



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)

फा. स. 10/173/2007-सेज/

दिनांक: 07/03/2017

सेवा मे,

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. आयुक्त, केंद्रीय उत्पाद शुल्क (नोएडा- प्रथम), सी - 56/42, सेक्टर - 62, नोएडा।
4. आयुक्त, केंद्रीय उत्पाद शुल्क (नोएडा- द्वितीय), फॉर्मूला- एक होटल, वेगमॅस बिजनेस पार्क, प्लॉट नं. 3, नॉलेज पार्क -3, ग्रेटर नोएडा।
5. आयुक्त, आयकर, ए 2 डी, आयकर भवन, सेक्टर 24, नोएडा।
6. उपसचिव (आई एफ - 1), बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
7. मुख्य कार्यकारी अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नोएडा।
8. मुख्य कार्यकारी अधिकारी, ग्रेटर नोएडा औद्योगिक विकास प्राधिकरण, 169 चितवन एस्टेट, सेक्टर गामा - द्वितीय, ग्रेटर नोएडा, गौतम बुद्ध नगर, (उत्तर प्रदेश)।
9. महाप्रबंधक, जिला उद्योग केंद्र, कलेक्ट्रेट के पास, सूरजपुर, ग्रेटर नोएडा।
10. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता।

विषय: दिनांक 03/03/2017 को पूर्वाह्न 11.00 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित नोएडा एवं ग्रेटर नोएडा (उत्तर प्रदेश) 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 में दिनांक 03/03/2017 को पूर्वाह्न 11.00 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित आयोजित नोएडा एवं ग्रेटर नोएडा (उत्तर प्रदेश) 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, नोएडा विशेष आर्थिक क्षेत्र, नोएडा - सूचनार्थ।

भवदीय,

(प्रकाश चन्द्र उपाध्याय)  
सहायक विकास आयुक्त

**NOIDA SPECIAL ECONOMIC ZONE**

**Minutes of meeting of the Approval Committee of Private SEZs located in Noida & Greater Noida (Uttar Pradesh) held under the Chairmanship of Dr. L.B. Singhal, Development Commissioner, Noida SEZ at 11:00 AM on 03.03.2017 in the Conference Hall of NSEZ.**

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

1. Shri S. S. Shukla, JDC, NSEZ
2. Shri R.A. Singh, Asstt. Commissioner, Central Excise Noida-I.
3. Shri Manbir Singh, Asstt. Commissioner, Central Excise Noida-I.
4. Shri Chintan Raghuvanshi, Asstt. Commissioner, Central Excise, Noida-II.
5. Dr. Sukhbir Singh Badhal, Assistant DGFT, New Delhi.
6. Shri Sudhir Kumar, Income Tax Officer, Noida
7. Shri T.N. Patel, Addl. Statistical Officer, DIC, G.B. Nagar.
8. Representative of SEZ Developers concerned, Special Invitee

2. Besides, during the meeting i) Shri Salik Parwaiz, Specified Officer, ii) Shri H.K. Rathi, Specified Officer & iii) Shri Prakash Chand Upadhyay, Asstt. Dev. Commissioner 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 the members of the Approval Committee 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:-**

It was informed that no reference against the decisions of the Approval Committee held on 03.02.2017 has been received from any of the members of the Committee or Trade and accordingly, Minutes of the meeting held on 03.02.2017 were ratified.

**(ii) Item wise decisions on proposals included in agenda are as under:**

**1. Proposal of M/s. Steria (India) Ltd. (Unit-III) for deletion of area of the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida.**

It was brought to the notice of Approval Committee that M/s. Steria (India) Ltd. (Unit-III) had applied for deletion of area from the unit located in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida. It was informed to the Committee that presently unit has been occupying an area of 63076 Sqft at 4<sup>th</sup> floor & 5<sup>th</sup> floor, Building No. 4 and requested for deletion of 29983 Sqft at 5<sup>th</sup> floor, Building No.4. It was further informed that the unit has submitted 'No Objection' of SEZ Customs & SEZ Developer for surrendering / vacating of aforesaid premises.



It was further informed that the unit has mentioned that there is no change in the projections of Export/NFE / CG Requirement & employment due to deletion of aforesaid area.

Mr. Deepak Rawat, AGM- Compliance appeared before the Approval Committee on behalf of the unit and explained the proposal.

After due deliberations, the Approval Committee **approved** the proposal for deletion of the said area, subject to execution of Bond cum LUT.

2. **Proposal of M/s. Sopra India Pvt. Ltd. for expansion of area & revision in projections of the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida.**

It was brought to the notice of Approval Committee that M/s. Sopra India Pvt. Ltd. had applied for expansion of area & revision in projections of the unit located in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida. It was informed to the Committee that presently unit has been occupying an area of 29983 sqft at 7<sup>th</sup> floor, Building No. 4 and requested for addition of 29983 Sqft at 5<sup>th</sup> floor, Building No.4 of 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	Revised Projection
Projected FOB value of exports	15898.29	175739.19
Foreign Exchange Outgo	421.10	1193.60
NFE over a period of 5 years	15477.19	174545.59
Imported Capital Goods	341.60	1035.00
Indigenous Capital Goods	207.40	957.00

Shri Varun Joshi, CFO appeared before the Approval Committee on behalf of the unit and explained the proposal. He informed that due to oversight they had submitted wrong revised projections while submitting the proposal for expansion of area of the unit vide letter dated 14.02.2017. He further informed that corrected revised projection have been submitted vide letter dated 03.03.2017. Corrected revised export/import projections are given below :-

Particulars (for five years)	Rs. (in lacs)	
	Existing Projection	Revised Projection
Projected FOB value of exports	15898.29	47489.19
Foreign Exchange Outgo	421.10	1193.60
NFE over a period of 5 years	15477.19	46295.59
Imported Capital Goods	341.60	1035.00
Indigenous Capital Goods	207.40	957.00

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



**3. Proposal of M/s. NIIT Technologies Ltd., developer for approval of list of materials to carry on default authorized operations in IT/ITES at Plot No. TZ-2 & 2A, Sector-Techzone, Greater Noida (U.P)**

It was brought to the notice of Approval Committee that M/s. NIIT Technologies Limited, Developer of IT/ITES SEZ at Plot No. TZ-2 & 2A, Sector-Techzone, Greater Noida (U.P) had submitted a proposal for approval of a list of materials to carry on following default authorized operation in their SEZ:-

S. No.	Authorized Operation	Sl. No. at default list of materials as per Inst. No. 50 & 54	Estimated Cost (Rs in Lacs)
1.	Air Conditioning of Processing Area	21	9.50

Mr. Mukesh Chauhan, Group Manager appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed materials.

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

**4. Proposal of M/s. HCL Technologies Ltd., developer for approval of list of materials to carry on authorized operation in their IT/ITES SEZ at Plot No. 3A, 3B & 2C, Sector- 126, Noida.**

It was brought to the notice of 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 a proposal for approval of a 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 Lacs)
1.	Construction of all types of building in processing area as approved by the Unit Approval Committee.	22	269.33
2.	Power (including power backup facilities) for captive use only.	23	289.55
3.	Air Conditioning of processing area	21	123.94
4.	Fire protection system with sprinklers, fire and smoke detectors.	07	4.40
5.	Access Control and Monitoring System.	24	516.62
6.	Common Data Centre with Inter-connectivity	13	4.01
<b>Total :</b>			<b>1207.85</b>

Shri Sunil Agarwal, AVP, Shri D.K. Sharma, GM, Shri Rajesh Oberoi, AGM & Shri Subhash Chandra, Dy. Manager appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed materials.

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



**5. Proposal of M/s. P.L.G. Incubation Services Pvt. Ltd., Co-developer for approval of list of materials to carry on default authorized operation in Electronics Hardware & Software including IT/ITES SEZ of M/s. Artha Infratech Pvt. Ltd. at Plot No. 21, Sector-Techzone-IV, Greater Noida.**

It was brought to the notice of the Approval Committee that M/s. P.L.G. Incubation Services Pvt. Ltd., Co-developer of Electronics Hardware & Software including IT/ITES SEZ of M/s. Artha Infratech Pvt. Ltd. at Plot No. 21, Sector-Techzone-IV, Greater Noida, had submitted proposal for approval of a list of materials to carry on following default authorized operations:-

S.No.	Name of Authorized Operations	Sl.No at default list of materials as per Inst. No.50 and 54	Estimated Cost (Rs. In Lacs)
1.	Cafeteria / Canteen for staff in processing area.	27	174.80
2.	Telecom and other communication facilities including internet connectivity.	05	15.27
3.	Air Conditioning of processing area.	21	7.00
4.	Construction of all types of building in processing area as approved by the Unit Approval Committee.	22	103.59
		Total:	300.66

Shri Ashish Garg, Manager & Shri Rajiv Baghel, Manager appeared before the Approval Committee on behalf of the Co-developer and explained the requirement of proposed materials.

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

**6. M/s. GlobalLogic India Ltd., Units in Oxygen Business Park Pvt. Ltd. SEZ, Noida – Change of Shareholding pattern of the company.**

It was brought to the notice of the Approval Committee that M/s. GlobalLogic India Ltd., a unit in the IT/ITES SEZ of M/s. Oxygen Business Park Pvt. Ltd. at Plot No. 7, Sector-144, Noida (U.P.) had submitted intimation for changes in the shareholding pattern of the company, as given below:-

shareholding pattern of company at the time of change of constitution from Pvt. Ltd. to Ltd. in 2014			Shareholding pattern as on 24.08.2016		
Name of Shareholder	No. of shares held	%age share	Name of Shareholder	No. of shares held	%age share
GlobalLogic Inc.	174606	99.9937%	GlobalLogic Inc.	180475	99.99668%
GL Software Ltd.	6	0.0034%	*GlobalLogic Technologies Ltd.	1	0.000554%
GlobalLogic Technologies Ltd.	1	0.0006%	*Mandeep Mehta	1	0.000554%
IP Unity Communications Ltd.	1	0.0006%	*Robinson Massey	1	0.000554%

Mandeep Mehta – VP Finance	1	0.0006%	*Ranji Srivastava	1	0.000554%
Robinson Massey – AVP Finance	1	0.0006%	*Sumit Sood	1	0.000554%
Ranji Srivastava – Director legal	1	0.0006%	*Kunal Dutt	1	0.000554%
Total:	174617	100%	Total :	180481	100.00%

\*Shares held on behalf of GlobalLogic Inc.

From the above, it is observed that there is a minor change of 0.0011% in shareholding of the company.

It was informed that BOA in its 69<sup>th</sup> meeting held on 23.02.2016 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 UACs concerned, may consider such requests under Rule 19(2) of the SEZ Rules, 2006.

However, no one from the unit appeared before the Approval Committee.

After due deliberations, the Approval Committee **approved** the above changes in the shareholding pattern of the company, as per guidelines issued by the Board of Approval in its 69<sup>th</sup> meeting held on 23.02.2016.

**7. Proposal of the developer, M/s. Oxygen Business Park Pvt. Ltd. for allotment of built up space to M/s. Kimmaaya Beverages Pvt. Ltd. to setup & operate a Food Court in the processing area of IT/ITES SEZ located at Plot No. 7, Sector-144, Noida.**

It was brought to the notice of Approval Committee that the Developer, M/s. Oxygen Business Parks Pvt. Ltd. had submitted a proposal for allotment of built-up space of 183 Sqft. (Kiosk No. FC-06) at Ground Floor, Tower-A in the processing area of IT/ITES SEZ at Plot No. 7, Sector-144, Noida on lease basis to M/s. Kimmaaya Beverages Pvt. Ltd. to setup & operate a Food Court, for use by the employees of SEZ. & units located therein.

It was informed that the area proposed to be allotted to M/s. Kimmaaya Beverages Pvt. Ltd. (183 Sqft. (Kiosk No. FC-06) at Ground Floor, Tower-A) had already been approved by the Approval Committee for allotment in favour of M/s. Mountain Trail Foods Pvt. Ltd. for which the approval had been conveyed vide this office letter dated 29.12.2016. It was further informed that the developer vide its letter dated 21.02.2017 & subsequent letter dated 27.02.2017 had intimated that M/s.



Mountain Trail Foods Pvt. Ltd. has discontinued their services in SEZ w.e.f. 20.02.2017. Further, it was informed that the developer has furnished copy of letter dated 03.02.2017 of M/s. Mountain Trail Foods Pvt. Ltd. towards No Objection for termination of lease deed between Oxygen Business Park Pvt. Ltd. & Mountain Trail Foods Pvt. Ltd. It was mentioned that Original permission letter dated 29.12.2016 required to be surrendered by the developer.

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 Sunny Ahuja, Manager- Finance appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, Approval Committee **approved** the proposal for allotment of built-up space of 183 Sqft. (Kiosk No. FC-06) at Ground Floor, Tower-A in the processing area of SEZ to M/s. Kimmaaya Beverages Pvt. Ltd. to setup & operate a Food Court, subject to condition that no tax / duty including service tax exemption shall be available to M/s. Kimmaaya Beverages Pvt. Ltd. to setup, operate & maintain such facility in the processing area of SEZ for exclusive use by the employees of SEZ & units located therein and M/s. Kimmaaya Beverages Pvt. Ltd. shall not serve Cigarette & Alcoholic beverages in such facility. The Approval Committee also decided to **cancel** the permission letter dated 29.12.2016 in respect of allotment of space to M/s Mountain Trail Foods Pvt. Ld. subject to surrender of original letter of permission.

**8. Proposal of M/s. Itaas India Pvt. Ltd. for enhancement in the value of imported & indigenous capital goods & revision in NFE projections of the unit located in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida.**

It was brought to the notice of the Approval Committee that M/s. Itaas India Pvt. Ltd. had submitted a proposal for enhancement in the value of imported & indigenous capital goods and revision in export / NFE projections of the unit located in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. IT/ITES SEZ at Plot No. 20 & 21, Sector-135, Noida (U.P.), as given below:-

Particulars	Rs. (in Lacs)	
	Existing Projection	Revised Projection
Projected FOB value of exports	13867.00	14838.00
Foreign Exchange Outgo	1837.00	2333.00
NFE over a period of 5 years	12030.00	12505.00
Imported CG (including infrastructure)	450.00	1300.00



Indigenous CG (including infrastructure)	650.00	1480.00
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It was informed that the unit is required to submit corrected breakup of proposed forex outgo of Rs.2333 lakhs as the unit has mentioned value of imported capital goods as Rs.850 lakhs instead of Rs.1300 lakhs.

However, no one from the unit appeared before the Approval Committee.

After due deliberations, the Approval Committee **approved** the proposal, subject to submission of corrected breakup of forex outgo of Rs.2333 lakhs and execution of Bond-cum-LUT.

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



(S. S. Shukla)

**Joint Development Commissioner**



(Dr. L.B. Singhal)

**Development Commissioner**