



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: 09/11/2016

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 04/11/2016 को पूर्वाह्न 11.30 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 - एतद् संबंधी।

महोदय,

मुझे उपरोक्त विषय का सन्दर्भ लेने और डा० एल बी सिंघल, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 04/11/2016 को पूर्वाह्न 11.30 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 चन्द उपाध्याय)
सहायक विकास आयुक्त

NOIDA SPECIAL ECONOMIC ZONE

Minutes of the 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 11:30 AM on 04.11.2016 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 Rakesh Bhadadiya, Dy. Commissioner, Central Excise Noida-I.
3. Shri Mahabir, Dy. Commissioner, Customs, Noida.
4. Shri Chintan Raghuvanshi, Asstt. Commissioner, Central Excise, Noida-II.
5. Dr. Sukhbir Singh Badhal, Assistant DGFT, New Delhi.
6. Shri Sandhya Maurya, Income Tax Officer, Noida
7. Representative of SEZ Developers concerned, Special Invitee

2. Besides, during the meeting i) Shri S.C. Gangar, Specified Officer, ii) Shri Rambaboo, Asstt. Dev. Commissioner & 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 07.10.2016 has been received from any of the members of the Committee or Trade and accordingly, Minutes of the meeting held on 07.10.2016 were ratified.

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

1. **Proposal of M/s. Seaview Developers Private Limited, Developer for approval of list of material to carry on authorized operation in IT/ITES SEZ at Plot No. 20 & 21, Sector- 135, Noida (U.P)**

It was brought to the notice of Approval Committee that M/s. Seaview Developers Pvt. Ltd., Developer of IT/ITES SEZ at Plot No. 20 & 21, Sector-135, 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.	Name of Authorized Operations	Sl. No at default list of materials as per Inst. No.50 and 54	Estimated Cost (Rs. In Lacs)
1.	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	4	1932.11
2.	Air Conditioning of processing area	21	2953.87
3.	Access control and monitoring system..	24	218.87
4.	Fire protection system with sprinklers, fire and smoke detectors	7	925.97
5.	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity	2	1094.65
6.	Construction of all type of buildings in processing area as approved by UAC	22	5843.18
7.	Cafeteria / Canteen for staff in processing area	27	101.83
		Total:	13070.48

Shri Jay Kumar, Head- SEZ Compliance & Shri Amit Rai, GM, Projects 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 material except 'Foam Fire Extinguishers' proposed at Sl. No. 21 under authorized operation namely 'Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.'

2. 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 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 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 material 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.	Construction of all type of buildings in processing area as approved by Unit Approval Committee.	22	0.83
2.	Access control and monitoring system..	24	15.60
Total			16.43

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, the Committee approved the proposed list of material except 'Mobil Oil' proposed under authorized operation namely 'Construction of all type of buildings in processing area as approved by Unit Approval Committee'.

3. Proposal of M/s. Trustone Wegmans Developers Pvt. Ltd., co-developer for approval of list of material to carry on authorized operation in 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. M/s. Trustone Wegmans Developers Pvt. Ltd., Co-developer of 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 material 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.	Construction of all type of buildings in processing area as approved by Unit Approval Committee.	22	1382.63

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, the Committee approved the proposed list of material except 'Mobil Oil' proposed at Sl. No. 7.



4. **Proposal of M/s. Wipro Ltd. for setting up of unit for Power Generation & Distribution in the IT/ITES SEZ of M/s. Wipro. Ltd., at Plot No.2,3 & 4, Knowledge Park-IV, Greater Noida, (U.P)**

It was brought to the notice of Approval Committee that the proposal of M/s. Wipro Ltd. for setting up a unit for Power Generation & Distribution in the IT/ITES SEZ of M/s. Wipro. Ltd., at Plot No. 2, 3 & 4, Knowledge Park-IV, Greater Noida (U.P) in terms of Guidelines for Power Generation, Transmission and Distribution in Special Economic Zone (SEZs) issued by DOC vide letter no. P.6/3/2006-SEZ(Vol-III) dated 16.02.2016 issued by DOC, was placed before the Approval Committee in its meeting held on 07.10.2016. After due deliberations, the Approval Committee had decided to **defer** the proposal. The Committee directed the representatives of the applicant to submit justification for requirement of power along with proper plan for power generation & distribution by the proposed unit.

Thereafter, M/s. Wipro Ltd. vide its letter dated 25.10.2016 had submitted revised Form-F, Project Report & other supporting documents. It was informed that the applicant has revised its proposal for setting up a unit over an area of 2227.46 Sqmt. in the said SEZ for 'Power Generation, Transmission and Distribution to the SEZ Developer and SEZ Unit in SEZ (capacity - 12000 KVA). It was informed that the applicant has shown projected exports of Rs.940 Lakhs and the cumulative NFE of Rs.917 Lakhs over a period of five years. It was also informed that the applicant has proposed investment of Rs.23 lakhs towards Imported Capital Goods & Rs.207 lakhs towards Indigenous capital goods which shall be met from the internal funding of the company. It was further informed that the applicant had also furnished a map showing three locations of DG Sets & one HSD Tank in SEZ as given below:-

S. No.	Locations	Quantity
01	HSD Tank	02x50 = 100 KL
02	DG Set at FTB-1	02 x 1500 = 3000 KVA
03	DG Set at DC-1	03 x 1500 = 4500 KVA
04	DG Set at SDB-1	03 x 1500 = 4500 KVA

Shri K.V. Ajay Kumar, General Manager, & Shri R. Kumaragunesharan, Sr. Manager appeared before the Approval Committee on behalf of the applicant and explained the proposal.

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



5. **Proposal of M/s. Infosys Ltd., Developer for approval of list of material to carry on default authorized operations in the IT/ITES SEZ at Plot No. A-01 to A-06, Sector-85, Noida.**

It was brought to the notice of the Approval Committee that M/s. Infosys Ltd., developer of IT/ITES SEZ at Plot No. A-01 to A-06, Sector-85, Noida (U.P) had submitted a proposal for approval of a list of material to carry on following default authorized operations:-

S. No.	Authorized Operation	Sl. No. at default list of materials as per Inst. No. 50 & 54	Estimated Cost (Rs in Lacs)
1.	Access control and monitoring system..	24	58.00
2.	Air Conditioning of processing area	21	125.22
3.	Cafeteria / Canteen for staff in processing area	27	49.18
4.	Construction of all type of buildings in processing area	22	1100.23
5.	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	320.45
6.	Employee welfare facilities like Creche, Medical centre and other such facilities.	20	10.40
7.	Fire protection system with sprinklers, fire and smoke detectors	07	147.73
8.	Landscaping and water bodies.	08	23.57
9.	Parking including Multi-level car parking (automated/manual)	18	2.77
10.	Power (including power back up facilities) for captive use only.	23	17.12
11.	Roads with Street lighting, Signals and Signage	01	168.60
12.	Security Offices, Police Post etc. at entry, exit, other points within and along the periphery of the site.	11	41.39
13.	Solid and liquid waste collection, treatment and disposal plant including pipelines and other necessary infrastructure for sewage and garbage disposal, Sewage treatment plant.	03	273.21
14.	Water treatment plant, water supply lines	02	43.01

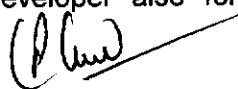
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	(dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.		
15.	Boundary Wall	09	400.00
		Total :	2780.88

It was informed that following discrepancies had been observed in the proposal :-

1. The developer has not yet applied approval for demarcation of Processing Area & Non-Processing Area of said SEZ.
2. Layout Plan and Building Plan of SEZ also not submitted.
3. Items proposed at Sl. Nos. 3,4,9 & 10 under authorized operation 'Air Conditioning of processing area' are required to be clarified by the developer.
4. The developer has proposed '1st floor' at Sl. No. 4 under authorized operation 'Construction of all types of building in processing area' which needs to be clarified by the developer. Further, the name of authorized operation has been mentioned 'Construction of all types of building in processing area' instead of 'Construction of all types of building in processing area as approved by the Unit Approval Committee'(as per Inst. No. 54).
5. Items proposed at Sl. No. 97 under authorized operation 'Construction of all types of building in processing area' required to be clarified by the developer.
6. The developer has proposed 'Pendent' at Sl. No. 24 under authorized operation 'Fire protection system with sprinklers, fire and smoke detectors' which needs to be clarified by the developer.
7. The developer has proposed at Sl. No. 2 & 3 under authorized operation 'Landscaping and water bodies' needs to be clarified by the developer.
8. The developer has proposed 'DG Set with diesel tanks' under authorized operation namely 'Power (including power backup facilities) for captive use only', may not be allowed in terms of para (iv) of new Guidelines for Power Generation, Transmission and Distribution in Special Economic Zone (SEZs) issued by DOC vide letter no. P.6/3/2006-SEZ(Vol-III) dated 16.02.2016 issued by DOC.
9. Exact name of items required to be given at Sl. No. 1,2 & 3 proposed under authorized operation 'Road with street lighting, signals and signage'.
10. Overall correct material description has not been given at various places in the submitted lists of material.

The Approval Committee expressed a strong displeasure on certification of list by the Chartered Engineer in a very casual manner and directed to call for an explanation from the Chartered Engineer that on what basis he has certified the *list of material*. The Committee further directed to convey its displeasure to the developer also for not exercising due diligence in



- preparation of list of material and also deputing a representative who is not full in conversant with their proposal.

Shri Puneet Mundhra, Manager appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed material.

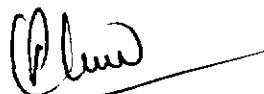
After due deliberations, Approval Committee **approved** the proposed list of materials except the following:-

1. Items proposed at Sl. Nos. 3, 4, 9 & 10 under authorized operation namely 'Air Conditioning of processing area'.
2. Item proposed at Sl. No. 4 under authorized operation namely 'Construction of all types of building in processing area'.
3. Item proposed at Sl. No. 97 under authorized operation namely 'Construction of all types of building in processing area'.
4. Item proposed at Sl. No. 24 under authorized operation namely 'Fire protection system with sprinklers, fire and smoke detectors'.
5. All items proposed under authorized operation namely 'Landscaping and water'.
6. All items proposed under authorized operation namely 'Power (including power backup facilities) for captive use only'.
7. Items proposed at Sl. No. 1,2, 3 & 4 proposed under authorized operation namely 'Road with street lighting, signals and signage'.
8. All items proposed under authorized operation namely 'Boundary Wall'.

The Committee directed the developer that some well conversant authorized representative with full facts of activities should attend the meeting of Approval Committee. The Approval Committee also directed the representative of developer to submit revised list of material after deletion of above items showing estimated value of items in Rupees Lakhs.

6. M/s Moser Baer Solar Ltd. having two units in M/s Moser Baer India Ltd., Non-conventional Energy SEZ, Greater Noida – Non-realization of export proceeds.

It was brought to the notice of the Approval Committee that M/s Moser Baer Solar Ltd. had been issued two Letters of Approval (LOAs) in the M/s Moser Baer India Ltd., Non-conventional Energy SEZ, Greater Noida. It was informed that as per statement of outstanding export proceeds received from FTDO, DGFT, vide email dt. 19/10/16, it has been found that export proceeds to the tune of Rs. 21151.24 lakhs are pending for realization on the part of M/s Moser Baer Solar Ltd. However, as per APRs submitted by these units, the unrealized forex is Rs. 813.11 lakhs (Rs. 0.25 lakhs + Rs. 812.86 lakhs). It was further informed that keeping in view the variation in unrealized export proceeds, unit had been requested through email dt. 27.10.2016 to clarify the variation and also submit reasons for non-realization of the export proceeds. It was informed that the requisite Clarification from the units is awaited.



Shri P.D. Mishra, AVP appeared before the Approval Committee on behalf of the units.

After due deliberations, the Approval Committee directed the representative of the unit to submit details of export proceeds pending beyond 9 months, duly certified by CA. In case, export proceeds pending beyond 9 months, submit copy of letter of extension obtained from RBI. The Approval Committee directed the representative of the unit to submit above documents / clarification within 15 days.

Decision on supplementary agenda items:

1. **Proposal of the developer, M/s. Oxygen Business Pvt. Ltd. for allotment of built up space to M/s. Design Xcellence 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 150 Sqft. (Kiosk No. FC-07) 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. Design Xcellence to setup & operate a Food Court, 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 Sunny Ahuja, Manager & Shri L.D. Sharma, Asstt. Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, Approval Committee **approved** the proposal, subject to condition that no tax / duty including service tax exemption shall be available to M/s. Design Xcellence to setup, operate & maintain such facility in the processing area of SEZ and M/s. Design Xcellence shall not serve Cigarette & Alcoholic beverages in such facility.



2. **Proposal of the developer, M/s. Oxygen Business Pvt. Ltd. for allotment of built up space to M/s. Not Just Grubs 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 280 Sqft. (Kiosk No. FC-02) 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. Not Just Grubs Pvt. Ltd. to setup & operate a Food Court, 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 Sunny Ahuja, Manager & Shri L.D. Sharma, Asstt. Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, Approval Committee **approved** the proposal, subject to condition that no tax / duty including service tax exemption shall be available to M/s. Not Just Grubs Pvt. Ltd. to setup, operate & maintain such facility in the processing area of SEZ and M/s. Not Just Grubs Pvt. Ltd. shall not serve Cigarette & Alcoholic beverages in such facility.

3. **Proposal of the developer, M/s. Oxygen Business Pvt. Ltd. for allotment of built up space to M/s. Totipotency Hospitality 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 563 Sqft. (Kiosk No. FC-04) 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. Totipotency Hospitality Pvt. Ltd. to setup & operate a Food Court, 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'.

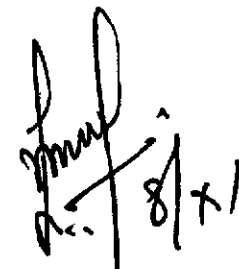
Shri Sunny Ahuja, Manager & Shri L.D. Sharma, Asstt. Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, Approval Committee **approved** the proposal, subject to condition that no tax / duty including service tax exemption shall be available to M/s. Totipotency Hospitality Pvt. Ltd. to setup, operate & maintain such facility in the processing area of SEZ and M/s. Totipotency Hospitality Pvt. Ltd. shall not serve Cigarette & Alcoholic beverages in such facility.

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


(S. S. Shukla)

Joint Development Commissioner


(Dr. L.B. Singhal)

Development Commissioner

