



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)

फा० सं० 10/274/2009-एस०ई०जेड०/

दिनांक: 11/06/2018

सेवा मे ,

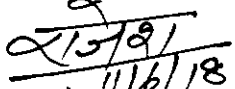
1. निदेशक (एस०ई०जेड०), वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली -110001।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग, इंद्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली - 110002
3. मुख्य आयुक्त, सीमा शुल्क (निवारक), न्यू कस्टम हाउस, नियर आईजीआई एअरपोर्ट एवं कार्गो कॉम्प्लेक्स, नई दिल्ली।
4. मुख्य आयुक्त, केन्द्रीय कर एवं उत्पाद शुल्क, एस सी ओ नं 407 & 408, सेक्टर- 8, पंचकुला (हरियाणा) ।
5. आयुक्त, केन्द्रीय कर एवं उत्पाद शुल्क, गुडगाँव-1, प्लॉट नं 36 व 37, सेक्टर 32, गुडगाँव (हरियाणा) ।
6. आयुक्त, आयकर, एचएसआईआईडीसी बिल्डिंग, 4th फ्लोर, उद्योग विहार, फेज-5, गुडगाँव (हरियाणा)।
7. आयुक्त, आयकर, सेन्ट्रल सर्कल- II, सी जी ओ कॉम्प्लेक्स, एनएच 4, फरीदाबाद, (हरियाणा) ।
8. उपसचिव (आई एफ - 1), बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
9. निदेशक, उद्योग एवं वाणिज्य विभाग, हरियाणा सरकार, 30 बेज़ भवन, सेक्टर 17, चंडीगढ़।
10. प्रबंध निदेशक, हरियाणा राज्य औद्योगिक विकास निगम, हरियाणा सरकार, प्लॉट नं सी -13 व 14, सेक्टर 6 पंचकुला , (हरियाणा)।
11. सीनियर टाउन प्लानर, टाउन एंड कंट्री प्लानिंग (एच क्यू), एस सी ओ :71-75, सेक्टर 17C, चंडीगढ़।
12. संयुक्त निदेशक, जिला उद्योग केंद्र, प्लॉट नं 2, आई डी सी, गुडगाँव (हरियाणा)।
13. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता / सह-विकासकर्ता।

विषय: दिनांक 01/06/2018 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 - एतद् संबंधी।

महोदय,

उपरोक्त विषय के सन्दर्भ में डा० एल बी सिंघल, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 01/06/2018 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 संलग्न है।

संलग्नक : उपरोक्त

भवदीय,

(राजेश कुमार)
11/6/18
उप विकास आयुक्त

NOIDA SPECIAL ECONOMIC ZONE

Minutes of meeting of the Approval Committee of private SEZs located in the State of Haryana held under the Chairmanship of Dr. L.B. Singhal, Development Commissioner, NSEZ at 12.30 PM on 01.06.2018 in the Conference Hall of NSEZ, Noida.

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

1. Shri S.S. Shukla, Jt. Development Commissioner, NSEZ
2. Shri Mahesh Kumar, Asstt. Commissioner, Customs, Gurgaon
3. Shri R.L. Meena, Asstt. DGFT, New Delhi
4. Shri Hitesh Sharma, District Town Planner (HQ), Haryana
5. Shri Dinesh Singh, IEO, Deptt. of Industries, Gurgaon
6. Shri B.S. Sharma, Income Tax Officer, Gurgaon
7. Representatives of SEZ Developers / Co-developers, Special Invitee.

➤ Besides, during the meeting i) Shri Rajesh Kumar, DDC, ii) Shri Satish C Gangar, Specified Officer, iii) Shri Harvinder Bawa, Specified Officer, iv). Shri Prakash Chand Upadhyay, ADC & v) Shri Mohan Veer Ruhella, ADC were also present to assist the Approval Committee.

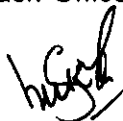
➤ At the outset, the Chairman welcomed the participants. After brief introduction, each items included in the agenda were taken up for deliberation one by one. After detailed deliberations amongst the members of the Approval Committee as well as interaction with the applicants / representatives of the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

01. Ratification of Minutes of last meeting of the Approval Committee held on 04.05.2018:-

The Approval Committee was informed that no reference against the decisions of the Approval Committee held on 04/05/2018 was received from any of the members of the Approval Committee or Trade and therefore, Minutes of the Meeting held on 04/05/2018 were ratified.

02. Ratification of change in projections of M/s. Saxo Group India Private Limited in respect of LOA granted for setting up a unit in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Gurgaon (Haryana).

It was informed that the Approval Committee in its meeting held on 06.04.2018 had approved the proposal of M/s. Saxo Group India Private Limited for setting up a unit over an area of 98746 Sqft. at 5th & 6th Floor in MLCP (Multi-Level Car Parking) Tower in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Gurgaon to undertake service activities namely 'IT Support Services & Back Office Support Services' in the IT/ITES SEZ of M/s. Gurgaon



Infospace Ltd. located at Village Dundahera, Sector-21, Gurgaon (Haryana) subject to examination of documents submitted by the applicant.

It was further informed that on examination of the documents submitted by the unit vide its email / letter dated 04.04.2018, 05.04.2018 & letter dated 11.04.2018, it was observed that the applicant had made following changes in projected value of Exports, Forex Outgo, NFE & P&M / CG requirements in revised Form-F vis-à-vis approval granted by the Approval Committee in its meeting held on 06.04.2018:-

(Rs. in lakhs)

Particulars (for 5 years)	Projections considered by UAC held on 06.04.2018	Revised projections given by the applicant
FOB value of Exports	9723.00	97238.00
Foreign Exchange outgo	1052.00	10518.00
NFE	8671.00	86720.00
Requirement of Capital Goods:		
(i) Imported	1607.84	1557.84
(ii) Indigenous	2580.25	2571.01
Investment on Plant & Machinery:		
(i) Indigenous	119.00	119.12
(ii) Imported	910.00	910.00
Assets proposed to be transferred from Indian Branch Office of Saxo Bank A/S:		
(i) Plant & Machinery	-	119.12
(ii) Capital Goods	-	81.23

It was informed that with the approval of the Competent Authority, the Letter of Approval dated 26.04.2018 had been issued on the basis of revised projections submitted by the applicant, subject to its ratification by the Approval Committee.

After due deliberations, the Approval Committee took note of the above revised projections submitted by M/s. Saxo Group India Private Limited.

03. Ratification of change in projections of M/s Optimum Therapeutics Pvt. Ltd. in respect of LOA granted for setting up of unit in the Biotechnology SEZ of M/s. Mayar Infrastructure Development Pvt. Ltd. at Vill- Rahka and Nimoth, Tehsil Sohna, Gurugram (Haryana).

It was informed that the Approval Committee in its meeting held on 04.05.2018 had approved the proposal of M/s. Optimum Therapeutics Pvt. Ltd. for setting up its unit in the Biotechnology SEZ of M/s. Mayar Infrastructure Development Pvt. Ltd. at Vill- Rahka and Nimoth, Tehsil Sohna, Gurugram (Haryana) for manufacturing of "Autologous Dendritic Cell Therapy (Denvax) & Cellnute (Cells Preservation Medium)", subject to examination of documents submitted by the applicant.

It was further informed that on examination of the documents submitted by the unit vide its letter dated 02.05.2018, it was observed that the applicant had made following changes in projected

value of Exports, NFE and imported raw materials requirements vis-à-vis approval granted by UAC in its meeting held on 04.05.2018:-

(Rs. in lakhs)

Particulars (for 5 years)	Projections considered by UAC held on 04.05.2018	Revised projections given by the applicant
FOB value of Exports	6966.00	4179.60
Foreign Exchange outgo	271.87	271.87
NFE	6694.13	3907.73
Requirement of imported raw materials and components	100.00	171.87

It was informed that with the approval of the Competent Authority, the Letter of Approval dated 21.05.2018 had been issued on the basis of revised projections submitted by the applicant, subject to its ratification by the Approval Committee.

After due deliberations, the Approval Committee took note of the above revised projections submitted by M/s. Optimum Therapeutics Pvt. Ltd.

04. Proposal of M/s. ASF Insignia SEZ Pvt. Ltd., developer for approvals of list of materials to carry on authorized operation in its IT/ITES SEZ at Vill. Gwal Pahari, Tehsil Sohna, Distt. Gurgaon (Haryana).

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, Distt- Gurgaon (Haryana) had submitted proposal for approval of list of materials to carry on following default / approved authorized operations in their SEZ:-

S. No.	Name of Authorized Operation	S. No. at default list of Auth. Opr. as per Inst. No. 50 & 54	Estimated Cost (Rupees in lakhs)
(i)	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	18.10
(ii)	Power (Including power backup facilities) (in PZ)	Approved by BoA	22.00
(iii)	Landscaping and water bodies	08	2.00
(iv)	Fire protection system with sprinklers, fire and smoke detectors.	07	2.50
(v)	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.	02	2.65
(vi)	Boundary wall	09	8.49
(vii)	Access Control and Monitoring System.	24	3.50
(viii)	Construction of all types of building in processing area as approved by the UAC.	22	16.55
		Total:	75.79

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It was informed that the name of authorized operation at Sl. No. 4 has not been given completely in CE Certificate & Annexure-D.

Shri Ashok Singh, AGM appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed items. He informed that they will submit the correct CE Certificate & Annexure-D.

After due deliberations, the Approval Committee approved the list of materials. The Approval Committee directed the representative of the developer to submit revised CE Certificate & Annexure-D indicating correct name of authorised operation.

05. Proposal of M/s. G.P. Realtors Pvt. Ltd. (Ascendas) for approval of list of materials to carry on authorized operations in the Electronics Hardware & IT/ITES SEZ at Village Behrampur, Distt. Gurgaon (Haryana).

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

S. No.	Authorized Operation	Sl. No. at default list of Authorised Operations as per Inst. No. 50 & 54	Estimated Cost (Rs. in lakhs)
1.	Construction of all types of building in processing area as approved by Unit Approval Committee.	22	542.82

The Approval Committee observed that description of 'Hardwares' at Sl. No. 45 & 85 and 'Accessories' at Sl. No. 86 has not been mentioned.

Shri Dinesh Sikka, AVP & Shri Amit Goyal, Asstt. 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 materials subject to submission of revised list of materials giving description of 'Hardwares' and 'Accessories'.

06. Proposal of M/s. G.P. Realtors Pvt. Ltd. (IREO) for approval of list of materials to carry on authorized operations in the Electronics Hardware & IT/ITES SEZ at Village Behrampur, Bandhwari & Balola, Distt. Gurgaon (Haryana).

It was brought to the notice of Approval Committee that M/s. G.P. Realtors Pvt. Ltd., Developer of IT/ITES SEZ at Village- Behrampur, Balola & Bandhwari, Distt- Gurgaon (Haryana)



had submitted proposal for approval of list of materials to carry on following default authorized operations in their SEZ:-

S. No.	Authorized Operation	Sl. No. at default list of Authorised Operations as per Inst. No. 50 & 54	Estimated Cost (Rs. in lakhs)
1.	Construction of all types of building in Processing area as approved by UAC	22	31.30
2.	Fire protection system with sprinklers, fire and smoke detectors.	07	18.78
3.	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	189.00
		Total:	239.08

Mr. Nilesh Ramjiyani, Sr. VP & Mr. Ashish Agarwal, AGM 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 materials.

07. Proposal of M/s. Gurgaon Infospace Ltd. for amendment in built-up area allotted to M/s. Bharti Airtel Ltd. to setup & operate a 'Airtel Store' in the processing area of IT/ITES SEZ at Village Dundahera, Sector-21, Gurgaon (Haryana).

It was informed that as per approval of Approval Committee in its meeting held on 07.10.2016, M/s. Gurgaon Infospace Ltd., Developer had been granted permission letter dated 20.10.2016 for allotment of built up space of 648 Sqft. at Unit No. 09, block-4A (Amenity Block-II) to M/s. Bharti Airtel Ltd. to setup & operate a 'Airtel Store' in the processing area of IT/ITES SEZ at Village Dundahera, Sector-21, Gurgaon (Haryana) for exclusive use by the employees of SEZ & units located therein.

It was informed that the developer vide its letter dated 16.05.2018 had submitted a request for decrease of area allotted to M/s. Bharti Airtel Ltd. from 648 Sqft. (60.20 Sqmt.) to 288.91 Sqft. (26.84 Sqmt.). The developer has stated that the decreased area is the actual area under the exclusive use of M/s. Bharti Airtel Ltd.. It was further informed that the developer had submitted a copy of consent letter dated 26.04.2018 of M/s. Bharti Airtel Ltd., duly signed by Mr. Amit Bhatia, Authorised Signatory, for above amendment in area allotted to them.

Shri Jay Kumar, Head-SEZ Compliance, Shri Govind Sharma, AGM & Shri Varun Kumar Bajpai, AEM-Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, the Approval Committee approved the proposal.



08. Proposal of M/s. Gurgaon Infospace Ltd. for amendment in built-up area allotted to M/s. Archies Ltd. to setup & operate a 'Gift & Card Store' in the processing area of IT/ITES SEZ at Village Dundahera, Sector-21, Gurgaon (Haryana).

It was informed that as per approval of Approval Committee in its meeting held on 05.12.2012, M/s. Gurgaon Infospace Ltd., Developer had been granted permission letter dated 21.01.2013 for allotment of built up space of 1350 Sqft. at Unit No.05, Amenity Block to M/s. Archies Ltd. to setup & operate a 'Gift & Card Store' in the processing area of IT/ITES SEZ at Village Dundahera, Sector-21, Gurgaon (Haryana) for exclusive use by the employees of SEZ & units located therein.

It was informed that the developer vide its letter dated 16.05.2018 had submitted a request for decrease of area allotted to M/s. Archies Ltd. from 1350 Sqft. (125.42 Sqmt.) to 773.61 Sqft. (71.87 Sqmt.). The developer has stated that the decreased area is the actual area under the exclusive use of M/s. Archies Ltd.. It was further informed that the developer had submitted a copy of consent letter dated 18.04.2018 of M/s. Archies Ltd., for above amendment in area allotted to them.

Shri Jay Kumar, Head-SEZ Compliance, Shri Govind Sharma, AGM & Shri Varun Kumar Bajpai, AEM-Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, the Approval Committee approved the proposal.

09. Proposal of M/s. Gurgaon Infospace Ltd. for amendment in built-up area allotted to M/s. Alisha Retail Pvt. Ltd. to setup & operate a 'Utility Store' in the processing area of IT/ITES SEZ at Village Dundahera, Sector-21, Gurgaon (Haryana).

It was informed that as per approval of Approval Committee in its meeting held on 02.09.2016, M/s. Gurgaon Infospace Ltd., Developer had been granted permission letter dated 21.09.2016 for allotment of built up space of 813.46 Sqft. at Unit No. 4, Ground floor, Amenity Block-1 to M/s. Alisha Retail Pvt. Ltd. to setup & operate a 'Utility Store' in the processing area of IT/ITES SEZ at Village Dundahera, Sector-21, Gurgaon (Haryana) for exclusive use by the employees of SEZ & units located therein.

It was informed that the developer vide its letter dated 16.05.2018 had submitted a request for decrease of area allotted to M/s. Alisha Retail Pvt. Ltd. from 813.46 Sqft. (75.57 Sqmt.) to 433.79 Sqft. (40.30 Sqmt.). The developer has stated that the decreased area is the actual area under the exclusive use of M/s. Alisha Retail Pvt. Ltd.. It was further informed that the developer had submitted a copy of consent letter dated 16.04.2018 of M/s. Alisha Retail Pvt. Ltd., for above amendment in area allotted to them.



Shri Jay Kumar, Head-SEZ Compliance, Shri Govind Sharma, AGM & Shri Varun Kumar Bajpai, AEM-Manager appeared before the Approval Committee on behalf of the developer and explained the proposal.

After due deliberations, the Approval Committee approved the proposal.

10. **Proposal for approval of Building plan of Tower-11 falling in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Gurugram (Haryana).**

It was informed that the Approval Committee in its meeting held on 04.05.2018 had deferred the proposal for approval of Building plan of Tower-11 falling in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Gurugram (Haryana) till final notification of amended Code 6.5(4) of Haryana Building Code, 2017. The Approval Committee had directed to Shri Hitesh Sharma, District Town Planner (HQ) to inform this office about the final notification of amended Code 6.5(4) of Haryana Building Code, 2017, as soon as it takes place.

It was informed that District Town Planner (HQ), O/o. DTCP Haryana, Chandigarh vide its Memo No. SEZ-46/SD(BS)/2018/14704 dated 15.05.2018 had informed that final amendment in Code 6.5(4) of Haryana Building Code, 2017 has been issued vide letter dated 08.05.2018, therefore, the final approval of building plan may be issued to the developer.

During the meeting, Shri Hitesh Sharma, District Town Planner (HQ) informed to the Approval Committee that amendment in Code 6.5(4) of Haryana Building Code, 2017 has been approved vide Memo No. Misc-2339(ULB)-Vol-III/SD(BS)/7/5/2006-2TCP dated 08.05.2018 from Principal Secretary, Town & Country Planning Department, Govt. of Haryana. *Further he informed the members that building plan has been revised. During the meeting, he also handed over Memo No. SEZ-46/SD(BS)/2018/16461 dated 31.05.2018 giving final recommendation for approval of revised Building plan of Tower-11 and newly planned Block-4B along with three sets of duly verified Building plans.*

After due deliberations, Approval Committee approved the proposal for approval of Building plan of Tower-11 and newly planned Block-4B falling in the IT/ITES SEZ of M/s. Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Gurugram (Haryana), subject to terms & conditions mentioned in the Memo No. SEZ-46/SD(BS)/2018/16461 dated 31.05.2018 of District Town Planner (HQ), O/o. DTCP Haryana, Chandigarh.

11. **Proposal of M/s. MYCOM OSI Solutions India Pvt. Ltd. for expansion of area & revision in projections of the unit located in the DLF Cyber City Developers Ltd. IT/ITES SEZ, Sector-24 & 25A, DLF Phase-III, Gurgaon (Haryana).**



It was brought to the notice of Approval Committee that M/s. MYCOM OSI Solutions India 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 (Haryana). It was informed to the Committee that presently unit has been operating over an area of 11930 Sqft. at 9th floor, Tower-B, Building No.14 and the unit has requested for addition of 9599 Sqft. at 7th floor, Tower-B, Building No.14 of SEZ. It was informed that the SEZ developer has given provisional offer for allotment of proposed additional space to the unit, subject to vacating the said premises by M/s. Jones Lang LaSalle Property Consultants (India) Pvt. Ltd., which has been approved for shifting to another 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 lakhs)	
	Existing Projection	Revised Projection
Projected FOB value of exports	6251.01	12413.46
Foreign Exchange Outgo	550.98	522.00
NFE	5700.03	11891.46
Imported CG	300.22	511.40
Indigenous CG	158.95	258.95

Ms. Rashmi, Director & Shri Veera Mani, Manager appeared before the Approval Committee on behalf of the unit and explained the proposal.

After due deliberations, the Approval Committee approved the expansion of area and revised projections of the unit subject to execution of Bond-cum-LUT. Approval Committee also directed to the representatives of the unit to submit correct break up of forex outgo along with documents regarding change in director, shareholding & complete copy of registered lease deed as requested vide email dated 27.01.2017.

12. M/s. Ericsson India Global Services Pvt. Ltd., a unit in the IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at Village Gwal Pahari, Gurgaon (Haryana)- Decision on services rendered in DTA by the unit.

It was informed that on request of the representative of the unit the matter in respect of M/s. Ericsson India Global Services Pvt. Ltd., a unit in the IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at Village Gwal Pahari, Gurgaon (Haryana) regarding services rendered in DTA amounting to Rs.32748.99 lakhs during FY from 2012-13 to 2016-17 against payment in INR instead of free foreign exchange. The matter had been placed before the Approval Committee in its meeting held on 04.05.2018 wherein the committee had deferred the matter for next meeting keeping in view request made by the unit representative. Accordingly, the matter was again placed before the Approval Committee.



Shri Neeraj Jain, Sr. Manager appeared before the Approval Committee on behalf of the unit and informed that all taxes / duties have been paid by the unit on the services rendered in DTA.

The Approval Committee informed to the representative of the unit that as per section 11(4) of the Foreign Trade (Development & Regulation) Act, 1992 there is a penalty provision to settle the cases where a person admits any contravention.

The representatives of the unit consented to settle the case as per section 11(4) of the FT(D&R) Act, 1992 for rendering services in DTA against payment in INR instead of free foreign exchange.

After due deliberations, the Development Commissioner, in consultation with other members of the Approval Committee, imposed a penalty of Rs.32.75 lakhs (i.e. @0.1% of Rs.32748.99 lakhs services rendered in DTA against payment in INR) on the unit in terms of section 11(4) of Foreign Trade (Development & Regulation) Act, 1992 and regularized the services rendered in DTA against payment in INR instead of free foreign exchange. On being asked by the representative of the unit, the Approval Committee further clarified that amount of penalty may not be refunded in case any amendment in SEZ Act, 2005 & SEZ Rules, 2006 comes in future because the above penalty has been imposed only when he has consciously given consent to settle the matter under Section 11(4) of the FT(D&R) Act, 1992. The Approval Committee directed the representative of the unit to submit a letter confirming that all taxes / duties have been paid by the unit on the services rendered in DTA. Approval Committee also directed the Specified Officer to verify that all taxes / duties have been paid by the unit on the services rendered in DTA.

13. Proposal of M/s. Candor Gurgaon One Realty Projects Pvt. Ltd., developer for approval of list of material to carry on authorized operations in IT/ITES SEZ at Village Tikri, Sector-48, Gurgaon (Haryana)

It was brought to the notice of the Approval Committee that M/s. Candor Gurgaon One Realty Projects Pvt. Ltd., Developer of IT/ITES SEZ at Village- Tikri, Sector-48, Gurgaon (Haryana) had submitted proposal for approval of list of materials to carry on following default authorized operations in SEZ:-

S. No.	Name of Authorized Operation	S. No. at default list of Auth. Opr. as per Inst. No. 50 & 54	Estimated Cost (Rupees in lakhs)
(i)	Construction of all types of building in processing area as approved by the Unit Approval Committee.	22	124.20
(ii)	Access Control and Monitoring System.	24	46.32
(iii)	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	82.00
(iv)	Fire protection system with sprinklers, fire and	07	48.20



	smoke detectors.		
(v)	Air Conditioning of processing area.	21	65.50
(vi)	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.	02	37.90
(vii)	Solid and liquid waste collection, treatment and disposal plants including pipelines & other necessary infrastructure for sewage and garbage disposal, sewage treatment plants.	3	60.60
(viii)	Telecom and other communication facilities including internet connectivity.	05	8.30
		Total:	473.02

Shri Jay Kumar, Head-SEZ Compliance, Shri Govind Sharma, AGM & Shri Varun Kumar Bajpai, AEM-Manager appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed materials.

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

14. Proposal of M/s. Candor Gurgaon Two Developers & Projects Pvt. Ltd., Co-developer for approval of list of materials to carry on authorized operations in IT/ITES SEZ of Gurgaon Infospace Ltd. at Village Dundahera, Sector-21, Gurgaon (Haryana)

It was brought to the notice of the Approval Committee that M/s. Candor Gurgaon Two Developers & Projects Pvt. Ltd. , Co-Developer of IT/ITES SEZ at Dundahera, Sector-21, Gurgaon (Haryana) had submitted proposal for approval of list of materials to carry on following default authorized operations in SEZ:-

S. No.	Name of Authorized Operation	S. No. at default list of Auth. Opr. as per Inst. No. 50 & 54	Estimated cost (Rupees in lakhs)
(i)	Construction of all types of building in processing area as approved by the Unit Approval Committee.	22	29.70
(ii)	Air Conditioning of processing area	21	26.75
(iii)	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	1.90
(iv)	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.	02	22.00
(v)	Telecom and other communication facilities including internet connectivity.	05	0.70
		Total:	81.05

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Shri Jay Kumar, Head-SEZ Compliance, Shri Govind Sharma, AGM & Shri Varun Kumar Bajpai, AEM-Manager appeared before the Approval Committee on behalf of the Co-developer and explained the requirement of proposed materials.

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

15. Proposal of M/s. DLF Power & Services Ltd., Co-developer for approval of list of materials to carry on authorized operation in the IT/ITES SEZ of M/s. DLF Ltd. at Village Silokhera, Gurgaon (Haryana).

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

S. No.	Name of Authorized Operations	Sl. No at default list of materials as per Inst. No.50 and 54	Estimated Cost (Rs. in lakhs)
1.	<i>Engineering, Maintenance including Electrical and Mechanical Works, Heating, Ventilation & Air Conditioning (HVAC) System, Fire Detection and Alarm Systems, Water Supply, Storm, Drainage and Sewage Disposal, Building upkeep Services including Maintenance of Lift Lobby, Conference Hall, Parking Area, Utilities area, Garbage & scrap disposal, Horticulture, Pest Control, Façade Cleaning Services.</i>	As per authorized operations approved by BoA	7.92

Mr. Anil Nauriyal, G.M. & Mr. Pitambar Sharma, Manager appeared before the Approval Committee on behalf of the co-developer and explained the requirement of proposed materials.

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

16. Proposal of M/s. DLF Power & Services Ltd., Co-developer for approval of tax/duty free procurement of '24 KL Diesel' to carry on approved authorized operation in the IT/ITES SEZ of M/s. DLF Ltd. at Village Silokhera, Gurgaon (Haryana).

It was brought to the notice of Approval Committee that M/s. DLF Power & Services Ltd, Co-developer had submitted a proposal for approval of duty free import / procurement of '24 KL Diesel' to carry on following approved authorized operation in the IT/ITES SEZ of M/s. DLF Ltd. at Village Silokhera, Sector-30, Gurgaon (Haryana):-

S.	Name of Authorized Operation	Estimated material cost
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No.		(Rs. in Lakhs)
1.	Setting up of 60 MW capacity of co-generation plant to install and commission gas turbine based power generation sets in processing area.	Rs.9.82 Lakhs (Indigenous / Imported)

It was informed that the co-developer had stated that in the preceding year 2017-18, they had been approved '64 KL Diesel' by the Approval Committee to carry on authorized operation with the condition that duty benefit shall be available on operation & maintenance of power plant only with regard to average monthly power supplied to entities within the same SEZ during the preceding year, in terms of Para (vi) of power guidelines issued by DOC vide letter dated 16.02.2016. The co-developer has further mentioned that the detail working as required for the preceding year is being worked out and after certification from Chartered Engineer will be submitted to the Specified Officer and this office within a month.

Mr. Anil Nauriyal, G.M. & Mr. Pitambar Sharma, Manager appeared before the Approval Committee on behalf of the co-developer and explained the proposal. The representatives of the co-developer informed that they are in process of preparing the details of Power generation & consumption during the preceding year 2017-18 and they will submit the same within a one month time. The representatives of the co-developer requested to grant permission for tax/duty free procurement of 24 KL Diesel to ensure the un-interrupted supply of power to the operational units working within SEZ.

After due deliberations, Approval Committee approved the proposal subject to compliance of the provisions of Para(vi) of the Guidelines for Power Generation, Transmission and Distribution in Special Economic Zone (SEZs) issued by Deptt. of Commerce, Govt. of India vide letter No. P.6/3/2006-SEZ(Vol-III) dated 16.02.2016. The Approval Committee directed the Specified Officer to ensure compliance of tax/duty free procurement of Diesel on monthly ^{consumption} basis and power generated through DG Sets shall be supplied strictly within the SEZ only.

17. Proposal of M/s. DLF Assets Pvt. Ltd., Co-developer for approval of list of materials to carry on approved authorized operations of IT/ITES of M/s. DLF Ltd. at Village Silokhera, Sector-30, Gurgaon (Haryana).

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

S. No.	Name of Authorized Operations	Sl. No at default list of materials as per Inst. No.50 and 54	Estimated Cost (Rs. in lakhs)

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1.	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	20.46
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Mr. Anil Nauriyal, G.M. & Mr. Pitambar Sharma, Manager appeared before the Approval Committee on behalf of the co-developer and explained the requirement of proposed materials.

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

18. Proposal of M/s. Ericsson India Global Services Pvt. Ltd. for amendment in area proposed for deletion in respect of its unit located in the IT/ITES SEZ of M/s. ASF Insignia SEZ Pvt. Ltd. at Village Gwal Pahari, Gurgaon (Haryana).

It was informed that the Approval Committee in its meeting held on 04.05.2018 had approved the proposal of M/s. Ericsson India Global Services Pvt. Ltd. for deletion of "212022 Sqft at Ground floor and 5th to 17th floor, Block-A, Grand Canyon Building (B3)" & downward revision in projections of its unit located in the in the IT/ITES SEZ of ASF Insignia SEZ Pvt. Ltd. at Village Gwal Pahari, Distt- Gurgaon (Haryana), subject to submission of 'NOC' from SEZ Customs & SEZ Developer. The approval has been conveyed to the unit vide this office letter dt. 24.05.2018.

It was informed that the unit vide its email dated 30.05.2018 had informed that due to change in business decision the Ground floor has been swapped with 4th floor. Hence, the area proposed to be deleted may be taken as "212627 Sqft. at 4th to 17th floor, Block-A, Grand Canyon Building (B3)" instead of "212022 Sqft at Ground floor and 5th to 17th floor, Block-A, Grand Canyon Building (B3)". The unit has mentioned that other projections earlier submitted by them remain unchanged.

Shri Neeraj Jain, Sr. Manager appeared before the Approval Committee on behalf of the unit and explained the proposal.

After due deliberations, the Approval Committee approved the proposal.

19. Proposal of M/s. ASF Insignia SEZ Pvt. Ltd., Developer for grant of Occupation Certificate in respect of Tower-C of Housing and Social Culture Centre (Club/Sports) with Swimming Pool in the Non-Processing of the IT/ITES SEZ at Village Gwal Pahari, Gurgaon (Haryana).

It was brought to the notice of the Approval Committee that the proposal of M/s. ASF Insignia SEZ Pvt. Ltd., Developer for grant of Occupation Certificate in respect of Tower-C of Housing and Social Culture Centre (Club/Sports Centre) in the Non-Processing area of IT/ITES SEZ at Village



Gwal Pahari, Gurgaon (Haryana) was forwarded vide this office letter dated 15.06.2017 to Sr. Town Planner, O/o. DTCP Haryana, Chandigarh for their examination & comments. It was informed that with reference to this office letter dated 15.06.2017, Sr. Town Planner (M), O/o. DTCP Haryana, Chandigarh vide Memo No. SEZ-40/SD(BS)/2018/16231 dated 29.05.2018 has forwarded its comments for grant of Occupation Certificate for Tower-C of Housing and Social Culture Centre (Club/Sports Centre) with Swimming Pool in the Non-Processing Area of the said SEZ. STP(M) has informed that the site report has been taken from DTP(P), Gurugram and STP, Gurugram Circle and it has been reported that the violations have been made in the building from the approved building plan of Tower-C of Housing and Social Culture Centre (Club/Sports) with Swimming Pool. The details of violation and composition amount thereof is as under :-

S. No.	Violation / Variations	Area	Rate of composition	Amount (Rupees)
(i)	Construction raised without getting plan sanctioned and the construction so made conform to the laws/zoning.	1226.368 Sqm.	Rs.216/- per Sqm	264895.00
(ii)	Scrutiny fee of construction raised without getting plan sanctioned and the construction so made conform to the laws/zoning.	1226.368 Sqm.	Rs.10/- per sqm.	12264.00
(iii)	Sanctionable cantilever projection	3853.533528 Sqft.	Rs.10/- per Sqft.	38535.00
(iv)	Internal Changes	402.390612	Rs.5/- per Sqft. (9 e)	2012.00
(v)	Position change in Door / Windows	76 Nos.	Rs.100/- each	7600.00
(vi)	Change in elevation	2 Block.	Rs.10,000/- each block	20000.00
Total (Rs.):				345306.00
Deposited (Rs.):				346000.00
Excess (Rs.):				694.00

It was informed that STP(M) had further mentioned that the above said violations are compoundable violations and are within permissible limit of FAR. It was further mentioned that the developer has deposited the above said composition charges. STP (M) has further mentioned that provisions of internal and external public health services at site is to be certified by the developer itself as the cost of the development works was self-estimated by the developer. It was further informed that STP(M) had recommended that the matter may be placed before the Approval Committee for its consideration subject to compliance of the terms & conditions of their Memo dated 29.05.2018.

Further, it was informed that it has been mentioned in the Memo dated 29.05.2018 of STP(M) that the Department of Town & country Planning do not consider occupation certificate of a



building without submission of NOC from Fire Safety point of view as well as certificate regarding full and final payment of Labour Cess. Accordingly, the Occupation Certificate may be granted only after receipt of the above documents / labour cess which are prerequisite before grant of Occupation Certificate.

During the meeting, Shri Hitesh Sharma, District Town Planner (HQ) informed that Occupation Certificate may be granted only after receipt of NOC from Fire Safety point of view as well as certificate regarding full and final payment of Labour Cess.

Shri Tulsi Agrawal, Director & Shri Ashok Singh, AGM appeared before the Approval Committee on behalf of the developer. The representative of the developer informed to the Approval Committee that they will submit the Fire NOC & certificate for full & final payment of labour cess and requested to the Approval Committee to grant approval for Occupation Certificate.

The Approval Committee observed that Sr. Town Planner (M), O/o. DTCP Haryana, Chandigarh vide Memo No. SEZ-40/SD(BS)/2018/16231 dated 29.05.2018 has recommended for grant of Occupation Certificate for Tower-C of Housing and Social Culture Centre (Club/Sports) with Swimming Pool subject to the condition that the developer shall submit NOC for Fire Safety point of view as well as certificate regarding full and final payment of Labour Cess.

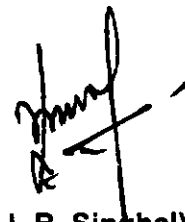
After obtaining consent of DTCP representative Shri Hitesh Sharma, District Town Planner and due deliberations amongst the members, Approval Committee approved the proposal for issuance of Occupation Certificate in respect of Tower-C of Housing and Social Culture Centre (Club/Sports) with Swimming Pool, subject to terms & conditions mentioned in the Memo No. SEZ-SEZ-40/SD(BS)/2018/16231 dated 29.05.2018 of Sr. Town Planner (M), O/o. DTCP Haryana, Chandigarh and further subject to the condition that final letter for Occupation Certificate may be issued only after receipt of NOC for Fire Safety point of view and certificate regarding full and final payment of Labour Cess, by the developer.

Meeting ended with a vote of thanks to the Chair.



(S. S. Shukla)

Joint Development Commissioner



(Dr. L.B. Singhal)

Development Commissioner