



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-एस ई जेड /
सेवा मे ,

दिनांक: 11.05.2016

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 इंद्रप्रस्थ 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, गुडगाँव-1, दिल्ली-तृतीय, प्लॉट नं 36 व 37, सेक्टर 32, गुडगाँव ।
5. आयुक्त, आयकर, न्यू सी जी ओ कॉम्प्लेक्स, एनएच 4, फरीदाबाद ।
6. संयुक्त आयुक्त, आयकर, सीमा-II, उद्योग विहार, फेज-5, गुडगाँव (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 बेज भवन, सेक्टर 17, चंडीगढ़।
9. प्रबंध निदेशक, हरियाणा राज्य औद्योगिक विकास निगम, हरियाणा सरकार, प्लॉट नं सी -13 व 14, सेक्टर 6 पंचकूला, हरियाणा ।
10. वरिष्ठ नगर योजनाकार, टाउन एंड कंट्री प्लानिंग (मुख्यालय), एस सी ओ :71-75, सेक्टर 17C, चंडीगढ़।
11. श्री एस एन सिंह, संयुक्त निदेशक, जिला उद्योग केंद्र, प्लॉट नं 2, आई डी सी, गुडगाँव, हरियाणा।
12. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता ।

विषय: दिनांक 06/05/2016 को अपराह्न 12:30 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित हरियाणा राज्य में स्थित निजी विशेष आर्थिक क्षेत्रों की अनुमोदन समिति बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,

मुझे उपरोक्त विषय का सन्दर्भ लेने और डा० एल बी सिंघल, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता मे दिनांक 06.05.2016 को अपराह्न 12.30 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा मे आयोजित हरियाणा राज्य में स्थित निजी विशेष आर्थिक क्षेत्रों की 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 ।

भवदीय,

(राकेश कुमार)

उप विकास आयुक्त

NOIDA SPECIAL ECONOMIC ZONE

Minutes of the meeting of the Approval Committee of Private SEZs in the State of Haryana held under the Chairmanship of Dr. L.B. Singhal, Development Commissioner (DC), NSEZ at 12.30 PM on 06/05/2016 in the Conference Hall of NSEZ, Noida.

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

1. Shri Praveen Kumar, Jt. Commissioner, Income Tax, Faridabad
2. Shri Rajiv Kumar Soni, Asstt. DGFT, CLA, New Delhi
3. Shri Harvindar Bawa, Asstt. Commissioner, Central Excise, Gurgaon
4. Shri Jaibir Sharma, Planning Asstt., Representative of Sr. Town Planner, Gurgaon.
5. Representatives of SEZ Developers / co-developers.

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

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 and taking into consideration the comments received from the Commissioner, Central Excise, Gurgaon as well as interaction with the applicants / representatives of the developers/units, the following decisions were taken:-

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

The Approval Committee was informed that no reference against the decisions of the Approval Committee taken in its meeting held on 01/04/2016 was received from any of the members of the Committee or Trade. It was informed to the Approval Committee that all the compliances in respect of decision of the Approval Committee held on 01/04/2016 have been made and therefore, Minutes of the meeting held on 01/04/2016 were ratified.

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

1. **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 Approval Committee that M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Village- Gwal Pahari, Gurgaon (Haryana) had submitted two proposals 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 substations of appropriate capacity, pipeline network etc.	04	55.70
2.	Fire protection system with sprinklers, fire and smoke detectors.	07	135.48
3.	Power (Including power backup facilities) for captive use only. (as approved by BoA in Processing Area)	Approved by BoA in Processing Area	329.00
4.	Fire protection system with sprinklers, fire and smoke detectors.	07	4.60
		Total:	524.78
5.	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary substations of appropriate capacity, pipeline network etc.	04	32.84
6.	Construction of all types of building in processing area as approved by the Unit Approval Committee.	22	915.00
		Total:	947.84
		Grand Total:	1472.62

It was informed that the developer had also submitted average monthly Diesel consumption 71092 Litres & average monthly consumption of power as 265491 Units.

It was brought to the notice of Approval Committee that DOC vide letter no. P.6/3/2006-SEZ(Vol-III) dated 16.02.2016 has introduced new Guidelines for Power Generation, Transmission and Distribution in Special Economic Zone (SEZs) w.e.f. 16.02.2016 in supersession of all previous power guidelines issued by DOC. It was also mentioned that Para (vi) of said guidelines prescribes as under :-

"those Power Plants in SEZs which were approved prior to 27.02.2009, and subject to issue of Power Guidelines and provisions of SEZ Act & Rules, either as an infrastructure facility by Developer/Co-developer or as a unit in the Processing Area, will be permitted to operate. It is relevant that during period of installation of such plants, duty benefits on capital investment of mega power plants were available under the then prevalent policy guidelines even in the DTA area". Henceforth, such power plants will be allowed O&M benefits only with regard to the average monthly power supplied to entities within the same SEZ during the preceding year. Henceforth, no O&M benefits including service tax exemption will be allowed for power supplied to DTA/other SEZs/EOUs from such power plants. The surplus

power generated in such power plants may be transferred to DTA, without payment of duty, keeping inconsideration of the fact that no duty free benefits on raw materials, consumables, etc. have been availed for generation of such power. However, those power plants not having the capacity of the mega power plant, as given in DoR Notification No. 21/2002-Customs dated 1.03.2002, will be required to pay duty for sale in DTA, on account of duty free import of capital goods, as determined by DoR.”

It was further informed that DOC vide letter no. F.2/631/2006-SEZ dated 30.05.2008 had granted approval to the said developer to carry on authorized operation namely 'Power (including power back up facilities) – 22 MW in Processing Area & 3 MW in Non-Processing Area' of SEZ.

Shri A.K. Singh, Sr. Manager appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed items.

After due deliberations, the Approval Committee approved the proposed list of material, subject to the condition that the procurement of HSD shall be restricted to the extent of 71092 Litres per month on the basis of average monthly consumption of HSD during the preceding year.

2. Proposal of M/s. SkilRock Technologies Pvt. Ltd. for approval of additional service to carry on authorized operation in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd., Gurgaon.

It was brought to the notice of the Approval Committee that M/s. SkilRock Technologies Pvt. Ltd. (Unit-I & Unit-II) located in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. located at Sector-24 & 25A, DLF Phase-III, Gurgaon (Haryana) had submitted the proposal for approval for addition of service namely '**Management or Business Consultant's Services**' in the list of 66 nos. default services issued by the Approval Committee, in terms of Notification No. 12/2013-ST dated 01.07.2013. It was informed that the unit in its proposal had stated that for improving productivity and efficiency of services they are essentially required penetration testing for software product and services and this category of service falls under 'Management or Business Consultant's Services'.

Shri Sujit Lahiry, Executive Director, appeared before the Approval Committee on behalf of the unit and explained the requirement of proposed service. He informed that the company is engaged in development of software products to its overseas clients and the prospective customers are discerning and have global choices of competitive products and therefore accreditation to global standards are important. He further informed that the

company is already accredited to CMMi Level 3 and aspire to acquire ISO 27001, which is related to information security and very relevant for our prospective clients. He stated that there are various steps to get accredited to ISO 27001 and the first one involves periodic Vulnerability Assessment and Penetration Testing (VA PT). He further added that these are highly specialized services requiring management consultancy for long term sustenance of information security and compliance to standards like ISO 27001.

After due deliberations, the Approval Committee **approved** the proposal. The Approval Committee directed the representative of the unit to submit detailed write-up on requirement of the proposed service.

3. **Proposal of M/s. Avizva Solutions Pvt. Ltd. for approval of additional service to carry on authorized operation in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd., Gurgaon.**

It was brought to the notice of the Approval Committee that M/s. Avizva Solutions Pvt. Ltd., a unit located in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. located at Sector-24 & 25A, DLF Phase-III, Gurgaon (Haryana) had submitted proposal for approval of proposal for addition of service namely '**Life Insurance Services**' in the list of 66 nos. default services issued by the Approval Committee, in terms of Notification No. 12/2013-ST dated 01.07.2013. It was informed that the unit in its proposal had stated that they are going to take Life Insurance from ICICI Prudential Life Insurance Co. Ltd. for its employees.

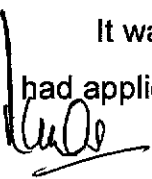
Shri Shekhar Dhawan, Director, appeared before the Approval Committee on behalf of the unit.

The Approval Committee was of the view that Life Insurance Services for the employees cannot be construed to be associated with authorized operations of the unit. The Approval Committee clarified that only those services which are related to the authorized operation of the unit, can be considered for approval.

After due deliberations, the Approval Committee **did not agree with** the proposal.

4. **Proposal of M/s. Avizva Solutions Pvt. Ltd. for change / expansion of area of the unit located in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd., Gurgaon.**

It was brought to the notice of Approval Committee that M/s. Avizva Solutions Pvt. Ltd. had applied for change / expansion of area & revision in projections 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 informed to Committee that presently the unit has been operating over an area of 6764 Sqft. at 8th floor, Tower-B, Building No.14 and requested for requested for allowing shifting of unit to 19653 Sqft. on 16th floor, Tower-D, Building No.14 in SEZ. It was also informed that the unit has submitted revised projections, as given below, on account of proposed change / expansion of area:-

Particulars (for five years)	Rs. (in lacs)	
	Existing Projection (As per records)	Revised Projection
Projected FOB value of exports	1850.76	5649.82
Foreign Exchange Outgo	160.00	508.61
NFE over a period of 5 years	1690.76	5141.21
Imported Capital Goods	160.00	160.00
Indigenous Capital Goods	100.00	510.00

Shri Shekhar Dhawan, Director, appeared before the Approval Committee on behalf of the unit and explained the proposal. He assured to submit corrected APRs as per observation of the CA firm.

After due deliberations, the Approval Committee **approved** the proposal subject to submission of 'NOC' from SEZ Customs & SEZ Developer in respect of existing space.

5. Proposal of M/s. RBS Business Services Pvt. Ltd., a unit located in IT/ITES of M/s. Gurgaon Infospace Ltd., Dundahera, Gurgaon, for change of name of the company to M/s. RBS Services India Pvt. Ltd.

It was brought to the notice of Approval Committee that M/s. RBS Business Services Pvt. Ltd., a unit in IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Dundahera, Sector-21, Gurgaon (Haryana), had submitted proposal for change of name of the company to "RBS Services India Pvt. Ltd.". It was informed that there is no change in following pursuant to the change in name of the company:-

- Shareholding pattern of the company.
- Constitution of the company.
- Business of SEZ Unit; and
- Ultimate parent company.

It was informed that the matter for clarification /instruction regarding Rule 74A of SEZ Rules, 2006 was extensively discussed in the 69th meeting of the Board of Approval held on

23.02.2016. The BOA has inter alia decided that Rule 74A shall not apply to SEZ Units that do not exit or opt out of the SEZ Scheme by transferring its assets and liabilities to another person and the SEZ units continues to operate as a going concern in the situations such as change of name, court approved mergers/ de-mergers, slump sale, change of constitution from proprietorship to partnership & vice-versa, change of constitution from public limited company to private/limited liability company & vice-versa, company to partnership & vice-versa, change in shareholding up to 50 per cent, etc. and per se are not opting out/exiting out of the SEZ Scheme. The Approval Committees concerned, may consider such requests under Rule 19(2) of the SEZ Rules, 2006. It was further informed that BoA has also explained that certain acquisitions happened globally as a result of Business Transfer Agreement which result in transfer of the SEZ unit of the Indian company on a going concern basis to the acquirer and such cases resulting in change of ownership would be decided on merits by BoA on a case to case basis.

It was further informed that, following documents are awaited from the unit :-

1. An undertaking on Rs.100/- non-judicial stamp paper duly notarized from M/s. RBS Services India Pvt. Ltd. towards takeover of all the assets and liabilities of existing unit under LOA No. STPI/SEZ/Unit/03/45/611 dated 16.12.2009.
2. Copy of PAN Card, IEC & M&AoA in the name of M/s. RBS Services India Pvt. Ltd.

Shri Arvind Singhal, Head-Taxation, appeared before the Approval Committee and explained the proposal.

After due deliberations, the Committee approved the proposal of the unit for change of name of the company from 'M/s. RBS Business Services Pvt. Ltd.' to 'RBS Services India Pvt. Ltd.', as per guidelines issued by the Board of Approval in its 69th meeting held on 23.02.2016, subject to submission of pending documents along with an undertaking to the effect that all the assets & liabilities of M/s. RBS Business Services Pvt. Ltd. shall be taken over by M/s. RBS Services India Pvt. Ltd. and fresh Bond-Cum-LUT to be executed by RBS Services India Pvt. Ltd.

6. Proposal of M/s. Data Telesis Pvt. Ltd. for setting up a unit in IT/ITES SEZ of M/s. Unitech Realty Projects Ltd. at Village Tikri, Sector-48, Gurgaon (Haryana).

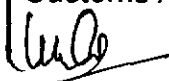
It was brought to the notice of the Approval Committee that M/s. Data Telesis Pvt. Ltd. had submitted a proposal for setting up a unit over an area of 80001 Sqft. on 7th, 8th

& 9th Floor, Tower No. 1 in the IT/ITES SEZ of M/s. Unitech Realty Projects Ltd. at Village Tikri, Sector-48, Gurgaon (Haryana) to undertake 'IT and IT enabled / allied services (including without limitation, back-office services, Call Center support, Shared services and software development and maintenance activities)' with projected exports of Rs.31732.10 Lakhs and the NFE of Rs. 31658.27 Lakhs over a period of five years. It was also informed that the investment of Rs.73.83 Lakhs towards imported capital goods, Rs.2963.42 Lakhs towards Indigenous capital goods and other cost of project shall be met from the equity, debt and internal accruals of the company. It was further informed that the SEZ developer has given provisional offer for allotment of proposed space to the applicant.

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

1. Proposed service activity namely 'Shared Services' is not covered under Rule 76 of SEZ Rules, 2006. This service is also not specifically reflected in M&MOA of the company. Therefore, 'Shared Services' is required to be elaborated. 'Maintenance Activities' is also required to be clarified.
2. Details of information pertaining to Income Tax Deptt. may also be called in prescribed format.
3. The applicant has shown 'Pantry equipment, Signage with Graphic & Art work, Branding & Visitor Management' in the list of indigenous capital goods, which are not directly related to the proposed authorized operations of the unit.

Shri K. Arulkannan, Director, appeared before the Approval Committee on behalf of the applicant and explained the proposal. He clarified that the proposed 'Shared Service' is subset under 'Back-office operations'. He further informed that proposed 'Maintenance activity' is actually maintenance of software which is proposed to be developed by the unit. It was clarified by them that they will not take duty benefits on 'Pantry equipment, Signage with Graphic & Art work, Branding & Visitor Management'. He further informed that no penalties/pending SCNs proceedings for violation under FT(D&R) Act, FEMA Act under Customs / Central Excise Act is pending against the company.



After due deliberations, the Approval Committee **approved** the project for "IT and IT Enabled / allied services namely Back-Office Services, Call Center Support, Software Development and Maintenance of Software".

7. Proposal of M/s. Sapient Consulting Pvt. Ltd. (Unit-III), a unit in Gurgaon Infospace Ltd. IT/ITES SEZ at Dundahera, Sector-21, Gurgaon for installation of 'ATM Machine' in its authorized premises for use by its employees.

It was brought to the notice of the Approval Committee that M/s. Sapient Consulting Pvt. Ltd. (Unit-III), a unit located at Ground to 9th floor, Tower-B, Building No. 8 in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd., Dundahera, Sector-21, Gurgaon (Haryana) had submitted a request to grant permission for installation of 'ATM Machine' of ICICI Bank in its authorized premises for exclusive use of its 2228 employees and in support of its proposal the unit has submitted following documents:-

1. NOC from the Developer for setting up of 'ATM' in unit's premises.
2. Copy of letter dated 04.04.2016 from ICICI Bank Ltd. giving confirmation to setup & operate 'ATM' in premises of M/s. Sapient Consulting Ltd.

Shri Neeraj Mittal, Director, appeared before the Approval Committee on behalf of the applicant and explained the requirement of ATM. He informed that there is only one ATM in the entire SEZ campus which remains almost busy at all times with long queues therefore, the company felt it is necessary to set up a dedicated ATM within its premises to reduce the time currently spent on ATM by its people and to enhance its productivity. He confirmed that the unit or ICICI Bank Ltd. will not avail any direct / indirect tax benefit in setting up, operate & maintenance of this ATM.

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 land or built up space on lease basis, 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'.



After due deliberations, the Approval Committee **approved** the proposal, subject to condition that no tax / duty benefit shall be available to the unit or ICICI Bank Ltd. to setup, operate & maintain said ATM facility and this facility shall be used exclusively by the employees of the unit.

8. Proposal of the developer, M/s. Gurgaon Infospace Ltd. for allotment of built up space to M/s. Au Bon Pain Café India Ltd. to setup & operate a Restaurant in the processing area of IT/ITES SEZ located at Village Dundahera, Sector-21, Gurgaon (Haryana).

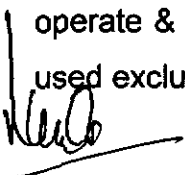
It was brought to the notice of Approval Committee that the Developer, M/s. Gurgaon Infospace Ltd. had applied for allotment of 1965 Sqft. built-up space at Unit No.12 & 12A, Ground Floor, Block-4A (Amenity Block-2) in the processing area of IT/ITES SEZ at Dundahera, Sector-21, Gurgaon (Haryana) on lease basis to M/s. Au Bon Pain Café India Ltd. to setup & operate a Restaurant for use by the employees of SEZ & units located therein.

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'.

Shri Jay Kumar, Head-SEZ Compliance & Shri Amrik Singh, Sr. Manager of Gurgaon Infospace Ltd. and Shri Sandeep Kumar Singh, Chief Manager- Operations of M/s. Au Bon Pain Café India Ltd. appeared before the Approval Committee. Shri Singh informed that due to failure / closure of some business operations of the company there were losses during last three years which are shown in IT Returns of the company.

After due deliberations, the Committee **approved** the proposal, subject to condition that no tax / duty benefit shall be available to M/s. Au Bon Pain Café India 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 & units located therein.



2. Proposal of M/s. DLF Assets Pvt. Ltd., Co-developer for approval of list of materials to carry on authorized operations in the IT/ITES SEZ at Silokhera, Gurgaon (Haryana).

It was brought to the notice of Approval Committee that M/s. DLF Assets Pvt. Ltd., Co-developer of IT/ITES SEZ of M/s. DLF Ltd. located at Silokhera, Sector-30, Gurgaon (Haryana) had submitted proposal for approval of list of material to carry on following default authorized operation in SEZ:-

S. No.	Name of Authorized Operation	Estimated Value of the goods
1.	Power (including power back up facilities) for captive use only. - Electrical Energy- 10800000 Units.	Rs.1402.92 Lakhs (Indigenous / Imported)

It was informed that M/s. DLF Assets Pvt. Ltd. had been granted Co-Developer status by DOC vide LOA No. F.2/137/2005-EPZ dated 07.05.2007 for "Development of Infrastructure in the said SEZ".

Shri Anil Nauriyal, DGM, appeared before the Approval Committee on behalf of the developer and explained the proposal. He informed that another co-developer in said SEZ namely M/s. DLF Utilities Ltd. had been approved by the BoA for the purpose of setting up a 60 MW co-generation plant to install and commission gas turbine based power generating sets by setting up energy centers to provide electricity at a single source and generate chilled water using vapour absorption machines, etc. in the processing area of SEZ. He further added that M/s. DLF Utilities Ltd. is generating the electricity energy and providing to DLF Assets Pvt. Ltd. within the SEZ for captive use and DLF Assets Pvt. Ltd. is providing this electricity to the SEZ units for use of their authorized operation within the SEZ. He further informed that earlier there was no duty levied on Electricity energy on Electricity energy. Now, vide Notification 09/2016-Customs dated 16.02.2016 the Customs duty on import of Electricity Energy is levied first time with effect from February 16, 2016, and therefore they have filed request for approval of the same.

Approval Committee was of the view that as per Para (vi) of Guidelines for Power Generation, Transmission and Distribution in Special Economic Zone (SEZs) issued vide letter No. P.6/3/2006-SEZ(Vol-III) dated 16.02.2016 the O&M benefits shall be available

only with regard to the average monthly power supplied to entities within the same SEZ during the preceding year.

After due deliberation, the Approval Committee **deferred** the proposal and directed the representative of the co-developer to submit details of average monthly power supplied to entities within the SEZ during the preceding year.

9. 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 Approval Committee that M/s. Accenture Services Pvt. Ltd. had applied for expansion of area & revision in projections of the unit located in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Dundahera, Sector-21, Gurgaon. It was informed to Committee that the unit has been operating over an area of **676658 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, Ground to 5th floor, Building No.7 and requested for addition of 50071 Sqft. at 6th floor, Building No. 7 in SEZ. It was also informed that the unit has submitted revised projections, as given below, on account of proposed expansion of unit:-

Particulars (for five years)	Rs. (in lacs)	
	Existing Projection (As per records)	Revised Projection
Projected FOB value of exports	188682.00	195517.00
Foreign Exchange Outgo	17702.00	18979.00
NFE over a period of 5 years	170980.00	176538.00
Imported Capital Goods	7508.07	8101.04
Indigenous Capital Goods	7531.71	8030.28

The Approval Committee was informed that APRs for the year 2011-12, 2012-13, 2013-14 & 2014-15 submitted by the unit have been examined by CA firm appointed by this office. A number of discrepancies have been observed by CA in the APRs which had been communicated to the unit by CA firm. However, rectified APRs are awaited.

Shri Dharam Yudhishter, DGM appeared before the Approval Committee on behalf of the unit and explained the proposal. He also assured to submit corrected APRs as per observation of the CA firm.

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

Further during the meeting the matter pertaining to another unit (LOA No. STPI/SEZ/UNIT/03/28/362 DT. 24/09/2008) of M/s Accenture Services Pvt. Ltd. regarding issuance of fresh LOA was briefly discussed. It was informed to the Committee that a letter dated 12/04/2016 with same LOA number had been issued to the said unit to facilitate the shifting of said unit from DLF Ltd. SEZ, Gurgaon to Gurgaon Infospace Ltd. SEZ, Gurgaon. The Committee directed to issue a fresh LOA in Form G of the SEZ Rules, 2006 based on the decision taken in last meeting in that regard.

10. Proposal of M/s. Kendle India Pvt. Ltd. (formerly M/s. INC Research CDS Services Pvt. Ltd.) for expansion of area of the unit located in the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd., Sector-24 & 25A, DLF Phase-III, Gurgaon

It was brought to the notice of Approval Committee that M/s. Kendle India Pvt. Ltd. (formerly M/s. INC Research CDS Services Pvt. Ltd.) had applied for expansion of area & revision in projections 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 informed to Committee that the unit has been operating over an area 18212 Sqft. on 14th Floor, Tower-B, Building No.14 and requested for addition of 12796 Sqft. on 8th floor, Tower-B, Building No.14 in SEZ. It was informed that M/s. DLF Assets Pvt. Ltd., Co-developer of SEZ has issued provisional letter for allotment of proposed additional space to the unit.

It was also informed that the LOA of the unit is going to expire on 19.06.2016, no additional projections for remaining validity period of LOA have been submitted. Besides, the unit has submitted a proposal for renewal of LOA in terms of Rule 19(6) of SEZ Rules'2006 along with above projections for next five years, as given below:-

(Rs. in Lacs)		
FOB value of Export	:	19689.00
Forex Outgo	:	340.00
NFE Earning	:	19349.00
Imported Capital Goods	:	340.00
Indigenous Capital Goods	:	1204.00

 It was also informed that the performance of the unit since inception are as under :-

(Rs. in Lacs)			
Year	Export	Forex Outgo	NFE Earning
2011-12	1039.00	7.55	1031.45
2012-13	1279.00	63.85	1215.15
2013-14	1642.25	7.55	1634.70
2014-15	2150.63	7.55	2143.08
Total	6110.88	86.5	6024.38

It was further informed that the lease deed of the existing premises i.e. 18212 Sqft. on 14th Floor, Tower-B, Building No.14 was expired on 15.01.2016. Besides, the unit has been requested vide this office letter dated 29.04.2016 to submit registered lease deed in the name of Kendle India Pvt. Ltd., which is awaited.

Shri Kamalkant Bhowmik, Manager-Accounting, appeared before the Approval Committee on behalf of the unit and explained the proposal. He assured to submit the copy of renewed lease deed.

After due deliberations, the Approval Committee **approved** the expansion of area as well as revised projections of the unit subject to execution of Bond-Cum-LUT. Approval Committee also took note of the performance/achievement of positive NFE by the unit as on 31/03/2015.

Supplementary agenda items:

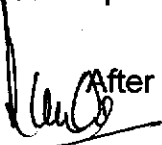
1. Proposal of M/s. DLF Ltd., Developer for approval of list of materials to carry on authorized operations in the IT/ITES SEZ at Silokhera, Gurgaon (Haryana).

It was brought to the notice of Approval Committee that M/s. DLF Ltd., Developer of IT/ITES SEZ located at Silokhera, Sector-30, Gurgaon (Haryana) had submitted proposal for approval of list of material to carry on following default authorized operation in SEZ:-

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.	Access Control and Monitoring System	24	5.21

Shri Anil Nauriyal, DGM, appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberation, the Approval Committee **approved** the proposal.



2. Proposal of M/s. G.P. Realtors Pvt. Ltd., Developer for approval of Master Plan of the Electronic Hardware & IT/ITES SEZ at Village- Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana).

It was brought to the notice of Approval Committee that the proposal of the Developer, M/s. G.P. Realtors Pvt. Ltd. for approval of Master Plan, Zoning Plan & Building Plan of its Electronic Hardware & IT/ITES SEZ at Village Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana) were forwarded to Senior Town Planner, O/o. DTCP Haryana, Chandigarh for examination & comments.

It was informed to the Approval Committee that District Town Planner (HQ), O/o. DTCP Haryana, Chandigarh vide its another letter No. SEZ-66-2/SD(BS)/2016/7938 dated 26.04.2016 has informed that State Government has no objection to allow / permit the construction on the land in question despite the fact that earlier the land was categorized as NCZ but ground truthing has established that the said SEZ is not part of NCZ.

Further, it was informed that District Town Planner (HQ), O/o. DTCP Haryana, Chandigarh vide its letter Memo No. SEZ-66-2/SD(BS)/2016/8349 dated 29.04.2016 has forwarded its recommendation for approval of Master Plan of Phase-I of SEZ consisting of 2.8 hectares. It was further informed that DTP (HQ) had in its letter mentioned 06 conditions which shall be imposed while conveying the approval of Master Plan.

Shri Jaibir Sharma, Planning Assistant, O/o. STP, Gurgaon attended the meeting on behalf of Sr. Town Planner, Gurgaon and informed that the master plan has been examined and the calculations of use of area as proposed in the Master Plan are as per Board of Approval, Department of Commerce, Govt. of India.

After due deliberations, the Approval Committee approved the Master Plan of Phase-I consisting of 2.8 hectares of the Electronic Hardware & IT/ITES SEZ of M/s. G.P. Realtors Pvt. Ltd. located at Village Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana) subject to terms & conditions mentioned in the letter No. SEZ-66-2/SD(BS)/2016/8349 dated 29.04.2016 issued by District Town Planner (HQ), O/o. DTCP Haryana, Chandigarh.

3. Proposal of M/s. G.P. Realtors Pvt. Ltd., Developer to grant permission for excavation work at site of Electronic Hardware & IT/ITES SEZ at Village- Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana).

It was brought to the notice of Approval Committee that the Developer, M/s. G.P. Realtors Pvt. Ltd. has submitted a request to grant permission to start excavation work at site of Electronic Hardware & IT/ITES SEZ at Village Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana).

Shri Nilesh Ramjiyani, Senior VP, appeared before the Approval Committee and requested to grant / permit to start excavation on SEZ site because rainy season is expected soon and in or after rainy season it would be difficult to start the excavation at site immediately. He also undertaken that they will not start any construction on site till the building plan of SEZ is approved & will refill the excavated site if they don't get favorable comments on building plan.

Shri Jaibir Sharma, Planning Assistant, O/o. STP, Gurgaon attended the meeting on behalf of Sr. Town Planner, Gurgaon. He informed that approval of Zoning plan of SEZ has now been issued on 06.05.2016 itself and technical comments on the building plan of SEZ have also been forwarded to this office on 06.05.2016 only. He also added that they have no objection on the proposal for excavation work at SEZ site.

After due deliberations, the Approval Committee decided to grant permission to start excavation work at SEZ site subject to the condition that the developer shall obtain mining permission from the District Administration.

4. Proposal of M/s. G.P. Realtors Pvt. Ltd., Developer for approval of list of material to carry on authorised operations in the Electronic Hardware & IT/ITES SEZ at Village- Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana).

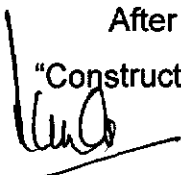
It was brought to the notice of Approval Committee that M/s. G.P. Realtors Pvt. Ltd., Developer of Electronic Hardware & IT/ITES SEZ at Village- Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana) had submitted proposal for approval of list of material to carry on following default authorized operations in SEZ:-

S. No.	Authorized Operation	Sl. No. at default list of Authorized	Estimated Cost (Rs. in lacs)

		Operations as per Inst. No. 50 & 54	
1.	Construction of all types of building in processing area.	22	318.96
2.	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	6.31
3.	Fire protection system with sprinklers, fire and smoke detectors.	07	87.16
4.	Power (Including power backup facilities) for captive use only.	23	55.32
5.	Recreational facilities such as indoor/outdoor games, Gymnasium / Employee's restroom in processing area.	19	1.39
6.	Air Conditioning of processing area.	21	5.50
		Total:	474.64
7.	Construction of all types of building in processing area.	22	594.00
8.	Access Control and Monitoring System	24	326.91
9.	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	999.72
10.	Power (Including power backup facilities) for captive use only.	23	693.11
11.	Air Conditioning of processing area.	21	973.44
		Total:	3587.18
		Grand Total:	4041.82

Shri Nilesh Ramjiyani, Senior VP, appeared before the Approval Committee and explained the requirement of proposed items. He further requested that since the comments on Master Plan, Zoning Plan & Building Plan have been forwarded by District Town Planner (HQ), O/o. DTCP Haryana, Chandigarh, the Approval Committee may grant approval of list of material proposed for "Construction of all types of building in processing area", so that they will start construction work immediately.

After due deliberations, the Approval Committee **approved** the list of material only for "Construction of all types of building in processing area" (S. No. 1 & 7 above).



5. Proposal of M/s. ASF Insignia SEZ Pvt. Ltd., developer of IT/ITES SEZ at Vill. Gwal Pahari, Gurgaon for deletion of 156 Sqft. area from the 1326 Sqft. approved for allotment to M/s. ICICI Bank Ltd. for Commencing Banking Operations in the processing area of SEZ.

It was brought to the notice of Approval Committee that the Approval Committee in its meeting held on 04.03.2016 had been granted approval to M/s. ASF Insignia SEZ Pvt. Ltd., for allotment of built-up space of 1326 Sqft. on a part of Ground floor, podium building in the processing area of IT/ITES SEZ at Village Gwal Pahari, Gurgaon (Haryana), on lease basis to M/s. ICICI Bank Ltd. for commencing / providing fully automated Banking Services/ATM Services, exclusively to be used by the employees of SEZ / units located therein. It was informed that the approval of the Approval Committee had been conveyed to the developer vide this office letter dated 10.03.2016.

It was further informed that now the developer vide its letter dated 26.04.2016 has requested that due to change in design plans, M/s. ICIC Bank Ltd. desires to surrender an part area of 156 Sqft. from the 1326 Sqft. super built up area allotted to them. Further, it was informed that M/s. ICICI Bank Ltd. vide its letter dated 26.04.2016 has also requested to grant permission for surrender of the said area.

Shri A.K. Singh, Sr. Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, the Committee **approved** the proposal.

6. Proposal of M/s. Ericsson India Global Services Pvt. Ltd. for expansion of area of the unit located in the IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at Village Gwal Pahari, Gurgaon (Haryana) for creating 'In-house Break-Out Area' for its employees / associates.

It was brought to the notice of Approval Committee that M/s. Ericsson India Global Services Pvt. Ltd. had applied for expansion of area of the unit located in the IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at Village- Gwal Pahari, Gurgaon (Haryana). It was informed to Committee that presently the unit has been operating over an area of 628232 Sqft. at Ground to 14th Floor, Block – A, Kings Canyon Building (B2), Ground to 17th Floor, Block-A, Grand Canyon Building (B3) & Ground to 3rd floor Block-B, Kings Canyon Building (B2) and requested for addition of 7200 Sqft. at Ground floor, Block-B, Kings Canyon Building (B2) in SEZ. It was also informed that the unit had indicated

proposed additional space is required for creation of 'In-house Break-out Area' for exclusive use of its employees / associates working in unit. The unit has further stated that the proposed expansion will not attract any changes in financial and revenue projections.

Shri Sanjay Gulati, Sr. Manager appeared before the Approval Committee on behalf of the unit and explained the proposal. He informed that there are approx. 6000 employees working in their SEZ unit. He further informed that no cooking will take place in the proposed additional area and only equipment like coffee machine, water dispenser, tables & chairs etc. will be provided for its employees' use. He further added that the proposed additional area will be used strictly as in-house break-out area for having their meals exclusively by its own employees without any commercial activities involved. He assured that no duty free material shall be used for creation of said facility. He also assured to submit corrected APRs as per observation of the CA firm.

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

7. Proposal of M/s. iYogi Technical Services Pvt. Ltd. for partial deletion of area & downward revision in projections 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 (Haryana).

It was brought to the notice of Approval Committee that M/s. iYogi Technical Services Pvt. Ltd. had applied for deletion of area from the unit located in the IT/ITES SEZ of M/s. DLF Cyber City Developers Pvt. Ltd. at Sector-24 & 25A, DLF Phase-III, Gurgaon (Haryana). It was informed to the Approval Committee that presently the unit had been operating over an area of 102765 Sqft. at 1st & 14th floor, Tower-C, Building No.6, 4th & 9th floor, Tower-B, Building No. 6 & Upper Ground floor, Tower-A, Building No.6 and requested for deletion of 60484 Sqft. at 14th floor, Tower-C, 4th floor, Tower-B & Upper Ground Floor, Tower-A of Building No. 6.

It was also informed that the unit has submitted downward revised projections, as given below, on account of proposed decrease in area:-

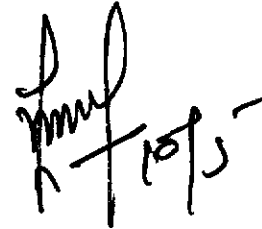
Particulars (for five years)	Rs. (in lacs)	
	Existing Projection (As per records)	Revised Projection
Projected FOB value of exports	227662.50	133993.30
Foreign Exchange Outgo	147992.20	62956.79

NFE over a period of 5 years	79670.30	71036.51
Imported Capital Goods	3446.75	1723.45
Indigenous Capital Goods	608.25	305.00

Shri H.R. Tamang, Sr. Manager, appeared before the Approval Committee on behalf of the unit and explained the proposal. He assured to submit copy of valid registered lease deed of the premises in possession of the unit as well as corrected APRs as per observation of the CA firm.

After due deliberations, the Approval Committee **approved** the proposal for decrease in area & revision in downward projections, subject to submission of 'NOC' from SEZ Customs & SEZ Developer.

Meeting ended with a vote of thanks to the Chair.



(Dr. L.B. Singhal)
Development Commissioner