



भारत सरकार  
वाणिज्य और उद्योग मंत्रालय  
वाणिज्य विभाग  
विकास आयुक्त का कार्यालय  
नोएडा विशेष आर्थिक क्षेत्र  
नोएडा-दादरी रोड, फेज-2, नोएडा - 201305  
जिला- गौतम बुद्ध नगर (उत्तर प्रदेश)



फा० सं० 10/274/2009-एस०ई०जेड०/  
सेवा मे,

दिनांक: 11/11/2019

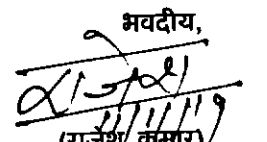
1. निदेशक (एस०ई०जेड०), वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली - 110001।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग, इंद्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली - 110002
3. मुख्य आयुक्त, सीमा शुल्क (निवारक), न्यू कस्टम हाउस, नियर आईजीआई एअरपोर्ट, नई दिल्ली - 110037।
4. मुख्य आयुक्त, केन्द्रीय कर एवं उत्पाद शुल्क, एस सी ओ नं 407 & 408, सेक्टर- 8, पंचकुला (हरियाणा)।
5. आयुक्त, आयकर, एचएसआईआईडीसी बिल्डिंग, 4<sup>th</sup> फ्लोर, उद्योग विहार, फेज-5, गुडगांव (हरियाणा)।
6. आयुक्त, आयकर, सेन्ट्रल सर्कल- II, सी जी ओ कॉम्प्लेक्स, एनएच 4, फरीदाबाद, (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 पंचकुला, (हरियाणा)।
10. सीनियर टाउन प्लानर, टाउन एंड कंट्री प्लानिंग (एच क्यू), एस सी ओ :71-75, सेक्टर 17C, चंडीगढ़।
11. संयुक्त निदेशक, जिला उद्योग केंद्र, प्लॉट नं 2, आई डी सी, गुडगांव (हरियाणा)।
12. संयुक्त निदेशक, जिला उद्योग केंद्र, नीलम चौक, फरीदाबाद (हरियाणा)।
13. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता / सह-विकासकर्ता।

**विषय:** दिनांक 01/11/2019 को अपराह्न 12:30 बजे 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,

उपरोक्त विषय के सन्दर्भ में डा० एल बी सिंघल, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 01/11/2019 को अपराह्न 12.30 बजे 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)  
उप विकास आयुक्त

प्रतिलिपि:-

सहायक विकास आयुक्त (प्रशासन) - कार्यवृत्त की एक प्रति हिंदी अनुवाद हेतु संलग्न है।

## नोएडा विशेष आर्थिक क्षेत्र

हरियाणा राज्य में स्थित निजी विशेष आर्थिक क्षेत्रों के संबंध में अनुमोदन समिति की दिनांक 01.11.2019 को अपराह्न 12:30 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा (उत्तर प्रदेश) में डॉ० एल० बी० सिंघल, विकास आयुक्त की अध्यक्षता में आयोजित बैठक का कार्यवृत्त।

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

1. Shri S.S. Shukla, Jt. Development Commissioner, NSEZ
2. Shri R.K. Negi, Asstt. Commissioner, Customs, Delhi
3. Shri Digvijay Singh, Asstt. Director, Deptt. of Industries, Faridabad
4. Shri Chaman Lal, FTDO, O/o Addl. DGFT, CLA, New Delhi
5. Representatives of SEZ Developers / Co-developers, Special Invitee.

➤ Besides, during the meeting i) Shri Rajesh Kumar, DDC, ii) Shri S.C. Gangar, Specified Officer, iii) Shri Prakash Chand Upadhyay, ADC, iv) Shri Mohan Veer Ruhella, ADC & v) Shri Rajendra Mohan Kashyap, PA to JDC 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:-

1. दिनांक 03.10.2019 को आयोजित अनुमोदन समिति की बैठक के कार्यवृत्त का अनुसमर्थन :-

The Approval Committee was informed that no reference against the decisions of the Approval Committee held on 03.10.2019 was received from any of the members of the Approval Committee or Trade and therefore, Minutes of the Meeting held on 03.10.2019 were ratified.

2. मै० डब्ल्यूएनएस ग्लोबल सर्विसेज प्राइवेट लिमिटेड (इकाई-4) का मै० डीएलएफ लिमिटेड की ग्राम सिलोखेरा, सेक्टर-30, गुरुग्राम (हरियाणा) में स्थित आईटी /आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में बढ़ोतरी एवं प्रोजेक्संस में संशोधन का प्रस्ताव।

2.1. It was brought to the notice of Approval Committee that M/s. WNS Global Services Pvt. Ltd. (Unit-IV) had applied for expansion of area & revision in projections of the unit located in the IT/ITES SEZ of M/s. DLF Ltd. at Village-Silokhera, Sector-30, Gurugram (Haryana). It was informed to the Committee that presently unit has been operating over an area of 30198 Sqft. at 10<sup>th</sup> floor, Block B3 of SEZ and the unit has requested for addition of 30336 Sqft. on 10<sup>th</sup> floor, Block B2 of SEZ. It was further informed that the unit has submitted copy of provisional offer of space for allotment of proposed additional space vide letter dated 13.12.2018 issued by the SEZ Co-developer.

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2.2. 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	19412.00	39404.00
Foreign Exchange Outgo	2051.00	4126.00
NFE Earnings	17361.00	35277.00
Imported Capital Goods	1275.00	2550.00
Indigenous Capital Goods	734.00	1468.00

2.3. It was informed that the details of changes in export / NFE projections & requirement of additional imported / indigenous capital goods, in the format prescribed by DOC, required to be submitted.

2.4. Shri Gaurav Petare, Group Manager-Finance of M/s. WNS Global Services Pvt. Ltd. appeared before the Approval Committee and explained the proposal.

2.5. After due deliberations, the Approval Committee approved the proposed expansion of area and revision in projections, subject to submission of details of changes in export / NFE projections & requirement of additional imported / indigenous capital goods, in prescribed format.

3. मै० ईवैल्यूसर्व डॉट कॉम प्राइवेट लिमिटेड (इकाई-2) का मै० केंडोर गुडगाँव वन रियल्टी प्रोजेक्ट्स प्राइवेट लिमिटेड की ग्राम टिकरी, सेक्टर-48, गुरुग्राम (हरियाणा) स्थित आईटी/ आईटीईड्स विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में बढ़ोतरी एवं प्रोजेक्संस में संशोधन का प्रस्ताव।

3.1. It was brought to the notice of Approval Committee that M/s. Evalueserve.com Pvt. Ltd. (Unit-II) had applied for expansion of area & revision in projections of the unit located in the IT/ITES SEZ of M/s. Candor Gurgaon One Realty Projects Pvt. Ltd. at Village Tikri, Sector-48, Gurugram (Haryana). It was informed to the Committee that presently unit has been operating over an area of 57750 Sqft. on 7<sup>th</sup> & 8<sup>th</sup> floor, Building No.6 of SEZ and the unit has requested for addition of 26551 Sqft. on 6<sup>th</sup> floor, Building No.7 of SEZ. It was further informed that the unit has submitted copy of provisional offer of space for allotment of proposed additional space vide letter dated 15.10.2019 issued by the SEZ developer.

3.2. 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	39275.00	66580.75
Foreign Exchange Outgo	2043.00	2013.86
NFE Earnings	37682.00	64566.89
Imported Capital Goods	1255.00	1440.86

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Indigenous Capital Goods	935.00	1735.00
Old Capital goods proposed to be transferred from STPI Unit	200.00	1200.00

3.3. It was informed that at the time of project application the unit had submitted an Affidavit to the effect that they will not claim Income Tax benefit under Section 10AA of the Income Tax Act, 1961 in respect of its income from this unit. This condition has been mentioned in LOA of the unit.

3.4. Shri Abhay Nayak, AVP-Finance of M/s. Evalueserve.com Pvt. Ltd. appeared before the Approval Committee and explained the proposal.

3.5. After due deliberations, the Approval Committee approved the proposed expansion of area and revision in projections.

4. मै० ईवैल्यूसर्व डॉट कॉम प्राइवेट लिमिटेड (इकाई-3) का मै० कंडोर गुडगाँव वन रियल्टी प्रोजेक्ट्स प्राइवेट लिमिटेड की ग्राम टिकरी, सेक्टर-48, गुरुग्राम (हरियाणा) स्थित आईटी/ आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई के क्षेत्र में बढ़ोतरी एवं प्रोजेक्संस में संशोधन का प्रस्ताव।

4.1. It was brought to the notice of Approval Committee that M/s. Evalueserve.com Pvt. Ltd. (Unit-III) had applied for expansion of area & revision in projections of the unit located in the IT/ITES SEZ of M/s. Candor Gurgaon One Realty Projects Pvt. Ltd. at Village Tikri, Sector-48, Gurugram (Haryana). It was informed to the Committee that presently unit has been operating over an area of 56002 Sqft. on 9<sup>th</sup> & 10<sup>th</sup> floor, 28223 Sqft. on 5<sup>th</sup> floor, Building No.7 of SEZ. It was further informed that the unit has submitted copy of provisional offer of space for allotment of proposed additional space vide letter dated 15.10.2019 issued by the SEZ developer.

4.2. 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	39326.00	50547.20
Foreign Exchange Outgo	2043.00	1888.29
NFE Earnings	37283.00	48658.91
Imported Capital Goods	1255.00	1341.29
Indigenous Capital Goods	900.00	1650.00

4.3. Shri Abhay Nayak, AVP-Finance of M/s. Evalueserve.com Pvt. Ltd. appeared before the Approval Committee and explained the proposal.

4.4. After due deliberations, the Approval Committee approved the proposed expansion of area and revision in projections.

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5. मै० केंडोर गुडगाँव वन रियल्टी प्रोजेक्ट्स प्राइवेट लिमिटेड, विकासकर्ता का ग्राम टिकरी, सेक्टर-48, गुरुग्राम (हरियाणा) में स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में अधिकृत संचालन के लिए सामग्री की सूची के अनुमोदन का प्रस्ताव।

5.1. It was brought to the notice of Approval Committee that M/s. Candor Gurgaon One Realty Projects Pvt. Ltd., Developer of IT/ITES SEZ at Village Tikri, Sector-48, Gurugram (Haryana) had submitted proposal for approval of list of materials to carry on following 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)	Construction of all types of building in Processing area as approved by UAC.	22	298.20
(ii)	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	255.90
(iii)	Air Conditioning of processing area.	21	215.85
(iv)	Fire protection system with sprinklers, fire and smoke detectors.	07	200.69
(v)	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains, and water channels of appropriate capacity.	02	74.50
(vi)	Solid and liquid waste collection, treatment and disposal plants including pipelines & other necessary infrastructure for sewage and garbage disposal, sewage treatment plants.	03	117.10
(vii)	Access control and monitoring system	24	388.00
(viii)	Roads with Street lighting, Signals and Signage.	01	39.60
(ix)	Security offices, police posts, etc, at entry, exit and other points within and along the periphery of the site.	11	32.00
(x)	Telecom and other communication facilities including internet connectivity.	05	43.50
(xi)	Landscaping and water bodies	08	43.00
		<b>Total:</b>	<b>1708.34</b>

5.2. Shri Amrik Singh & Shri Ankur Bhardwaj, both authorized representative of the developer appeared before the Approval Committee and explained the requirement of proposed materials.

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

6. मै० केंडोर गुडगाँव वन रियल्टी प्रोजेक्ट्स प्राइवेट लिमिटेड, विकासकर्ता का ग्राम टिकरी, सेक्टर-48, गुरुग्राम (हरियाणा) में स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र के प्रसंस्करण क्षेत्र में 'कैफे' की स्थापना और संचालन के लिए मै० चाय ठेला प्राइवेट लिमिटेड को निर्मित क्षेत्र के आवंटन के लिए अनुमति पत्र दिनांक 26.09.2017 को रद्द करने का प्रस्ताव।

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6.1. It was brought to the notice of Approval Committee that the Developer, M/s. Candor Gurgaon One Realty Projects Pvt. Ltd. had submitted a proposal for cancellation of the permission letter No. 10/108/2017-SEZ/Vol-III/10240 dated 26.09.2017 issued by this office for allotment of built up space of 100 Sqft. at Ground floor, Tower-4 to M/s. Chai Thela Pvt. Ltd. to setup & operate a 'Café' in the processing area of the IT/ITES SEZ at Village Tikri, Sector-48, Gurugram (Haryana). It was informed that the developer enclosed consent letter dated 20.09.2019 of Mr. Pankaj Judge, Authorised Signatory of M/s. Chai Thela Pvt Ltd. addressed to DC, NSEZ giving their consent for cancellation of said approval. It was also informed that the developer had also surrendered original permission letter dated 26.09.2017 issued to M/s. Candor Guragon One Realty Projects Pvt. Ltd. and M/s. Chai Thela Pvt. Ltd.

6.2. Shri Amrik Singh & Shri Ankur Bhardwaj, both authorized representative of the developer appeared before the Approval Committee and requested to cancel the said permission letter.

6.3. After due deliberations, the Approval Committee **decided to cancel** the letter No. 10/108/2017-SEZ/Vol-III/10240 dated 26.09.2017 issued by this office for allotment of built up space of 100 Sqft. at Ground floor, Tower-4 to M/s. Chai Thela Pvt. Ltd. to setup & operate a 'Café' in the processing area of the IT/ITES SEZ at Village Tikri, Sector-48, Gurugram (Haryana).

7. मै० गुडगाँव इन्फोस्पस लिमिटेड, विकासकर्ता का ग्राम डुंडाहेरा, सेक्टर- 21, गुरुग्राम (हरियाणा) में स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र के प्रसंस्करण क्षेत्र में 'रेस्टोरेंट' की स्थापना और संचालन के लिए मै० एसएनजेड कॉन्सेप्ट प्राइवेट लिमिटेड को निर्मित क्षेत्र के आवंटन के लिए अनुमति पत्र दिनांक 25.10.2018 को रद्द करने का प्रस्ताव।

7.1. It was brought to the notice of Approval Committee that the Developer, M/s. Gurgaon Infospace Ltd. had submitted a proposal for cancellation of the permission letter No. 10/103/2007-SEZ/Vol-VI/11804 dt. 25.10.2018 issued by this office for allotment of built space of 500 Sqft. (46.45 Sqmt) at Ground floor, Unit No. 1A, Block-4A (Amenity Block-II) in the processing area of IT/ITES SEZ at Village Dundahera, Sector-21, Gurugram (Haryana) on lease basis to M/s. SNZ Concepts Pvt. Ltd. to setup & operate a 'Restaurant' under the category of "Food Services including cafeteria, food court(s), restaurant, Coffee shops, Canteen & catering facilities" as approved by the Board of Approval. It was informed that the developer enclosed consent letter dated 04.10.2019 of Shri Sanjeev Kumar Jha, Authorised Signatory of M/s. SNZ Concepts Pvt. Ltd. addressed to DC, NSEZ giving their consent for cancellation of said approval. It was also informed that the developer had also surrendered original permission letter dated 25.10.2018 issued to M/s. Gurgaon Infospace Ltd. and M/s. SNZ Concepts Pvt. Ltd..

7.2. Shri Amrik Singh & Shri Ankur Bhardwaj, both authorized representative of the developer appeared before the Approval Committee and requested to cancel the said permission letter.

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7.3. After due deliberations, the Approval Committee **decided to cancel** the letter No. 10/103/2007-SEZ/Vol-VI/11804 dt. 25.10.2018 issued by this office for allotment of built up space of 500 Sqft. (46.45 Sqmt) at Ground floor, Unit No. 1A, Block-4A (Amenity Block-II) to M/s. SNZ Concepts Pvt. Ltd. to setup & operate a 'Restaurant' in the processing area of the IT/ITES SEZ at Village Dundahera, Sector-21, Gurugram (Haryana).

8. मै० एक्ससीडेंस कंसल्टिंग इंडिया प्राइवेट लिमिटेड (इकाई-1) का मै० कैंडोर गुडगाँव वन रियल्टी प्रोजेक्ट्स प्रा० लि० के ग्राम टिकरी, गुरुग्राम (हरियाणा) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई द्वारा पहले से संचालित 'कैफेटेरिया एवं टक शॉप' को जारी रखने प्रस्ताव।

8.1. It was brought to the notice of the Approval Committee that M/s Xceedance Consulting India Pvt. Ltd. (Unit-I) has submitted proposal for regularization/continuation of existing Cafeteria & Tuck shop run by them in the premises of its unit located in the IT/ITES SEZ of M/s Candor Gurgaon One Realty Projects Pvt. Ltd., located at Vill: Tikri, Sector-48, Gurugram (Haryana). It was informed that details of existing Cafeteria submitted by the unit are as under:-

Name of facility	Proposed area & location
Cafeteria and Tuck shop	4298 Sqft. at 4 <sup>th</sup> Floor Building No.6 and 10 <sup>th</sup> Floor Building No.7.

8.2. It was informed that unit has submitted proposal for regularization of existing cafeteria and Tuck shop, however, NOC issued by the SEZ Developer vide letter dated 21.08.2019 is for cafeteria only. Further, building/floor wise bifurcation of area allotted for cafeteria and tuck shop has not been given.

8.3. It was informed that in terms of Rule 11(5) proviso 1 of SEZ Rules "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, creche and such other facilities as may be required for the exclusive use of the Unit".

8.4. Further, It was informed that Deptt. of Commerce vide letter dt. No. B-17/2/2018-SEZ-Part(1) dt.11.06.2019 has issued Instruction No. 95, wherein it has been stated that *the permission for setting up cafeteria, crèche, gymnasium and similar facilities in the premises of unit for exclusive use of such units can be granted subject to following conditions:-*

- The facilities as envisaged under the proviso to Rule 11(5) of the SEZ Rules could also be created by a unit for its exclusive use subject to obtaining a NOC from the Developer as well as necessary NOCs/ clearances/ approvals from the relevant statutory authorities.*
- The unit shall not be eligible for any exemptions, drawback, concessions, or any other benefit available under Section 7 or Section 26 of SEZ Act, for creating or operating such facilities.*



8.5. Shri Shailendra Singh, Sr. Manager of M/s. Xceedance Consulting India Pvt. Ltd. appeared before the Approval Committee and requested to regularized the existing Cafeteria & Tuck shop. He informed that the company has not availed any duty benefit on creation & operation of these facilities. He further clarified that no cooking activity is being undertaken in unit's premises and only ready to eat food is served to the employees.

8.6. After due deliberations, the Approval Committee decided to approve the regularization of existing Cafeteria & Tuck shop in unit's premises for exclusive use by its employees, subject to submission of revised 'NOC' from the SEZ Developer indicating area of Cafeteria & Tuck shop, separately, and further subject to statutory compliance and subject to the condition that neither the unit nor its vendor(s) shall be eligible for any exemptions, drawback, concessions or any other benefits available under SEZ Act / SEZ Rules, for operation of such facilities. The unit shall obtain necessary NOCs/ clearances/ approvals such as Fire, Health etc. from the relevant statutory authorities, if applicable, as required under Instruction No. 95 dated 11.06.2019 mentioned above. It was further directed by the Approval Committee that Specified Officer will verify and ensure that statutory compliances are being met. The Approval Committee also directed to Specified Officer to verify whether the unit has availed any duty benefit on creation & operation of existing Cafeteria & Tuck Shop facility or not and in case availed then to effect recovery of the same.

9. सह-विकासकर्ता, मै० डीएलएफ पावर एंड सर्विसेज लिमिटेड का मै० डीएलएफ लिमिटेड के ग्राम सिलोखेरा, गुरुग्राम (हरियाणा) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में अधिकृत संचालन के लिए सामग्री की सूची के अनुमोदन का प्रस्ताव।

9.1. 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 authorized operation in the IT/ITES SEZ of M/s. DLF Ltd., Village Silokhera, Sector-30, Gurugram (Haryana):-

S. No.	Name of Authorized Operations	Sl. No at default list of authorized operations as per Inst. No.50 and 54	Estimated Cost (Rs. in lakhs)
(i)	<i>Engineering, Maintenance including Electrical and Mechanical Works, Heating, Ventilation &amp; 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 &amp; scrap disposal, Horticulture, Pest Control, Façade Cleaning Services.</i>	As per authorized operations approved by BoA	18.66

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

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

10. विकासकर्ता, मै० जी.पी. रियलटर्स प्रा० लि० का ग्राम बेहरामपुर, बंधवारी एवं बलोला, जिला-गुरुग्राम (हरियाणा) स्थित इलेक्ट्रॉनिक्स हार्डवेयर एवं आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में अधिकृत संचालन के लिए सामग्री की सूची के अनुमोदन का प्रस्ताव।

10.1. It was brought to the notice of the Approval Committee that M/s. G.P. Realtors Private Limited, Developer had submitted proposal for approval of list of materials to carry out following authorized operations in its Electronics Hardware & IT/ITES SEZ at Village Behrampur, Balola & Bandhwari, Distt- Gurugram (Haryana):-

S. No.	Authorized Operation	Sl. No. at default list of Authorised Operations as per Inst. No. 50 & 54	Estimated Cost (Rs. in lakhs)
(i)	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	0.77
(ii)	Construction of all types of building in Processing area as approved by UAC.	22	72.09
(iii)	Fire protection system with sprinklers, fire and smoke detectors.	07	0.46
		Total:	73.32

10.2. Shri Nilesh Ramjiyani & Shri Ashish Aggarwal, both authorized representative of the developer appeared before the Approval Committee and explained the requirement of proposed materials.

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

11. विकासकर्ता, मै० एसएफ इन्सिग्निया एसईजेड प्रा० लि० का ग्राम गवाल पहारी, जिला-गुरुग्राम (हरियाणा) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में अधिकृत संचालन के लिए सामग्री की सूची के अनुमोदन का प्रस्ताव सम्बन्धी।

11.1. 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)	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm	02	12.05

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	water drains and water channels of appropriate capacity.		
(ii)	Access Control and Monitoring System.	24	0.47
(iii)	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary sub-stations of appropriate capacity, pipeline network etc.	04	13.92
(iv)	Air Conditioning of processing area.	Approved by BOA	16.59
(v)	Power (including power back up facilities) (approved by BOA) – in PZ	Approved by BOA	6.48
(vi)	Fire protection system with sprinklers, fire and smoke detectors.	07	12.54
(vii)	Construction of all type of buildings in processing area as approved by the UAC	22	9.29
		<b>Total:</b>	<b>71.34</b>

11.2. Shri Ashok Singh, AGM appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed items.

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

12. सह-विकासकर्ता, मै० डीएलएफ एसेट्स प्रा० लि० का मै० डीएलएफ साइबर सिटी डेवलपर्स लिमिटेड के सेक्टर 24 एवं 25A , डीएलएफ फेज़-3, गुरुग्राम (हरियाणा) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र के प्रसंस्करण क्षेत्र में बिग बास्केट की 06 कियोस्क स्थापित एवं संचालित करने हेतु मै० साविस रिटेल प्राइवेट लिमिटेड को निर्मित क्षेत्र का आवंटन का प्रस्ताव।

12.1. It was brought to the notice of Approval Committee that the M/s. DLF Assets Pvt. Ltd., Co-developer had submitted a proposal for allotment of space admeasuring 54 Sqft. on Ground floor of Block-A & B of Building No. 6 and Common area of artiums of Block-A,B,C & D of Building No. 14 in the processing area of the IT/ITES SEZ of M/s. DLF Cyber City Developers Ltd. located at Sector-24 & 25A, DLF Phase-III, Gurugram (Haryana) to M/s. Savis Retail Pvt. Ltd. to setup 06 Nos. of Kiosks (9 Sqft. each) for running 'Vending kiosk of Big Basket' for selling fast food & beverages for facilitate the working employees of the SEZ units.

12.2. It was informed that following documents are required to be submitted by the Co-developer:-

- Copy of Certificate of Incorporation & copy of M&AOA of M/s. Savis Retail Pvt. Ltd.
- Copy of Agreement singed by and between the promoter company of Big Basket & M/s. Savis Retail Pvt. Ltd.

12.3. 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.'*

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12.4. Shri Anil Nauriyal, G.M. & Shri Pitambar Sharma, Sr. Manager appeared before the Approval Committee on behalf of the Co-developer and explained the proposal.

12.5. After due deliberations, Approval Committee approved the proposal, subject to submission of required documents and further subject to statutory compliance and subject to the condition that no tax / duty benefit shall be available to M/s. Savis Retail Pvt. Ltd. to setup, operate & maintain such facility in the processing area of the SEZ. This will be for exclusive use of the employees working in their SEZ.

13. सह-विकासकर्ता, मै० डीएलएफ एसेट्स प्रा० लि० का मै० डीएलएफ लिमिटेड के ग्राम – सिलोखेरा, सेक्टर-30, गुरुग्राम (हरियाणा) स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र के प्रसंस्करण क्षेत्र में बिग बास्केट की 02 कियोस्क स्थापित एवं संचालित करने हेतु मै० साविस रिटेल प्राइवेट लिमिटेड को निर्मित क्षेत्र का आवंटन का प्रस्ताव।

13.1. It was brought to the notice of Approval Committee that the M/s. DLF Assets Pvt. Ltd., Co-developer had submitted a proposal for allotment of space admeasuring 18 Sqft. on Ground floor of Block-A2 & B2 in the processing area of the IT/ITES SEZ of M/s. DLF Ltd. located at Village Silokhera, Sector 30, Silokhera, Gurugram (Haryana), to M/s. Savis Retail Pvt. Ltd. to setup 02 Nos. of Kiosks (9 Sqft. each) for running 'Vending kiosk of Big Basket' for selling fast food & beverages for facilitate the working employees of the SEZ units.

13.2. It was informed that following documents are required to be submitted by the Co-developer:-

- (i) Copy of Certificate of Incorporation & copy of M&AOA of M/s. Savis Retail Pvt. Ltd.
- (ii) Copy of Agreement singed by and between the promoter company of Big Basket & M/s. Savis Retail Pvt. Ltd.

13.3. 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'.*

13.4. Shri Anil Nauriyal, G.M. & Shri Pitambar Sharma, Sr. Manager appeared before the Approval Committee on behalf of the Co-developer and explained the proposal.

13.5. After due deliberations, Approval Committee approved the proposal, subject to submission of required documents and further subject to statutory compliance and subject to the condition that no tax / duty benefit shall be available to M/s. Savis Retail Pvt. Ltd. to setup, operate & maintain such facility in the processing area of the SEZ. This will be for exclusive use of the employees working in their SEZ.

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14. मै० जेडएस एसोसिएट्स इंडिया प्राइवेट लिमिटेड का मै० डीएलएफ लिमिटेड के ग्राम – सिलोखेरा, सेक्टर-30, गुरुग्राम, (हरियाणा) स्थित आईटी / आईटीइएस विशेष आर्थिक क्षेत्र में स्थापित इकाई का डीटीए में बिक्री का विवरण।

14.1. It was brought to the notice of the Approval Committee that as per directions of the Approval Committee given in its meeting held on 05.07.2019, M/s. ZS Associates India Pvt. Ltd. had submitted details of DTA sale made during the year 2014-15 to 2017-18 as given below:

Year	Services rendered in DTA against payment in INR	Services rendered in DTA and payment realized in free foreign exchange	Total DTA sale (INR lakhs)
2014-15	484.00	-	484.00
2015-16	280.00	-	280.00
2016-17	-	-	-
2017-18	-	-	-
Total:	764.00	-	764.00

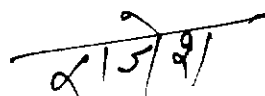
14.2. It was informed that the unit has intimated that post this communication received from this office vide F. No. 10/29/2015-SEZ/5277 dt. 30.05.2016, they have stopped raising domestic invoices from SEZ unit.

14.3. The Approval Committee observed that the unit had rendered services in DTA for Rs.764 lakhs against payment in INR instead of foreign exchange, which is not as per provisions of Section 2(z)(iii) of SEZ Act, 2005. Such act of the unit tantamount to violation of provisions of SEZ Act / Rules and there is need to initiate penal proceedings against the unit.

14.4. No one from the unit appeared before the Approval Committee. Therefore, the Approval Committee was of the view that before deciding any penal action against the unit, it shall be imperative to give them personal hearing. Accordingly, the Approval Committee deferred the matter with the direction to write a letter to the unit to ensure that an authorized representative of the unit, who is well versed with the subject, appears before the Approval Committee in its next meeting failing which appropriate decision will be taken based on available records.

15. मै० आर1 आरसीएम ग्लोबल प्राइवेट लिमिटेड का मै० गुडगाँव इन्फोस्पस लिमिटेड के ग्राम – डुंडाहेरा, सेक्टर-21, गुरुग्राम (हरियाणा) में स्थित आईटी / आईटीईएस विशेष आर्थिक क्षेत्र में स्थापित इकाई द्वारा पहले से संचालित कैफेटेरिया एवं पैंटी को जारी रखने प्रस्ताव।

15.1. It was brought to the notice of the Approval Committee that M/s. R1 RCM Global Private Limited has submitted proposal for regularization/continuation of existing Cafeteria & Pantry run by them in the premises of its unit located in the IT/ITES SEZ of M/s Gurgaon Infospace Limited, Vill: Dundahera, Sector- 21, Gurugram (Haryana). It was informed that details of existing Cafeteria & Pantry submitted by the unit are as under:-



Name of facility	Area & location
Cafeteria	3350 Sqft. at 3 <sup>th</sup> Floor, Tower-A Building No.2.
Pantry	(i) 50 sqft. at 3 <sup>rd</sup> floor, Tower-A Building No.2. (ii) 110 sqft. at 8 <sup>th</sup> Floor, Tower- A Building No.2

15.2. It was informed that the unit informed that they have received 'NOC' from the developer for setting up 'Cafeteria and Pantry facilities', however copy of the same had not provided.

15.3. It was informed that in terms of Rule 11(5) proviso 1 of SEZ Rules "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, creche and such other facilities as may be required for the exclusive use of the Unit".

15.4. Further, It was informed that Deptt. of Commerce vide letter dt. No. B-17/2/2018-SEZ-Part(1) dt.11.06.2019 has issued Instruction No. 95, wherein it has been stated that *the permission for setting up cafeteria, crèche, gymnasium and similar facilities in the premises of unit for exclusive use of such units can be granted subject to following conditions:-*

- a) *The facilities as envisaged under the proviso to Rule 11(5) of the SEZ Rules could also be created by a unit for its exclusive use subject to obtaining a NOC from the Developer as well as necessary NOCs/ clearances/ approvals from the relevant statutory authorities.*
- b) *The unit shall not be eligible for any exemptions, drawback, concessions, or any other benefit available under Section 7 or Section 26 of SEZ Act, for creating or operating such facilities.*

15.5. Shri Uday Goel, AGM-Legal of M/s. R1 RCM Global Private Limited appeared before the Approval Committee and explained the proposal. The representatives of the unit informed that they are running 'Cafeteria' and 'Pantry' for the exclusive use by its employees / personnel and requested to regularized the same. He further informed that they have received 'NOC' from the developer for setting up 'Cafeteria and Pantry' and they will submit the same shortly. He further clarified that no cooking activity is being undertaken in unit's premises and only ready to eat food is served to the employees. He further requested that the Cafeteria and Pantry may be permitted without vendor specific, as vendor may be changed in future due to various business reasons including the quality of food and services.

15.6. After due deliberations, the Approval Committee approved the regularization of existing 'Cafeteria' & 'Pantry' in unit's premises for exclusive use by its employees, subject to submission of 'NOC' from the developer and further subject to statutory compliance and also to the condition that neither the unit nor its vendor(s) shall be eligible for any exemptions, drawback, concessions or any other benefits available under SEZ Act / SEZ Rules, for operation of such facilities. The unit shall

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obtain necessary NOCs/ clearances/ approvals such as Fire, Health etc. from the relevant statutory authorities, if applicable, as required under Instruction No. 95 dated 11.06.2019 mentioned above. It was further directed by the Approval Committee that Specified Officer will verify and ensure that statutory compliances are being met. The Approval Committee also directed Specified Officer to verify whether the unit has availed any duty benefit on creation & operation of existing Cafeteria facility or not and in case availed then to effect recovery of the same.

16. मै० आर१ आरसीएम ग्लोबल प्राइवेट लिमिटेड का मै० केंडोर गुडगाँव वन रियल्टी प्रोजेक्ट्स प्राइवेट लिमिटेड की ग्राम टिकरी, सेक्टर-48, गुरुग्राम (हरियाणा) स्थित आईटी/ आईटीईड्स विशेष आर्थिक क्षेत्र स्थापित इकाई द्वारा पहले से संचालित कैफेटेरिया को जारी रखने प्रस्ताव।

16.1. It was brought to the notice of the Approval Committee that M/s. R1 RCM Global Private Limited has submitted proposal for regularization/continuation of existing Cafeteria run by them and approval for additional area for Cafeteria in the premises of its unit located in the IT/ITES SEZ of M/s Gurgaon Infospace Limited, Vill: Dundahera, Sector- 21, Gurugram (Haryana). It was informed that details of existing Cafeteria & Pantry submitted by the unit are as under:-

Name of facility	Area & location
Cafeteria	Already operational - 2950 sqft at 5 <sup>th</sup> Floor, Building No.1 Proposed- 5300 sqft at 2 <sup>nd</sup> Floor, Building No.1

16.2. It was informed that the unit informed that they have received 'NOC' from the SEZ developer for setting up 'Cafeteria', however copy of the same had not provided. It was further informed that earlier the unit had been granted approval by the Approval Committee for setting up of Cafeteria over an area of 2100 Sqft. at 5<sup>th</sup> floor, Building No.1, however, unit has mentioned area of existing Cafeteria as 2950 Sqft.

16.3. It was informed that in terms of Rule 11(5) proviso 1 of SEZ Rules "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, creche and such other facilities as may be required for the exclusive use of the Unit".

16.4. Further, It was informed that Deptt. of Commerce vide letter dt. No. B-17/2/2018-SEZ-Part(1) dt.11.06.2019 has issued Instruction No. 95, wherein it has been stated that *the permission for setting up cafeteria, crèche, gymnasium and similar facilities in the premises of unit for exclusive use of such units can be granted subject to following conditions:-*

- c) *The facilities as envisaged under the proviso to Rule 11(5) of the SEZ Rules could also be created by a unit for its exclusive use subject to obtaining a NOC from the Developer as well as necessary NOCs/ clearances/ approvals from the relevant statutory authorities.*

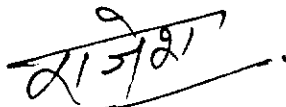
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- d) *The unit shall not be eligible for any exemptions, drawback, concessions, or any other benefit available under Section 7 or Section 26 of SEZ Act, for creating or operating such facilities.*

16.5. Shri Uday Goel, AGM-Legal of M/s. R1 RCM Global Private Limited appeared before the Approval Committee and explained the proposal. He informed to the Approval Committee that additional area shown by them against already approved cafeteria due to freezer & other Cafeteria equipment have occupied the said area. He also requested to regularize the increased area. He further informed that they have received 'NOC' from the developer for setting up 'Cafeteria' and they submit the same shortly. He further clarified that no cooking activity is being undertaken in unit's premises and only ready to eat food is served to the employees.

16.6. After due deliberations, the Approval Committee approved the regularization of increased area of 2950 sqft at 5<sup>th</sup> Floor, Building No.1 in respect of existing 'Cafeteria' as well as proposed Cafeteria over an area of 5300 sqft at 2<sup>nd</sup> Floor, Building No.1, for exclusive use by its employees, subject to submission of 'NOC' from the developer and further subject to statutory compliance and also to the condition that neither the unit nor its vendor(s) shall be eligible for any exemptions, drawback, concessions or any other benefits available under SEZ Act / SEZ Rules, for operation of such facilities. The unit shall obtain necessary NOCs/ clearances/ approvals such as Fire, Health etc. from the relevant statutory authorities, if applicable, as required under Instruction No. 95 dated 11.06.2019 mentioned above. It was further directed by the Approval Committee that Specified Officer will verify and ensure that statutory compliances are being met. The Approval Committee also directed Specified Officer to verify whether the unit has availed any duty benefit on creation & operation of existing Cafeteria facility or not and in case availed then to effect recovery of the same.

Meeting ended with a vote of thanks to the Chair.

  
(राजेश कुमार)  
उप विकास आयुक्त

  
(डॉ० एल० बी० सिंघल)  
विकास आयुक्त