was observed that inadvertently the figures of NFE projections in agenda/minutes of UAC held on 04.09.2015 were mentioned as under:-

S.No.	Particulars (for five years)	Existing Projections	Revised Projections
1.	FOB Value Exports	236237.00	237902.00
2.	Foreign Exchange Outgo	32014.00	32187.00
3.	Net Foreign Exchange	204233.00	205725.00

However, the corrected NFE projections should have been as under:-

S.No.	Particulars (for five years)	Existing Projections	Revised Projections
1.	FOB Value Exports	236237.00	237902.00
2.	Foreign Exchange Outgo	32014.00	32187.00
3.	Net Foreign Exchange	204223.00	205715.00

It was further informed that on the basis of projections submitted by the unit the approval of UAC for expansion of area & revised projection indicating corrected figures of NFE projection, was conveyed to the unit by NSEZ vide letter dated 18.09.2015, subject to ratification by UAC.

After due deliberations, UAC ratified the corrected figures of NFE projections as conveyed to the unit vide the said letter dated 18.09.2015.

2. Proposal of the developer, M/s. Unitech Realty Projects Ltd. for allotment of space in to M/s. Hitachi Payment Services Pvt. Ltd. for setting up of two ATMs in the processing area in IT/ITES SEZ at Village Tikri, Gurgaon (Haryana).

It was brought to the notice of UAC that the Developer, M/s. Unitech Realty Projects Ltd. had applied for allotment of space to M/s. Hitachi Payment Services Pvt. Ltd. for setting up of two ATMs of ICICI Bank in the following locations in the processing area of IT/ITES SEZ at Village Tikri, Sector-48, Gurgaon (Haryana):-

1. 30 Sq.ft. Space in the lobby of Amenity Block.

2. 30 Sq.ft. Space in the common area at Ground floor, Building No. 5.

Shri Jay Kumar, Head-SEZ Compliance appeared before the UAC on behalf of the developer and submitted that said ATMs would be installed exclusively for use of approximately 14000 employees of the SEZ.

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

'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'.

After due deliberations, UAC approved the proposal of M/s. Unitech Realty Projects Ltd., developer for leasing out space to M/s. Hitachi Payment Services Pvt. Ltd. for setting up of two ATMs in the processing area of IT/ITES SEZ at Village Tikri, Sector-48, Gurgaon (Haryana), subject to condition that no tax / duty benefit shall be available to M/s. Hitachi Payment Services Pvt. Ltd. to setup, operate & maintain such facility in the processing area of the SEZ and this facility shall be used exclusively by the employees of SEZ.

3. Proposal of M/s. Unitech Realty Projects Ltd., developer, for approval of additional services to carry on authorized operations in IT/ITES SEZ at Village Tikri, Gurgaon (Haryana).

It was brought to the notice of UAC that M/s. Unitech Realty Projects Ltd., developer of IT/ITES SEZ at Village Tikri, Guragon (Haryana) had applied for approval of following additional list of services in terms of Notification No. 12/2013-ST dated 01.07.2013 to carry on authorized operations in its SEZ:-

1. Management or Business Consultant's Services
2. Business Auxiliary Services

It was further informed that the above additional services were discussed by UAC in its meeting held on 04.09.2015 and UAC had approved the additional services namely 'Business Auxiliary Services'. However, the Committee had directed the representative of



the developer to submit details of activities proposed to be taken under 'Management or Business Consultant's Services'. It was informed to the UAC that the developer vide its letter dated 21.09.2015 had submitted details of activities proposed to be taken under 'Management & Business Consultant Services'.

Shri Jay Kumar, Head-SEZ Compliance appeared before the UAC on behalf of the developer and explained the details of activities proposed to be undertaken under Management or Business Consultant's Services' as under :-

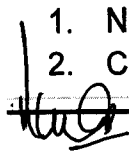
"He stated that they wish to avail services from Management or Business Consultant's service provider in relation to management of lease documents for new leases and / or existing leases and who can also assist in negotiation as per market practices on various terms of lease with existing or prospective tenants. He further stated that such service provider will also help in renewal of lease with existing tenants, and about resolving tenant's queries in respect of various types of approvals pertaining to SEZ properties. He further informed that this is an essential part of lease management and requires expert advice from service providers who provide insight on the market scenario and trend in the market, so that lease agreement shall be streamlined and terms of leasing in accordance with the prevailing market trend".

In view of above justifications submitted by developer, UAC approved the service namely "Management or Business Consultant's Services' to carry out authorized operations by them at said location.

4. Proposal of M/s. Aon Services India Pvt. Ltd., a unit in Unitech Realty Projects Ltd. IT/ITES SEZ at Village-Tikri, Sector-48, Gurgaon for installation of 'ATM Machine' in its authorized premises for use by employees.

It was brought to the notice of UAC that M/s. Aon Services India Pvt. Ltd. had submitted a request to grant permission for installation of 'ATM Machine' of HDFC Bank in an area of 38.82 Sqft. in its premises at Ground floor, Building No.2 for exclusive use of the employees of unit and the unit had submitted following documents in support of its proposal:-

1. NOC from the Developer for setting up of 'ATM' at Ground floor, Building No.2.
2. Copies of floor plan.



3. Copy of agreement signed with HDFC Bank Ltd. to setup & operate 'ATM'.
4. An undertaking that no tax / duty benefit would be claimed by the unit & the bank to set up, operate and maintain the ATM.

Shri Rajiv Sharma, Dy. Manager appeared before the UAC on behalf of the unit and informed that there are approx. 5000 employees working in the unit and ATM is one of the essential requirement in the present scenario and is required for exclusive use for its employees .

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

'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'.

The UAC, after taking note of 'NOC' given by developer in favour of the proposal for setting up of ATM at Ground floor, Building No. 2, approved the proposal, subject to condition that no tax / duty benefit shall be available to M/s. Aon Services India Pvt. Ltd. & M/s. HDFC Bank Ltd. to setup, operate & maintain such facility in the processing area of the SEZ. The UAC further directed that this facility shall be used exclusively by the employees of unit.

5. Proposal of M/s. Unitech Developers & Projects Ltd., Co-developer, for approval of additional services to carry on authorized operations in IT/ITES SEZ of M/s.Gurgaon Infospace Ltd. at Village Dundahera, Gurgaon (Haryana).

It was brought to the notice of UAC that M/s. Unitech Developers & Projects Ltd., Co-developer of IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Guragon (Haryana) had applied for approval of following additional list of services in terms of Notification No. 12/2013-ST dated 01.07.2013 to carry on authorized operations in its SEZ:-

1. Management or Business Consultant's Services
2. Business Auxiliary Services

It was further informed that the above additional services were discussed by UAC in its meeting held on 04.09.2015 and UAC had approved the additional services namely

'Business Auxiliary Services'. However, the Committee had directed the representative of the co-developer to submit details of activities proposed to be taken under 'Management or Business Consultant's Services'. It was informed to the UAC that the co-developer vide its letter dated 21.09.2015 had submitted details of activities proposed to be taken under 'Management & Business Consultant Services'.

Shri Jay Kumar, Head-SEZ Compliance appeared before the UAC on behalf of the co-developer and explained the details of activities proposed to be undertaken under Management or Business Consultant's Services' as under :-

"He stated that they wish to avail services from Management or Business Consultant's service provider in relation to management of lease documents for new leases and / or existing leases and who can also assist in negotiation as per market practices on various terms of lease with existing or prospective tenants. He further stated that such service provider will also help in renewal of lease with existing tenants, and about resolving tenant's queries in respect of various types of approvals pertaining to SEZ properties. He further informed that this is an essential part of lease management and requires expert advice from service providers who provide insight on the market scenario and trend in the market, so that lease agreement shall be streamlined and terms of leasing in accordance with the prevailing market trend".

In view of above justifications submitted by co-developer, UAC approved the service namely "Management or Business Consultant's Services' to carry out authorized operations by them at said location.

6. Proposal of M/s. Accenture Services Pvt. Ltd. for expansion of area & revision in projection of the unit in IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Distt. Gurgaon (Haryana).

It was brought to the notice of UAC that M/s. Accenture Services Pvt. Ltd. had applied for expansion of area & revised projections in respect of its unit located in IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Dundahera, Gurgaon (Haryana). It was informed to UAC that the unit has been operating over an area of 576516 Sqft. at 2nd floor, Tower A, Building no.2, 8th floor, Tower-B, Building No.1, 11th floor, Tower-B, Building No.1, Ground to 5th floor, Tower-A, Building No. 6, 8th & 9th floor, Tower-A, Building No. 6, Ground & 1st floor, Tower-B, Building No.6 and Ground to 3rd floor, Building No.7. It was further informed that

the unit has requested for addition of 50071 Sqft. at 4th Floor, Building No. 7. It was also informed that the unit has submitted revised projections, as given below, on account of proposed expansion of unit:-

Rs. (in lacs)

Particulars (for five years)	Existing Projection (As per records)	Revised Projection
Projected FOB value of exports	169745.00	180838.00
Foreign Exchange Outgo	13900.00	15816.00
NFE over a period of 5 years	155845.00	165022.00
Imported Capital Goods	6241.23	6838.04
Indigenous Capital Goods	6346.19	6961.98

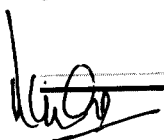
Shri Dharam Yudhishter, DGM appeared before the UAC on behalf of the unit and explained the proposal.

After due deliberations, UAC approved the expansion of area as well as revised projections of the unit subject to execution of Bond-Cum-LUT.

7. Proposal of M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Village- Gwal Pahari, Gurgaon (Haryana) for approval of list of material.

It was brought to the notice of UAC that M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Village- Gwal Pahari, Gurgaon (Haryana) had submitted proposal for approval of list of material to carry on following authorized operations:-

S. No	Name of Authorized Operation	S. No. at default list of Auth. Opr. as per Inst. No. 50	Estimated Value of goods (Rupees in lacs)
1.	Electrical, Gas and petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	90.00
2.	Electrical, Gas and petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	28.52
3.	Housing and / or Service apartments (as approved by BoA in non-processing area)	Approved by BoA	313.80
Total :			432.32



Shri A.K. Singh, Sr. Manger appeared before the UAC and submitted that the list of material amounting to Rs.90 lacs proposed under 'Electrical, Gas and petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.' will be used exclusively for electrical works at 'Housing' in non-processing area and another list of material amounting to Rs.28.52 lacs will be used for electrical works at B-3 Building in the processing area of SEZ. He also clarified that the said material would not be used for generation of power.

After due deliberations, UAC approved the proposal.

8. Proposal of M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Vill. GwalPahari, Tehsil Sohna, Distt. Gurgaon (Haryana) for annual permission of sub-contracting / job-work in DTA in terms of Rule 41(3) & Rule 42 of SEZ Rules, 2006.

It was brought to the notice of UAC that M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Village Gwal Pahari, Gurgaon had submitted a proposal for approval of annual permission for sub-contracting / job-work i.e. 'Fabrication & Power Coating of Aluminium Panel/ Frame' in DTA through M/s. Star Alubuild Pvt. Ltd., Plot No.75, Sector – 8, IMT Manesar, Gurgaon. The details are as under:-

- | | | | | | | | | | | | | | | | | | | | | | |
|-------------------------------------|--|-------------------|------------|-------------|------------|-------------------|-------------|-----------------|-------------|----------|------------|---------------------|-------------|---------------|-------------|-----------------|------------|---------------|-------------|--------|------------|
| 1. Description of goods | : Aluminium profile, EPDM Gasket, Screw & Fasteners, Weather Silicon, GI Sheet, Window Hardware, Door Hardware, Aluminium Sheet, PVC Separator, Powder. | | | | | | | | | | | | | | | | | | | | |
| 2. Quantity proposed to be sent out | : <table border="0"><tbody><tr><td>Aluminium profile</td><td>– 5000 Kg.</td></tr><tr><td>EPDM Gasket</td><td>– 2000 Rmt</td></tr><tr><td>Screw & Fasteners</td><td>– 6000 Nos.</td></tr><tr><td>Weather Silicon</td><td>– 5000 CRT.</td></tr><tr><td>GI Sheet</td><td>– 3000 Kg.</td></tr><tr><td>Window Hardware set</td><td>– 100 Sets.</td></tr><tr><td>Door Hardware</td><td>– 100 Sets.</td></tr><tr><td>Aluminium Sheet</td><td>– 1000 Kg.</td></tr><tr><td>PVC Separator</td><td>– 5000 Nos.</td></tr><tr><td>Powder</td><td>– 1000 Kg.</td></tr></tbody></table> | Aluminium profile | – 5000 Kg. | EPDM Gasket | – 2000 Rmt | Screw & Fasteners | – 6000 Nos. | Weather Silicon | – 5000 CRT. | GI Sheet | – 3000 Kg. | Window Hardware set | – 100 Sets. | Door Hardware | – 100 Sets. | Aluminium Sheet | – 1000 Kg. | PVC Separator | – 5000 Nos. | Powder | – 1000 Kg. |
| Aluminium profile | – 5000 Kg. | | | | | | | | | | | | | | | | | | | | |
| EPDM Gasket | – 2000 Rmt | | | | | | | | | | | | | | | | | | | | |
| Screw & Fasteners | – 6000 Nos. | | | | | | | | | | | | | | | | | | | | |
| Weather Silicon | – 5000 CRT. | | | | | | | | | | | | | | | | | | | | |
| GI Sheet | – 3000 Kg. | | | | | | | | | | | | | | | | | | | | |
| Window Hardware set | – 100 Sets. | | | | | | | | | | | | | | | | | | | | |
| Door Hardware | – 100 Sets. | | | | | | | | | | | | | | | | | | | | |
| Aluminium Sheet | – 1000 Kg. | | | | | | | | | | | | | | | | | | | | |
| PVC Separator | – 5000 Nos. | | | | | | | | | | | | | | | | | | | | |
| Powder | – 1000 Kg. | | | | | | | | | | | | | | | | | | | | |
| 3. Imported / Indigenous | : Indigenous | | | | | | | | | | | | | | | | | | | | |
| 4. Value of the goods | : Rs.41,20,000/-
(Duty foregone Rs.5,15,000/-) | | | | | | | | | | | | | | | | | | | | |

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|--|---|--|
| 5. Name & address of sub-contractor | : | M/s. Star Alubuild Pvt. Ltd. Plot No. 75, Sector-8, IMT Manesar, Gurgaon |
| 6. Process to be undertaken in DTA | : | Fabrication & powder Coating of Aluminium Panel / Frame. |
| 7. Wastage | : | 4% |
| 8. Item to be received after job-work | : | Aluminium Panel / Frame |
| 9. Tentative time of return of goods to SEZ: | : | 120 days |

It was further informed to the UAC that the developer had submitted process flow-chart along with an Undertaking from M/s. Star Alubuild Pvt. Ltd. to the effect that they shall maintain proper record and goods may be verified as and when required by the Central Excise & Customs Officer as per SEZ, Central Excise and Customs Act / Rules.

Shri A.K. Singh, Sr. Manger appeared before the UAC on behalf of the developer and explained the proposal.

After due deliberations, UAC approved the proposal, subject to compliance of procedures laid down under Rule 41(3) & Rule 42 of SEZ Rules, 2006. UAC also directed that a copy of job-work permission should invariably be endorsed to the jurisdictional Central Excise authorities.

9. **Proposal of M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Vill. GwalPahari, Tehsil Sohna, Distt. Gurgaon (Haryana) for annual permission of sub-contracting / job-work in DTA in terms of Rule 41(3) & Rule 42 of SEZ Rules, 2006.**

It was brought to the notice of UAC that M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Village Gwal Pahari, Gurgaon had submitted a proposal for approval of annual permission for sub-contracting / job-work i.e. 'Fabrication of Aluminium Composite panel & powder coating of Aluminum profile' in DTA through M/s. Star Alubuild Pvt. Ltd., Plot No.75, Sector – 8, IMT Manesar, Gurgaon. The details are as under:-

- | | | |
|-------------------------------------|---|---|
| 1. Description of goods | : | Aluminium Composite Panel, Aluminium Profile, Screw & Fasteners, Powder . |
| 2. Quantity proposed to be sent out | : | Aluminium Composite Panel – 6000 Sqm.
Aluminium Profile – 5000 Kg. |

	Screw & Fasteners	– 50000 Nos.
	Powder	– 500 Kg.
3.	Imported / Indigenous	: Indigenous
4.	Value of the goods	: Rs.74,83,333/- (Duty foregone Rs.9,35,417/-)
5.	Name & address of sub-contractor	: M/s. Star Alubuild Pvt. Ltd. Plot No. 75, Sector-8, IMT Manesar, Gurgaon
6.	Process to be undertaken in DTA	: Fabrication of Aluminium Composite panel & powder coating of Aluminium profile
7.	Wastage	: 3%
8.	Item to be received after job-work	: Aluminium Composite Panel
9.	Tentative time of return of goods to SEZ:	: 120 days

It was further informed to the UAC that the developer had submitted process flow-chart along with an Undertaking from M/s. Star Alubuild Pvt. Ltd. to the effect that they shall maintain proper record and goods may be verified as and when required by the Central Excise & Customs Officer as per SEZ, Central Excise and Customs Act / Rules.

Shri A.K. Singh, Sr. Manger appeared before the UAC on behalf of the developer and explained the proposal.

After due deliberations, UAC approved the proposal, subject to compliance of procedures laid down under Rule 41(3) & Rule 42 of SEZ Rules, 2006. UAC also directed that a copy of job-work permission should invariably be endorsed to the jurisdictional Central Excise authorities.

10. Proposal of M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Vill. GwalPahari, Tehsil Sohna, Distt. Gurgaon (Haryana) for annual permission of sub-contracting / job-work in DTA in terms of Rule 41(3) & Rule 42 of SEZ Rules, 2006.

It was brought to the notice of UAC that M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Village Gwal Pahari, Gurgaon had submitted a proposal for approval of annual permission for sub-contracting / job-work i.e. 'Fabrication & Galvanization of M.S.

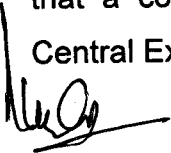
Basket' in DTA through M/s. Star Alubuild Pvt. Ltd., Plot No.75, Sector – 8, IMT Manesar, Gurgaon. The details are as under:-

1. Description of goods : M.S. Sheet, M.S. Angle, M.S. Flat, M.S. Channel, M.S. Tube.
2. Quantity proposed to be sent out : M.S. Sheet – 1000 Kg.
M.S. Angle – 100 Kg.
M.S. Flat – 100 Kg.
M.S. Channel – 3000 Kg.
M.S. Tube – 100 Kg.
3. Imported / Indigenous : Indigenous
4. Value of the goods : Rs.258000/-
(Duty foregone Rs.32250/-)
5. Name & address of sub-contractor : M/s. Star Alubuild Pvt. Ltd. Plot No. 75,
Sector-8, IMT Manesar, Gurgaon
6. Process to be undertaken in DTA : Fabrication & Galvanization of M.S.
Bracket
7. Wastage : 7%
8. Item to be received after job-work : Galvanized M.S. Bracket
9. Tentative time of return of goods to SEZ: : 120 days

It was further informed to the UAC that the developer had submitted process flow-chart along with an Undertaking from M/s. Star Alubuild Pvt. Ltd. to the effect that they shall maintain proper record and goods may be verified as and when required by the Central Excise & Customs Officer as per SEZ, Central Excise and Customs Act / Rules.

Shri A.K. Singh, Sr. Manger appeared before the UAC on behalf of the developer and explained the proposal.

After due deliberations, UAC approved the proposal, subject to compliance of procedures laid down under Rule 41(3) & Rule 42 of SEZ Rules, 2006. UAC also directed that a copy of job-work permission should invariably be endorsed to the jurisdictional Central Excise authorities.



11. Review of the performance of last five years by M/s. Cargill Business Services India Pvt. Ltd., SEZ unit located in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. at Sector-24 & 25A, DLF Phase-III, Gurgaon.

It was brought to the notice of UAC that M/s. Cargill Business Services India Pvt. Ltd. had been granted LOA No. STPI/SEZ/Unit/51/316 dated 31.05.2010 for setting up of unit in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. at Sector-24 & 25A, DLF Phase-III, Gurgaon (Haryana) to carry on authorized operation namely 'IT/ITES such as data processing, back office operations, revenue accounting, services and support centre'. It was further informed that in terms of Rule 19(6) of SEZ Rule, 2006, LOA of the unit had been renewed for a further period of five years i.e. upto 06.09.2020. The performance of the unit during last five years of operation, has been under:-

(Rupees in Lacs)

Year	FOB value of Export	Total outflow	Cumulative NFE (2 - 3)	Foreign Exchange Realization Pending
1.	2.	3.	4.	5.
2010-11	357.63	32.70	324.93	--
2011-12	866.41	72.85	793.56	--
2012-13	882.26	84.79	797.47	--
2013-14	1416.41	240.78	1175.63	--
2014-15	1597.63	409.64	1188.29	--
Total	5120.63	843.76	4279.88	Nil

Ms. Rashi Gupta, Director appeared before the UAC on behalf of the above company and explained future plan of the unit. She mentioned that in next five years this unit has target of achieving of higher export / employment.

After due deliberation, UAC took note of the performance of the unit in terms of Rule 54 of SEZ Rule, 2006.

12. Proposal of M/s. ELI BPO India Pvt. Ltd. for setting up a unit in IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. at Sector – 24 & 25A, Gurgaon (Haryana).

It was brought to the notice of UAC that the proposal of M/s. ELI BPO India Pvt. Ltd. for setting up a unit in DLF Cyber City SEZ, Gurgaon for undertaking services viz: IT Enable

Services such as Back Office Operation was approved by UAC in its meeting held on 07.08.2015, subject to submission of documents as mentioned in agenda note.

It was further brought to the notice of UAC that the applicant had submitted requisite documents/ information except copies of ITRs for the assessment year 2011-12, 2013-14, 2014-15 in respect of Mr. Vishal Kumar, Director. It was also mentioned that unit had informed that Mr. Vishal Kumar had missed filing of ITRs for last two years due to his busy and hectic travel schedule and he has taken up the matter with his CA separately. The applicant had however said nothing about non-filing of ITRs for the year 2011-12 by Sh. Vishal Kumar.

It was further informed that as per Rule 18(2)(v) of SEZ Rules, 2006, applicant was required to inter alia submit the copies of last three years' audited balance sheets however in the instant case since the company was incorporated only on 26.03.2015, the question of submitting audited balance sheets for 3 years did not arise. Further, in respect of one director's ITR for 3 years was already furnished. Accordingly, it was decided on file to issue LOA to the applicant and place the case before the UAC for information.

Hence, LOA dated 29.09.2015 has been issued to the applicant & matter has placed before UAC for information.

After due deliberations, UAC ratified the decision taken on file to issue LOA and directed that the matter regarding non filing of ITRs by one of the directors may be informed to the jurisdictional Income Tax Authority, Gurgaon.

13. Proposal of M/s. Accenture Services Pvt. Ltd. for shifting of unit from DLF Limited IT/ITES SEZ, Gurgaon to Gurgaon Infospace Ltd. IT/ITES SEZ, Gurgaon (Haryana) – Revision in projections.

It was brought to the notice of UAC that the proposal of M/s. Accenture Services Pvt. Ltd. for transfer of its unit from DLF Ltd. SEZ (Ground to 7th Floor, Building B1), Silokhera, Sector – 30, Gurgaon (Haryana) to Building No. 9 in IT/ITES SEZ of Gurgaon Infospace Ltd., Village Dundahera, Sector – 21, Gurgaon (Haryana) had been forwarded to DOC vide this office letter dated 31.07.2015 for consideration of BOA, in terms of Instruction No. 59 dated 18.06.2010. It was further informed to the UAC that the unit had submitted the

following revised projections consequent to shifting of unit at Gurgaon Infospace Ltd.
IT/ITES SEZ:-

Rs. (in lacs)

Particulars (for five years)	Existing projections	Revised projections
FOB value of Exports	133302.00	143413.00
Foreign Exchange Outgo	6804.00	8220.00
Net Foreign Exchange Earnings	126498.00	135194.00
Imported Capital Goods	138.91	2211.00
Indigenous Capital Goods	34.73	2628.73
Employment	1500 Nos.	2000 Nos.

Mr. Dharam Yudhister, DGM, appeared on behalf of the unit and pleaded that BOA may be requested to accord speedy approval on the proposal of shifting of unit. After due deliberations, UAC decided to **defer** the matter till receipt of the approval for transfer of unit from DLF Ltd. SEZ, Gurgaon (Haryana) to Gurgaon Infospace Ltd., Gurgaon (Haryana), from BoA. The UAC also decided to request to DoC for expediting the decision.

14. Proposal of M/s. Amdocs Development Centre India Pvt. Ltd. for expansion of area & revision in projection of the unit in IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Distt. Gurgaon (Haryana).

It was brought to the notice of UAC that M/s. Amdocs Development Centre India Pvt. Ltd. had applied for expansion of area & revised projections in respect of its unit located in IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Dundahera, Gurgaon (Haryana). It was informed that the UAC that the unit is presently operating over an area of 152969 Sqft. at 8th, 9th & 10th floor, Tower-A, Building No.2, Ground to 3rd & 5th floor, Tower-C, Building No. 3 and has requested for addition of 27236 Sqft. at 9th floor, Tower-B, Building No. 2. It was further informed to the UAC that the unit has submitted revised projections on account of proposed expansion of unit, as given below:-

Rs. (in Lacs)

Particulars (for five years)	Existing Projection	Revised Projection
Projected FOB value of exports	138584.72	149652.98
Foreign Exchange Outgo	8468.37	6949.54
NFE over a period of 5 years	130116.34	142703.44
Imported CG	1653.17	4802.33
Indigenous CG	316.416	316.416

Shri Mangesh Deshpande, Director appeared before the UAC on behalf of the unit and explained the proposal.

After due deliberations, UAC approved the expansion of area as well as revised projections of the unit subject to execution of Bond-Cum-LUT.

Supplementary agenda items:

- 1. Proposal of M/s. iYogi Technical Services Pvt. Ltd. for partial deletion of area of the unit located in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. at Sector-24 & 25A, DLF Phase-III, Gurgaon.**

It was brought to the notice of UAC that M/s. iYogi Technical Services Pvt. Ltd. had submitted proposal for partial deletion of area from its unit in IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. at Sector-24 & 25A, DLF Phase-III, Gurgaon. It was informed to the UAC that the unit is presently operating at 1st & 14th floor, Tower-C, 1st, 4th & 9th floor, Tower-B, upper Ground Floor, Tower-A of Building No. 6. and has requested for deletion of **25992 Sqft. area at 1st floor, Tower-B, Building No. 6.** It was further informed that the unit has submitted NOCs from SEZ Customs & SEZ developer as well as revised downward projections, as given below, on account of proposed deletion of area:-

Rs. (in Lacs)

	Existing Projection	Revised Projection
FOB value of exports	464815.00	227662.50
Foreign Exchange Outgo	130485.00	147992.20
NFE over a period of 5 years	334330.00	79670.30
Imported CG	3446.75	3446.75
Indigenous CG	608.25	608.25

Shri H.R. Tamang, Sr. Manager appeared before the UAC on behalf of the unit and explained the proposal.

After due deliberations, UAC approved the deletion of area as well as revised downward projections of the unit subject to execution of Bond-Cum-LUT.



2. Proposal of M/s Clairvortex Knowledge Processes Pvt. Ltd. for setting up of 2nd unit in IT/ITES SEZ of Gurgaon Infosapce Ltd. at Village Dundahera, Sector – 21, Gurgaon (Haryana).

It was brought to the notice of UAC that M/s. Clairvortex Knowledge Process Pvt. Ltd. had submitted a proposal for setting up a new unit over an area of 20460 sq. ft. at 2nd Floor, Building No. 6B in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Dundahera, Sector-21, Gurgaon (Haryana) to undertake 'Information Technology and Information Technology Enabled services namely Knowledge Process Outsourcing (KPO)' with projected exports of Rs. 13824.76 Lakhs and the NFE of Rs. 12846.45 Lakhs over a period of five years. It was further informed that the applicant has proposed investment of Rs.432.90 Lakhs towards the value of imported capital goods for Rs.228.30 Lakhs & Indigenous capital goods for Rs.204.60 Lakhs and as per the project report the cost of project shall be met from the equity share capital.

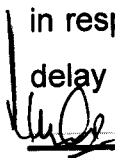
The Committee was also informed that the following shortcomings were observed in the application in the first instance which has been communicated to the applicant:-

1. In project report, applicant has indicated total employment for five years as 175 Nos., while in Form-F they have indicated the same as 300 Nos.
2. Copy of PAN card & personal profile in respect of all the directors need to be submitted.
3. Signature on Form-F at one place left.

It was further informed to the UAC that M/s. Clairvortex Knowledge Process Pvt. Ltd. company has already been issued one LOA dated 25.02.2013 to undertake the similar activities in the said SEZ. However, unit had intimated the DCP as 03.07.2013 (first Invoice dated 29.07.2013) only on 01.10.2015, along with request for condonation of delay in submission of DCP intimation. The unit, via email, had also submitted APRs for 2013-14 & 2014-15. It was also informed to UAC that the said unit has not been filing Softex form.

Shri Manoj Vasudevan Nair, Managing Director appeared before UAC on behalf of the applicant and explained the proposal.

After due deliberations, the UAC approved the proposal subject to submission of pending documents. UAC also directed the representative of the company to file softex form in respect of existing unit within 03 months alongwith approval from RBI for condonation in delay of submission of softex form. UAC also directed to mention a condition in LOA to the



effect that the unit shall file a monthly softex form not later than 30 days from the close of the month in which the invoice is raised, as per RBI guidelines on the subject.

4. Proposal of M/s LexInnova Technologies SEZ Pvt. Ltd. for setting up a unit in IT/ITES SEZ of DLF Cyber City Developers Ltd. at Sector – 24 & 25A, Gurgaon (Haryana).

It was brought to the notice of UAC that M/s. LexInnova Technologies SEZ Pvt. Ltd. had submitted a proposal for setting up a new unit over an area of 557.78 sqm. of in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. at Sector-24 & 25A, DLF Phase-III, Gurgaon (Haryana) to undertake 'Knowledge Process Outsourcing, Software, IT/ITES' with projected exports of Rs. 12920 Lakhs and the NFE of Rs. 12809 Lakhs over a period of five years. It was further informed that the applicant has proposed investment of Rs.600 Lakhs towards the value of imported capital goods for Rs.100 Lakhs & Indigenous capital goods for Rs.500 Lakhs and as per project report, the cost of project shall be met from the own funds of the company.

It was further informed to the UAC that promoters of the applicant company having a unit in the name of M/s. LexInnova Technologies Pvt. Ltd. located at 4th Floor, Tower B, Building No.14 in IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd., Gurgaon. That company is also said to have its unit in DTA & hence in order to segregate the business of DTA & SEZ, the promoter have floated this applicant Company i.e. M/s. LexInnova Technologies SEZ Pvt. Ltd. which has been incorporated only on 05.05.2015. Application has been made by this new company for obtaining an LOA so that it could take over the existing unit of M/s. LexInnova Technologies Pvt. Ltd. under Rule 74A read with Rule 19(2) of SEZ Rules, 2006.

It was further informed that the existing unit i.e. M/s. LexInnova Technologies Pvt. Ltd. had commenced production w.e.f. 01.07.2013 and LOA is valid upto 30.06.2018. The unit had submitted APRs for 2013-14 & 2014-15 showing cumulative NFE as Rs.1503.18 Lacs. On scrutiny of the application the following shortcomings were observed in the application in the first instance:

1. In Col.III of Form-F, applicant has indicated nature of the industrial undertaking as "Small Scale" while as per investment on Plant & Machinery it should be "Large Scale".

2. In Col.VI of Form-F, applicant has indicated Imported & Indigenous Capital Goods as Rs.100 Lacs & Rs.500 Lacs respectively. However, in Col.VII of Form-F they have indicated Imported CG as Rs.80 Lacs & Indigenous CG as Rs.400 Lacs and Imported RM as Rs.20 Lacs & Indigenous RM as Rs.100 Lacs which needs to be justified & requirement of raw material etc. also needs to be clarified.
3. In Col.XII of Form-F, the applicant has not given correct details/ declaration.
4. Last page of Form-F & undertaking has been signed by Ms. Pallavi Verma, Executive Director. However, in Col. IV of Form – F, name of Ms. Pallavi Verma is not indicated as reported directors. Copy of her PAN Card & Passport also need to be provided.
5. An affidavit on Rs. 100/- stamp paper duly sworn in support of the undertaking has not been submitted.
6. Copy of Board Resolution in favour of signing authority not given.
7. Personal profile of both the directors not provided.
8. Separate lists of imported & indigenous capital goods with cost break up corresponding to the requirement shown in Form 'F' needs to be given.
9. Provisional offer of space from the developer.
10. Undertaking to fulfil the applicable environmental and pollution control norms not given.
11. Breakup details of foreign exchange outgo of Rs.111 Lacs to be provided.
12. Specific details of services proposed under IT/ITES may be given.
13. Details of 'Own funds' may be provided against source of finance of project.

Shri Ram Nawal Verma, Director appeared before UAC on behalf of the applicant and explained the proposal. The UAC deferred the proposal with the advice to the applicant to re-think on their decision for making this proposal since the UAC observed that the proposal does not fulfil the conditions of Rule 74A read with Rule 19(2) of SEZ Rules, 2006 as the existing unit has not even completed five years as yet which is one of the essential conditions laid down in Rule 74A.

Meeting ended with vote of thanks to the Chair.



(Dr. L.B. Singhal)

Development Commissioner