



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)

फा०सं०.10/173/2007-सेज/

दिनांक: 10/05/2018

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, सीमा शुल्क, नॉएडा सीमा शुल्क आयुक्तालय, इनलैंड कंटेनर डिपो, तिलपता, दादरी, गौतम बुध नगर, उत्तर प्रदेश- 201306.
4. आयुक्त, सेन्ट्रलजीएसटी (नोएडा- प्रथम), सी - 56/42, सेक्टर - 62, नोएडा, जिला- गौतम बुध नगर, (उत्तर प्रदेश)।
5. आयुक्त, सेन्ट्रलजीएसटी (नोएडा- द्वितीय), फॉर्मूला- वन होटल, वेगमैस बिजनेस पार्क, प्लॉट नं. 3, नॉलेज पार्क -3, ग्रेटर नोएडा, जिला- गौतम बुध नगर, (उत्तर प्रदेश) ।
6. आयुक्त, आयकर, ए 2 डी, आयकर भवन, सेक्टर 24, नोएडा ।
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. मुख्य कार्यकारी अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नोएडा।
9. मुख्य कार्यकारी अधिकारी, ग्रेटर नोएडा औद्योगिक विकास प्राधिकरण, प्लाट नं 01, नॉलेज पार्क- 4, ग्रेटर नोएडा, गौतम बुध नगर, (उत्तर प्रदेश) ।
10. महाप्रबंधक, जिला उद्योग केंद्र, कलेक्ट्रेट के पास, सूरजपुर, ग्रेटर नोएडा ।
11. उपाध्यक्ष, बुलन्दशहर खुर्जा विकास प्राधिकरण, ओल्ड जी टी रोड, श्री आनंद वाटिका कॉलोनी, खुर्जा - 203131 (उत्तर प्रदेश)।
12. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता ।

विषय: दिनांक 04/05/2018 को पूर्वाह्न 11.00 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित नोएडा, ग्रेटर नोएडा एवं खुर्जा (उत्तर प्रदेश) 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 04/05/2018 को पूर्वाह्न 11.00 बजे सम्मेलन हॉल, प्रशासनिक भवन, नोएडा विशेष आर्थिक क्षेत्र, नोएडा में आयोजित आयोजित नोएडा, ग्रेटर नोएडा एवं खुर्जा (उत्तर प्रदेश) में स्थित निजी विशेष आर्थिक क्षेत्रों की अनुमोदन समिति बैठक का कार्यवृत्त संलग्न है ।

संलग्नक : उपरोक्त

भवदीय,

(राजेश कुमार)
उप विकास आयुक्त

NOIDA SPECIAL ECONOMIC ZONE

Minutes of meeting of the Approval Committee of Private SEZs located in Noida, Greater Noida & Khurja (Uttar Pradesh) held under the Chairmanship of Dr. L.B. Singhal, Development Commissioner, Noida SEZ at 11:00 AM on 04.05.2018 in the Conference Hall of NSEZ.

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

- (i) Shri S. S. Shukla, Joint Development Commissioner, NSEZ.
- (ii) Shri Rajesh Sharma, Asstt. Commissioner (Customs), Noida.
- (iii) Shri Harish Kumar, Asstt. Commissioner, CGST, Noida-II.
- (iv) Ms. Kokil Pandey, Asstt. Commissioner, CGST, Noida-I.
- (v) Shri R.L. Meena, Asstt. DGFT, New Delhi.
- (vi) Ms. Sandhaya Maurya, Income Tax Officer, Noida
- (vii) Shri Vaibhav Gupta, Sr. Manager (A), GNIDA
- (viii) Shri Amit Kumar, Representative of GM, DIC, G.B. Nagar
- (ix) Representative of SEZ Developers concerned, Special Invitee.

❖ Besides, during the meeting i) Shri Rajesh Kumar, DDC, ii) Md. Salik Parwaiz, Specified Officer, iii). Shri Prakash Chand Upadhyay, ADC, & iv) 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 06.04.2018:-

The Approval Committee was informed that no reference against the decisions of the Approval Committee held on 06/04/2018 was received from any of the members of the Approval Committee or Trade and therefore, Minutes of the Meeting held on 06.04/2018 were ratified.

02. Proposal of M/s. Prudentia Management and Technology Consulting LLP for setting up a unit in the Electronics Hardware & Software including IT/ITES SEZ of M/s. Artha Infratech Pvt. Ltd. at Plot No. 21 Sector-Techzone-IV, Greater Noida (U.P.).

It was brought to the notice of the Approval Committee that M/s. Prudentia Management and Technology Consulting LLP had submitted a proposal for setting up a unit over an area of 4800 Sqft. in Tower No. 2 in the Electronic Hardware & Software including IT/ITES SEZ of M/s. Artha Infratech Pvt. Ltd. located at Plot No. 21, Sector-Techzone IV, Greater Noida (U.P.) to undertake service activities namely 'IT & ITES Services - Research and development Services, Computer Software Services, Data processing, Professional Services, other Business Services' with projected exports of Rs. 3686 Lakhs and the cumulative NFE of Rs.3686 Lakhs over a period of five years. It was also

informed that the applicant has proposed investment of Rs.135 Lakhs towards Indigenous capital goods and other cost of project shall be met from the Retained earnings / Unsecured loan from partners. It was further informed that the SEZ developer has given provisional offer for allotment of proposed space to the applicant.

It was informed that following documents / information required to be submitted which has been communicated to the applicant:-

- (i) Name of floor has not been mentioned in the provisional offer of space issued by the SEZ developer.
- (ii) Proposed service activities namely "Professional Service" & "Other Business Service" may be elaborated connecting with the principal activity of the LLP firm mentioned in LLP Agreement dt.21.04.2012.
- (iii) List of indigenous capital goods required to be submitted.
- (iv) Shareholding pattern of the LLP firm duly certified by CA required to be submitted.
- (v) Copies of ITRs (along with enclosures) in respect of all four partners required to be submitted.
- (vi) Date of incorporation of firm under LLP Act, is 02.04.2012 whereas LLP Agreement is dated 21.04.2012, which may be clarified along with supporting documents. The LLP Agreement has not been notarized.

Mr. Gaurav Bajpai, Partner & Mr. Pushendra Kumar, Partner appeared before the Approval Committee on behalf of the applicant unit and explained the proposal. The representatives of the applicant informed that the SEZ developer has allotted space at 'Ground floor, Tower No. 2' of SEZ. The representatives of the applicant further informed that Approval Committee may remove the proposed service activity namely 'Professional Services & Other Business Services' as the remaining activities proposed to be undertaken in SEZ i.e. 'IT & ITES Services - Research and development Services, Computer Software Services, Data processing' are well covered in the activities of the LLP Firm. The representatives of the applicant also informed that they have submitted the required documents including revised provisional offer of space of the developer.

After due deliberations, the Approval Committee approved the proposal to undertake services activities namely 'IT & ITES Services - Research and development Services, Computer Software Services, Data processing', subject to examination of documents submitted by the applicant.

03. Proposal of M/s. Xavient Software Solutions India Pvt. Ltd. for setting up of its 2nd unit in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. at Plot No. 20 & 21, Sector-135, Noida (U.P.).

It was brought to the notice of the Approval Committee that M/s. Xavient Software Solutions India Pvt. Ltd. had submitted a proposal for setting up its 2nd unit over an area of 18910 Sqft. at 5th floor, Building No.5 in the IT/ITES SEZ of M/s. Seaview Developers Pvt. Ltd. located at Plot No. 20

& 21, Sector-135, Noida (U.P.) to undertake service activities namely 'Software Development and IT/IT Enabled Services (including Technical Testing & Analysis Services)' with projected exports of Rs. 6650.28 Lakhs and the cumulative NFE of Rs.5850.28 Lakhs over a period of five years. It was also informed that the applicant has proposed investment of Rs.400 Lakhs towards imported capital goods; Rs.400 Lakhs towards Indigenous capital goods and other cost of project shall be met from the own funds generated from business / operations. It was further informed that the SEZ developer has given provisional offer for allotment of proposed space to the applicant.

It was informed that complete copy of Auditor's Report for the FY 2014-15 & 2016-17 required to be given.

Mr. Ashish Jain, Director & Mr. J. Shankar appeared before the Approval Committee on behalf of the applicant unit and explained the proposal. The representatives of the applicant informed that they have now submitted the required documents.

After due deliberations, the Approval Committee approved the proposal.

04. Proposal of M/s. Trustone Wegmans Developers Pvt. Ltd., Co-developer for approval of list of materials 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. Trustone Wegmans Developers Pvt. Ltd., Co-developer of Electronics Hardware & Software including IT/ITES SEZ of M/s. Artha Infratech Pvt. Ltd. at Plot No. 21, Sector-Techzone-IV, Greater Noida, had submitted a proposal for approval of list of materials to carry on following default authorized operations:-

S. No.	Name of Authorized Operations	Sl. No at default list of materials as per Inst. No.50 and 54	Estimated Cost (Rs. in lakhs)
(i)	Construction of all type of buildings in processing area as approved by the Unit Approval Committee.	22	155.00
(ii)	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.	02	59.50
		Total:	214.50

Mr. Rajiv Baghel, Sr. Manager & Mr. Shahid Khan, Asstt. Manager appeared before the Approval Committee on behalf of the Co-developer and explained the requirement of proposed materials.



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

05. Proposal of M/s. Seaview Developers Private Limited, Developer for allotment of space to M/s. Tata Starbucks Private Limited to setup & operate a 'Cafe' in the processing area of IT/ITES SEZ located at Plot No. 20 & 21, Sector-135, Noida (U.P).

It was brought to the notice of Approval Committee that the Developer, M/s. Seaview Developers Pvt. Ltd. had submitted a proposal for allotment of built-up space of 790.40 Sqft. (73.43 Sqmt.) at Ground floor, Amenity Block-II in the processing area of IT/ITES SEZ at Plot No. 20 & 21, Sector-135, Noida (U.P.) on lease basis to M/s. Tata Starbucks Pvt. Ltd. to setup & operate a 'Cafe', for use by the employees of SEZ. & units located therein.

It was informed that the developer had submitted area-wise details of such activities approved by BOA, area-wise details of approvals given by the Approval Committee for allotment for such activities & balance area as given below :-

S. No.	Activities approved by BoA in processing area	Area approved by BoA	Total area approved by Approval Committee for allotment of space to facility providers	Balance Area
(i)	Food services including cafeteria, food court(s), restaurants, coffee shops, canteens and catering facilities.	3000 Sqmt.	1582.96 Sqmt.	1417.04 Sqmt.
(ii)	Employee welfare facilities like Creche, Medical Centre.	1000 Sqmt.	592.26 Sqmt.	407.74 Sqmt.
(iii)	Shopping arcade / retail space	950 Sqmt.	212.65 Sqmt.	737.35 Sqmt.

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'.

Mr. Jay Kumar, Head-SEZ Compliance, Mr. Amrik Singh, AGM-SEZ Compliance & Mr. Mayank Gupta, Project 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 benefit, including service tax benefits, shall be available to M/s. Tata Starbucks Pvt. Ltd. to setup, operate & maintain such facility in the processing area of the SEZ and M/s. Tata



Starbucks Pvt. Ltd. shall not serve Cigarette & Alcoholic beverages in such facility. This facility shall be used exclusively by the employees of SEZ & units located therein.

06. **Proposal of M/s. Seaview Developers Private Limited, Developer for allotment of space to M/s. Pollen Foods, to setup & operate a 'Ice Cream Parlour' in the processing area of IT/ITES SEZ located at Plot No. 20 & 21, Sector-135, Noida (U.P).**

It was brought to the notice of Approval Committee that the Developer, M/s. Seaview Developers Pvt. Ltd. had submitted a proposal for allotment of built-up space of 35 Sqft. (3.25 Sqmt.) at Ground floor, Amenity Block-II in the processing area of IT/ITES SEZ at Plot No. 20 & 21, Sector-135, Noida (U.P.) on lease basis to M/s. Pollen Foods to setup & operate a 'Ice Cream Parlour, for use by the employees of SEZ. & units located therein.

It was informed that the developer had submitted area-wise details of such activities approved by BOA, area-wise details of approvals given by the Approval Committee for allotment for such activities & balance area as given below :-

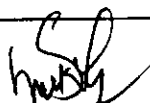
S. No.	Activities approved by BoA in processing area	Area approved by BoA	Total area approved by Approval Committee for allotment of space to facility providers	Balance Area
(i)	Food services including cafeteria, food court(s), restaurants, coffee shops, canteens and catering facilities.	3000 Sqmt.	1582.96 Sqmt.	1417.04 Sqmt.
(ii)	Employee welfare facilities like Creche, Medical Centre.	1000 Sqmt.	592.26 Sqmt.	407.74 Sqmt.
(iii)	Shopping arcade / retail space	950 Sqmt.	212.65 Sqmt.	737.35 Sqmt.

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'.

Mr. Jay Kumar, Head-SEZ Compliance, Mr. Amrik Singh, AGM-SEZ Compliance & Mr. Mayank Gupta, Project 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 benefit, including service tax benefits, shall be available to M/s. Pollen Foods to setup,



operate & maintain such facility in the processing area of the SEZ and M/s. Pollen Foods shall not serve Cigarette & Alcoholic beverages in such facility. This facility shall be used exclusively by the employees of SEZ & units located therein.

07. Proposal of M/s. Global Trade for setting up a unit in the Free Trade Warehousing Zone of M/s. Arshiya Northern FTWZ Ltd. at Village- Ibrahimpur, Junaidpur urf Maujpur, Khurja Distt- Bulandshahr (U.P.).

It was informed that the proposal of M/s. Global Trade for setting up a unit in the Free Trade Warehousing Zone of M/s. Arshiya Northern FTWZ Ltd. at Village- Ibrahimpur, Junaidpur urf Maujpur, Khurja Distt- Bulandshahr (U.P.) to undertake 'Trading activities' was discussed by the Approval Committee in its meeting held on 01.09.2017, 05.01.2018 & 06.04.2018. During the meeting held on 06.04.2018, the representative of M/s. Arshiya Northern FTWZ Ltd., FTWZ Developer informed that they have sent emails & followed up, but M/s. Global Trade is not responding and also not submitted required documents as directed by the Approval Committee held on 05.01.2018. The representative of FTWZ Developer had further informed that they have decided to withdraw the provisional offer of space made to M/s. Global Trade and letter in this regard will be issued shortly. Besides, no one from M/s. Global Trade appeared before the Approval Committee in its meeting held on 06.04.2018, despite the request sent to them to attend the meeting. After due deliberations, the Approval Committee had deferred the proposal and advised the representative of the developer in case the FTWZ developer has decided to withdraw provisional offer of space issued to M/s. Global Trade, a copy of communication to be issued to the applicant unit may be forwarded to this office also. The Approval Committee had further directed that on receipt of such communication from the developer the case may be placed before the Approval Committee for decision.

It was further informed that the Developer, M/s. Arshiya Northern FTWZ Ltd. vide its letter dated 17.04.2018 addressed to M/s. Global Trade, has withdrawn its provisional offer of space of 500 Sqft. issued vide letter 27.06.2017 to M/s. Global Trade. A copy of said letter dated 17.04.2018 has also been endorsed to this office.

The Approval Committee clarified that the Approval Committee may consider the proposal for setting up of unit in a SEZ/FTWZ on the basis of provisional offer of space issued by the concerned SEZ/FTWZ Developer in terms of Rule 18(2)(ii) of SEZ Rules, 2006. The Approval Committee took note of the withdrawal of provisional offer of space issued to M/s. Global Trade by M/s. Arshiya Northern FTWZ Ltd., FTWZ Developer. Keeping in view the withdrawal of provisional offer of space issued by the M/s. Arshiya Northern FTWZ Ltd., FTWZ Developer, the Approval Committee rejected the proposal of M/s. Global Trade for setting up a unit in the Free Trade and Warehousing Zone of



M/s. Arshiya Northern FTWZ Ltd. at Village- Ibrahimpur, Junaidpur urf Maujpur, Khurja Distt- Bulandshahr (U.P.)

08. Proposal of M/s. Laxmipati Balaji Exim Trading Ltd. for inclusion of additional item in the Annexure-I of LOA dated 08.08.2017 granted to setting up a unit in the Free Trade Warehousing Zone of M/s. Arshiya Northern FTWZ Ltd. at Village- Ibrahimpur, Junaidpur urf Maujpur, Khurja Distt- Bulandshahr (U.P.).

It was brought to the notice of the Approval Committee that M/s. Laxmipati Balaji Exim Trading Ltd., has submitted proposal for inclusion of following item in the Annexure-A of LOA dated 08.08.2017 of the unit located in the Free Trade Warehousing Zone of M/s. Arshiya Northern FTWZ Ltd. at Village- Ibrahimpur, Junaidpur urf Maujpur, Khurja Distt- Bulandshahr (U.P.):-

S. No.	Item Description	Exim Code
(i)	Compression – ignition internal combustion piston engines (Diesel or Semi-Diesel Engines)	8408 (Free)
(ii)	Electric Motors and Generators (Excluding Generating Sets)	8501 (Free)
(iii)	Electric Generating Sets and Rotary Converters	8502 (Free)
(iv)	Boards, Panels, Consoles Desks, Cabinets and other bases, Equipped with two or more apparatus of Heading 8535 or 8536, for Electric control or the distribution of electricity, including those incorporating instruments or apparatus of Chapter 90, and numerical control apparatus, other than switching apparatus of Heading 8517.	8537 (Free)

Shri D.K. Taunk, DGM appeared before the Approval Committee on behalf of the unit and explained the proposal.

After due deliberations, the Approval Committee approved the proposal.

09. Proposal in respect of M/s. Buhariwala Logistics for renewal of LOA, monitoring of performance, submission of regd. Lease deed and inclusion of additional authorized operations of the unit located in the Free Trade and Warehousing Zone of M/s. Arshiya Northern FTWZ Ltd. at Villages Ibrahimpur, Junaidpur Urf Maujpur, Distt. Bulandshahr (U.P.).

It was brought to the notice of the Approval Committee that M/s. Buhariwala Logistics had applied for renewal of LOA No. 10/47/2012-SEZ/5245 dated 18.07.2012 granted to them for setting up of unit in the Free Trade and Warehousing Zone of M/s. Arshiya Northern FTWZ Ltd. at Villages Ibrahimpur, Junaidpur Urf Maujpur, Distt. Bulandshahr (U.P.) for next five years. It was informed that the performance of the unit during first five years of operation, as per APRs verified by CA firm, NSEZ, is as under:-

(Rs. in lakhs)

Year	FOB Value of export	NFE Earning
2012-13	26.20	24.93
2013-14	62.54	45.30

2014-15	52.81	40.24
2015-16	62.95	46.92
2016-17	99.44	64.68
Total	303.94	222.07

It was further informed that unit had proposed with following export / NFE projections for next five years:-

Projections of Export/ NFE for next five years.	(Rs. in lakhs)	
	FOB value of Export	321.28
	Forex Outgo (Payment to Developer)	96.73
	NFE Earning	224.55
Projections of Indigenous/ Imported requirements.	<u>Capital Goods:</u> Imported : Nil Indigenous : Nil <u>Raw Materials:</u> Imported : Nil Indigenous : Nil	

It was further informed that the proposal was discussed by the Approval Committee in its meeting held on 05.03.2018. The Approval Committee granted extension in LOA of the unit for a period of two months i.e. upto 17.05.2018 so that their activities do not suffer and directed the representative of the unit to submit copy of Registered Lease Deed within extended period of LOA. In case of failure to do so, the Approval Committee may not extend of LOA issued to the unit further. It was informed that the Approval Committee had also reviewed the authorized activities of unit and observed that scope of service activities mentioned in the authorized operation of LOA of the unit is not in accordance with Rule 18(5) e.g. 'Transport services & Distribution services (excluding retail services), Cutting, Polishing, Blending, Segregation, Mixing, weighing, fumigation, quality control, safety control, testing and survey service'. The Committee decided to amend the LOA of the unit for activities in accordance with Rule 18(5) of SEZ Rules, 2006 as "Warehousing, Trading with or without labeling, packing or re-packing without any processing, Assembly of Completely Knocked Down or Semi Knocked Down kits except prohibited & restricted items". It was further informed that the Approval Committee had clarified that Para VI of Instruction No. 49 dated 10.03.2010 issued by DOC provides that the request for allowing cutting, polishing, blending etc. may be considered by the Approval Committee on a case to basis based on the merits of the case. Hence, proposal for allowing these activities may be considered by the Approval Committee on receipt of proper justification in this regard. It was informed that the approval / decision of the Approval Committee had been conveyed to the unit vide this office letter dated 20.03.2018.

It was informed unit vide its letter dated 23.04.2018 had submitted copy of Unit Holder Agreement dated 17.04.2018 executed with the FTWZ Developer, M/s. Arshiya Northern FTWZ Ltd. and registered with Sub-Registrar, Khurja, Distt- Bulandshahr, for a period of 5 years from the date of its execution i.e. from 17.04.2018 to 16.04.2023. Further, it was informed that the second five



years period is effective from 18.03.2018, therefore the agreement does not cover the period of LOA validity properly. Besides, copy of registered lease deed for previous five years still not submitted.

Further, it was informed that the unit vide its another letter dated 25.04.2018 has submitted a proposal for inclusion of following authorized operations in LOA:-

"Warehousing, Trading with packing, unpacking, re-packing, labeling, re-labeling, MRP labeling, Tagging, Bagging, Crating, Cartonisation, Knitting, De-knitting, Palletisation, Shrink wrapping, lashing, Unlashing, Chocking, Sorting, Checking, Sampling, Customs Clearance, Exhibition & Transportation".

Mr. S.M. Sachdeva, CEO appeared before the Approval Committee on behalf of the unit and explained the requirement of proposed additional activities. He also requested for renewal of LOA for next five years block.

Keeping in view the submission of registered Unit Holder Agreement submitted by the unit, after due deliberations, the Approval Committee approved the proposal for renewal of LOA of the unit for next five years i.e upto 17/03/2023. As regards proposal for inclusion of additional authorised activities, the Approval Committee observed that the unit has already been allowed *"Warehousing, Trading with or without labeling, packing or re-packing without any processing, Assembly of Completely Knocked Down or Semi Knocked Down kits except prohibited & restricted items"* and proposed additional activities like *"unpacking, re-labeling, MRP labeling, Tagging, Bagging, Crating, Cartonisation, Knitting, De-knitting, Palletisation, Shrink wrapping, lashing, Unlashing, Chocking, Sorting, Checking, Sampling, Exhibition & Transportation"* are part of the already approved activities, therefore no such approval is required. Besides, 'Customs Clearance' may not be approved as authorized operation of the unit. The Committee also noted achievement of positive NFE earnings by the unit as on 31.03.2017.

10. Proposal of M/s. Seaview Developers Pvt. Ltd., Developer for approval of list of materials to carry on authorized operations in IT/ITES SEZ at Plot No. 20 & 21, Sector-135, Noida.

It was brought to the notice of Approval Committee that M/s. Seaview Developers Private Limited, Developer of IT/ITES SEZ at Plot No. 20 & 21, Sector-135, Noida (U.P) had submitted proposal for approval of list of materials to carry on following default authorized operation 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	54.90
(ii)	Fire protection system with sprinklers, fire and	07	43.22

	smoke detectors.		
(iii)	Access Control and Monitoring System	24	127.20
(iv)	Air Conditioning of Processing area	21	35.64
		Total:	260.96

Mr. Jay Kumar, Head-SEZ Compliance, Mr. Amrik Singh, AGM-SEZ Compliance & Mr. Mayank Gupta, Project 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. Approval Committee directed the representatives of the developer to submit copy of building plan of Tower No. 6 & 7 to this office for records.

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

It was brought to the notice of the Approval Committee that M/s. HCL Technologies Ltd., Developer of IT/ITES SEZ at Plot No. 3A, 3B & 2C, Sector- 126, Noida (U.P) had submitted a proposal for approval of a list of materials to carry on following default authorized operations in their SEZ:-

S. No.	Authorized Operation	Sl. No. at default list of materials as per Inst. No. 50 & 54	Estimated Cost (Rs in Lakhs)
(i)	Construction of all types of building in processing area as approved by the Unit Approval Committee.	22	806.69
(ii)	Fire protection system with sprinklers, fire and smoke detectors.	07	303.84
(iii)	Power (including power backup facilities) for captive use only.	23	131.76
(iv)	Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.	02	25.19
(v)	Air Conditioning of processing area.	21	140.97
(vi)	Access Control and Monitoring System.	24	25.75
		Total :	1434.20

Mr. Sunil Agarwal, AVP, Mr. D.K. Sharma, General Manager & Mr. Subhash Chandra, Dy. Manager appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed items.



After due deliberations, Approval Committee **approved** the proposed list of materials except 'Coat Hanger' proposed at Sl. No. 86 under authorized operation namely "Construction of all types of building in processing area as approved by the Unit Approval Committee".

12. Proposal of M/s. Ansal IT City & Parks Ltd., Developer for cancellation of letter dated 07.01.2016 granted for allotment of space to M/s. Shine Impex as well as allotment of said space to M/s. Café House to run cafeteria operation in the Processing area of IT/ITES SEZ at Plot No. 6, Sector-Techzone, Greater Noida (U.P.) and consideration of Form-E / status of its submission – regarding.

It was informed that the proposal of M/s. Ansal IT City & Parks Limited, Developer for cancellation of letter dated 07.01.2016 granted to them for allotment of built up space admeasuring 945 Sqft. at Ground Floor, Unit No. 3, Signature Tower in the processing area of IT/ITES SEZ at Plot No. TZ6, Sector – Tech Zone, Greater Noida (U.P) to M/s. Shine Impex to setup & operate a 'Cafeteria / Canteen' and allotment of aforesaid space to M/s. Café House to setup & operate 'Café House' was placed before the Approval Committee in its meeting held on 07.10.2016. It was informed that the Approval Committee had advised the developer to first resolve the issue with M/s. Shine Impex at their end and submit a fresh proposal for allotment for the same. The decision of the Approval Committee had been conveyed to the developer vide this office letter dated 26.10.2016. The developer had also been requested vide this office letter dated 06.09.2017 & subsequent letter dated 07.02.2018 to comply with the directions of the Approval Committee and also submit details of such activities approved by the Board of Approval and area-wise details of space allotted to such facility providers in the processing area of SEZ.

It was further informed that the developer vide its letter dated 12.02.2018 & subsequent letter dated 29.03.2018 had stated that they had already withdrawn provisional offer of space issued to M/s. Shine Impax as Shine Impex had failed to honor the minimum compliance, safety requirement for running cafeteria operation in SEZ as per applicable Rules & regulations under Central SEZ, State Government guidelines. Further, it was informed that the developer vide its letter dated 17.04.2018 had submitted its statement in the form of undated Undertaking on Rs.10/- non-judicial stamp paper stating that they have continuously following up with M/s. Shine Impex via email and calls for fulfilling the compliances required to run cafeteria in SEZ but Shine Impex have never turned up for any work. It was informed that the developer had stated that they have never entered in any agreement with Shine Impex for the cafeteria area nor Shine Impex have ever paid single money to Ansal IT City & Parks Ltd. for their operations in the SEZ.

It was informed that details of such activities approved by the Board of Approval and area-wise details of space allotted to such facility providers in the processing area of SEZ as requested vide this office letter dated 06.09.2017 & subsequent letter dated 07.02.2018 has not been submitted.



It was further informed that the developer has not been submitting QPRs & Half Yearly returns and certificate of utilization of goods regularly as required in terms of Rule 12(6) & (7) of SEZ Rules, 2006. Besides, CA firm, NSEZ had scrutinized the Half yearly reports submitted by the developer and has made certain observations in the Half yearly report for the period April-Sept'2016 & Oct'16-March'17, which had been communicated to the developer by CA firm vide email dt. 16.11.2017 and reminder dt. 12.04.2018. It was informed that the developer has not submitted various QPRs/HPRs including HPR for the period April-Sept' 2017 and Oct'17 to March' 18 and also not responding to emails from CA firm for rectification of Returns.

Mr. Vinay Yadav, V.P., Mr. K.K. Rajput, Dy. Manager & Mr. J.K. Singh, Dy. Manager appeared before the Approval Committee and requested for consideration of cancellation of letter dated 07.01.2016 granted to them for allotment of space to M/s. Shine Impex and allotment of said space to M/s. Café House to setup & operate 'Café House'. The representative of the developer informed that they have constructed approx. 1.75 lakhs sqft. built-up area in Signature Tower building in processing area of SEZ and they are planning for construction of further 1.75 lakhs Sqft. built-up area within next 3 years. On being asked by the Approval Committee about compliance of minimum built-up area in terms of Rule 5(7) of SEZ Rules, 2006, the representative of the developer informed that they had applied for extension in timeline for construction of minimum built-up area for further 5 years and extension for the same had been granted by DOC.

It was informed to the Approval Committee that DOC letter No. F.2/28/2006-SEZ dated 17.05.2017 had conveyed approval of the Competent Authority for grant of extension in timeline for construction of minimum built up area in the IT/ITES SEZ at Plot No. TZ-06, Sector Tech Zone, Greater Noida, Uttar Pradesh by M/s. Ansal IT City & Parks Ltd., in relaxation of the conditions of Rule 5(7) of SEZ Rules, 2006, with the condition that this case is not to be quoted as a precedent in future. However, no specific period of extension in timeline for construction of minimum built up area has been mentioned in the aforesaid approval of DOC. It was informed that in this regard a reference letter dated 03.07.2017 had been sent to DOC with request to intimate the extended validity of timeline for construction of minimum built up area. Reply from DOC is awaited.

After due deliberations, the Approval Committee advised the developer to submit either consent of M/s. Shine Impex for cancellation of permission letter dated 07.01.2016 or letters written to M/s. Shine Impex so that this office can also write to them with a request to give response within 15 days. The Approval Committee also directed the representative of the developer to submit all pending Quarterly & Half Yearly reports and also ensure timely submission of the same in future. The Approval Committee also directed to write another letter to DOC reminding them regarding exact period of extended validity for construction of minimum built up area in the said SEZ.



13. Proposal of M/s. Golden Tower Infratech Pvt. Ltd., developer for approval of list of materials to carry on authorized operations in IT/ITES SEZ at Plot No. 8, Sector-144, Noida.

It was brought to the notice of Approval Committee that M/s. Golden Tower Infratech Pvt. Ltd., Developer of IT/ITES SEZ at Plot No. 8, Sector-144, Noida (U.P) had submitted a proposal for approval of a list of materials to carry on following default authorized operation in their SEZ:-

S. No.	Authorized Operation	Sl. No. at default list of materials as per Inst. No. 50 & 54	Estimated Cost (Rs in Lakhs)
(i).	Solid and liquid waste collection, treatment and disposal plants including pipelines & other necessary infrastructure for sewage and garbage disposal, sewage treatment plants.	03	71.09
(ii).	Electrical, Gas and Petroleum Natural Gas Distribution Network including necessary substations of appropriate capacity, pipeline network etc.	04	397.18
(iii).	Rain water Harvesting Plant	06	12.00
(iv).	Fire protection system with sprinklers, fire and smoke detector.	07	3.55
(v).	Landscaping and water bodies	08	25.50
(vi).	Parking including Multi-Level Car Parking (automated / manual)	18	600.00
(vii).	Recreational facilities such as indoor/ outdoor games, Gymnasium / Employee's restroom in processing area.	19	35.00
(viii).	Employee welfare facilities like Creche, Medical centre and other such facilities.	20	22.12
(ix).	Air Conditioning of procession zone	21	126.80
(x).	Construction of all types of building in processing area as approved by Unit Approval Committee	22	351.82
(xi).	Power (including power back up facilities) for captive use only.	23	20.00
(xii).	Access Control and Monitoring System.	24	13.72
(xiii).	Cafeteria / Canteen for staff in processing area.	27	77.50
		Total:	1756.28

It was informed that the Board of Approval has granted extension in the validity period of formal approval of said SEZ upto 02.09.2018.

It was further informed that following shortcomings have been observed in the proposal:-

- (i) Name of authorised operation "Rain water Harvesting Plant" has been mentioned as "Rain water Harvesting System" in CE Certificate & its Annexure-3.
- (ii) Developer has proposed '300 nos. Toys (Assorted)', '4 nos. Swing' '4 nos. Seesaw', '4 nos. Slides' & '4 nos. Micky Mouse' for Creche and '01 no. Ambulance with equipment' & 'Medicines(Assorted) of Rs.2.00 lakh' for Medical Centre under the Authorised operation namely "Employee welfare facilities like Creche, Medical centre and other such facilities".



- (iii) No quantity / rates have been mentioned against items proposed for "Recreational facilities such as indoor/ outdoor games, Gymnasium / Employee's restroom in processing area" in Annexure-7.

Mr. Amul Gupta, VP, Mr. Pradeep Kumar Misra, GM & Mr. B.D. Joshi, Sr. Manager appeared before the Approval Committee on behalf of the developer and explained the requirement of proposed materials.

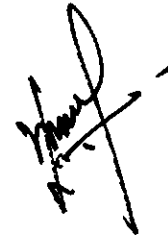
After due deliberations, the Approval Committee approved the proposed list of materials subject to submission of revised CE Certificate & Annexure giving correct name of authorized operation as "Rain water Harvesting Plant" and revised list of materials "Recreational facilities such as indoor/ outdoor games, Gymnasium / Employee's restroom in processing area" indicating quantity / rates of each of the items proposed under it.

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



(S. S. Shukla)

Joint Development Commissioner



(Dr. L.B. Singhal)

Development Commissioner