



भारत सरकार
वाणिज्य एवं उद्योग मंत्रालय
वाणिज्य विभाग
विकास आयुक्त का कार्यालय
नोएडा विशेष आर्थिक क्षेत्र

नोएडा-दादरी रोड, फेज-2, नोएडा - 201305 (उत्तर प्रदेश)
दूरभाष (जोन कार्यालय): 0120 - 2567268-70 (3 लाइनें), फैक्स: 2562314, 2567276
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फा० सं० 10/06/2022-SEZ/

दिनांक: 12/06/2024

(ई मेल के माध्यम से)

सेवा में,

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, नोएडा सीमा शुल्क आयुक्तालय, इनलैंड कंटेनर डिपो, तिलपता, दादरी, गौतम बुध नगर, उत्तर प्रदेश- 201306.
4. प्रधान आयुक्त, आयकर, प्लॉट सं- ए-2 डी, आयकर भवन, सेक्टर- 24, नोएडा।
5. उपसचिव (आई एफ - 1), बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
6. मुख्य कार्यकारी अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नोएडा।
7. मुख्य कार्यकारी अधिकारी, ग्रेटर नोएडा औद्योगिक विकास प्राधिकरण, प्लॉट नं 01, नॉलेज पार्क- 4, ग्रेटर नोएडा, गौतम बुद्ध नगर, (उत्तर प्रदेश)।
8. महाप्रबंधक, जिला उद्योग केंद्र, कलेक्ट्रेट के पास, सूरजपुर, ग्रेटर नोएडा।
9. उपाध्यक्ष, बुलन्दशहर खुर्जा विकास प्राधिकरण, कालिन्दी कुञ्ज, जी टी रोड, खुर्जा - 203131 (उत्तर प्रदेश)।
10. संबंधित विशेष आर्थिक क्षेत्र विकासकर्ता / सह-विकासकर्ता।

विषय: नोएडा, ग्रेटर नोएडा और खुर्जा में स्थित निजी विशेष आर्थिक क्षेत्रों के संबंध में श्री ए० बिपिन मेनन, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में अनुमोदन समिति की दिनांक 06/06/2024 को पूर्वाह्न 11:30 बजे आयोजित बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,

उपरोक्त विषय के सन्दर्भ में नोएडा, ग्रेटर नोएडा और खुर्जा में स्थित निजी विशेष आर्थिक क्षेत्रों के संबंध में श्री ए० बिपिन मेनन, विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में अनुमोदन समिति की दिनांक 06/06/2024 को पूर्वाह्न 11:30 बजे आयोजित बैठक का कार्यवृत्त संलग्न है।

भवदीय,

(गया प्रसाद)

उप विकास आयुक्त

प्रतिलिपि:

1. विशेष कार्याधिकारी - विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र।
2. वैयक्तिक सहायक - संयुक्त विकास आयुक्त, नोएडा विशेष आर्थिक क्षेत्र।
3. सम्बंधित विनिर्दिष्ट अधिकारी।

NOIDA SPECIAL ECONOMIC ZONE

Minutes of the Approval Committee meeting in respect of SEZs located in Noida, Greater Noida & Khurja (Uttar Pradesh), held under the Chairmanship of Shri A. Bipin Menon, Development Commissioner, NSEZ at 11.30 AM on 06.06.2024.

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

1. Shri S.K. Rao, Superintendent, Customs, Noida
2. Shri Mayank Jain, Assistant Manager, Department of Industries, Noida.
3. Shri Jagdish Chander, Assistant DGFT, O/o DGFT, CLA, New Delhi.
4. Shri Ranveer Singh, Income Tax Officer, Noida.

- Besides, during the meeting (i). Shri Amit Gupta, Specified Officer (ii) Shri Gya Prasad, DDC, (iii). Shri Prakash Chand Upadhyay, ADC and (iv) Shri Sunil Gulyani, Stenographer / Dealing Hand were also present to assist the Approval Committee. It was informed that the quorum was available and the meeting could proceed.
- At the outset, the Chairman welcomed the participants. After a brief introduction, the agenda was taken up sequentially. 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 unanimously:-

1. Ratification of the Minutes of the Approval Committee meeting held on 02.05.2024:-

As no reference in respect of the decisions of the Approval Committee held on 02.05.2024 was received from any of the members of the Approval Committee or trade, the Minutes of the Meeting held on 02.05.2024 were ratified.

Item No. 2: Proposal for setting up of new unit.

2.1: M/s. Horizon Tradelinks (Arshiya SEZ)

2.1.1. M/s. Horizon Tradelinks has submitted application for setting up a unit in Arshiya Northern FTWZ Ltd. Multi Sector SEZ at Village Ibrahimpur, Junaidpur urf Maujpur, Dist- Bulandshahr (U.P.) to undertake "Warehousing, Trading with or without labeling, Packing or re-packing without any processing, Assembly of Completely Knocked Down or Semi Knocked Down kits." This was for the 30 products with 4 Digit HS Codes submitted by the applicant. The applicant projected exports of Rs.136.38 lakhs with a cumulative NFE of Rs.87.54 lakhs over a period of five years. The applicant had proposed indigenous input services of Rs.80.50 lakhs. The applicant submitted a copy of letter of consent for space admeasuring 185.80 Square meter (2000 Square feet) in SEZ, issued by the Developer vide letter dated 10.05.2024.

2.1.2. The following documents / information had been requested for submission applicant:-



- i. The applicant needs to submit complete list of goods with 8-digit HS Code in Annexure-I of Para-V of Form-F. (list has currently been submitted at HS4 digit level)
- ii. As per Import Policy 2022 available at dgft.gov.in, items covered under following HSN codes are 'Restricted' for import:-
 - a. Under HSN Codes 3301 – 33013010;
 - b. Under HSN Code 8528, 85287211 to 85287219; and
 - c. Under HSN Code 8471 – 84713010, 84713090, 84714110, 84714120, 84714190, 84714900 and 84715000.
- iii. As per Export Policy 2018 available at dgft.gov.in, goods under HSN Code 33013010 (Agar Oil) & HSN 33012937 (Sandalwood Oil) are 'Restricted' for Export– with Policy condition that export is permitted under a Licence.
- iv. Copy of Registered Partnership Deed required to be submitted.
- v. At Para VIII(2) of Form-F, the requirement of built-up area has been mentioned as 100.00 Sqmt., whereas, Developer has issued consent letter for allotment of 2000 sq.ft. (185.80 Sqmt.).
- vi. Breakup of proposed foreign exchange outgo of Rs.48.46 lakhs required to be submitted.
- vii. Cost of the project and means of finance not given;
- viii. List of proposed indigenous input services of Rs.80.50 lakhs giving description as per default list of 67 services, is required to be submitted.
- ix. Details in respect of Income Tax Department also required to be submitted.
- x. Passport of Sh. Mohan Lal Arora, Partner has been expired on 06.03.2024, hence valid copy of the same is required to be submitted.
- xi. In the Form-F, against Sl.No. XII(iv), the applicant has mentioned 'NA' whereas answer shall be given in Yes or No.
- xii. Form-A & B issued by the Registrar of Firms in support of the Registration of Firm and its partners required to be submitted.

2.1.3. Shri Harmesh Arora, Partner of M/s. Horizon Tradelinks appeared before the Approval Committee and explained the proposal. He informed that he has received the deficiency letter issued by this office and they will submit suitable reply along with 8 digit HS Code of the proposed items excluding goods which are 'Restricted / Prohibited', at the earliest. He further informed that he and his father Sh. Mohan Lal Arora are partners in the firm. They have two other firms as merchant exporters in the field of readymade garments and this would be the sector that they would be focussing on initially for warehousing. He further informed that in proposed FTWZ unit they will be doing warehousing, packaging, re-packaging, labeling etc. of items of their clients as per their directions.

2.1.4. The Approval Committee discussed the proposal in detail and after due deliberations including the proposed business plan, approved the proposal for setting up of unit to undertake authorised activities i.e. "Warehousing, Trading with or without labeling, Packing or re-packing without any processing, Assembly of Completely Knocked Down or Semi Knocked Down kits" in respect of goods with HS Code 5205, 5206, 5208, 5209, 5210, 5211 & 5903. However, this approval would excluded goods 'Restricted' & 'Prohibited' for imports & exports, strictly in accordance with Rule 18(5) of SEZ Rules, 2006. This approval is also subject to the submission of the documents/information pointed out at Para 2.1.2 above. The approval is further subject to the following terms & conditions:-

- i. Products which are "Prohibited / Restricted" for import and export under the Foreign Trade Policy (FTP) would not be permitted.



- ii. The scope of authorized operations of the unit will be strictly as per Rule 18(5) of SEZ Rules, 2006.
- iii. All transaction shall be only in convertible foreign currency in terms of proviso to Rule 18(5) of SEZ Rules, 2006.
- iv. Port restrictions as per DGFT Notifications / Public Notice / Instructions issued from time-to-time, shall be applicable.
- v. The unit shall obtain necessary 'NOC' for import / export from the concerned Central / State Ministries / departments and relevant authorities including Import Policy of DGFT.

Item No. 3. Proposal for expansion / partial deletion of area of the unit:

3.1: M/s. Gaming Laboratories International India Private Limited.

3.1.1. Shri Harinder Grewal, Senior Manager & Shri Ashish Jhagrawat, Consultant of M/s. Gaming Laboratories International India Private Limited joined the meeting and explained the proposal. The representatives clarified that they had planned to shift the unit from existing location at Ground floor, Wing-B, Building No. B-1 to the proposed additional location, which would however, take some time. Therefore, they will retain the existing location till completion of shifting of unit to new location. Before, shifting to new location they will apply for partial deletion of existing location.

3.1.2. The Approval Committee discussed the proposal in detail and after due deliberations approved the proposal of M/s. Gaming Laboratories International India Private Limited for expansion of area by addition of '14500 Square feet at Ground floor, Wing-B/1, Building No. B-2' and revision in projections. This is as per details given below for its unit located in the Golden Tower Infratech Pvt. Ltd. IT/ITES SEZ at Plot No. 08, Sector-144, Noida (U.P.):-

(Rs. in lakhs)

Particulars (for 5 years)	Existing Projections	Revised projections
FoB value of Exports	5278.56	13369.20
Foreign Exchange Outgo	850.00	850.00
NFE Earnings	4528.56	12519.20
Imported Capital Goods	100.00	100.00
Indigenous Capital Goods	154.63	182.75
Imported input services	0.00	0.00
Indigenous input services	467.11	9202.93
Employment projections	50 Nos.	88 Nos.

3.1.3. The Committee directed the representative of the unit to submit required documents as requested vide this office letter dated 25.10.2023 & subsequent letter dated 26.12.2023 for taking DCP on records.

3.2: M/s. IESmarttechIndia Private Limited.

3.2.1. Shri Aditya Kaushik, Auditor & Shri Ashish Jhagrawat, Consultant of M/s. IESmarttechIndia Private Limited joined the meeting and explained the proposal.

3.2.2. The Approval Committee discussed the proposal in detail and after due deliberations approved both the proposal for partial deletion of '6000 Square feet

area at 2nd floor, Wing-B/2, Building No. B-2' and downward revision in projections. This is as per details given below for its unit located in the Golden Tower Infratech Pvt. Ltd. IT/ITES SEZ at Plot No. 08, Sector-144, Noida (U.P.):-

(Rs. in lakhs)

Particulars (for 5 years)	Existing Projections	Revised projections
Projected exports	20227.13	6100.00
Foreign Exchange Outgo	1089.84	300.00
NFE Earnings	19137.29	5800.00
Imported Capital Goods	78.48	25.00
Indigenous Capital Goods	313.93	95.00
Imported input services	1011.36	275.00
Indigenous input services	7443.68	2200.00
Employment projections	130 Nos.	40 Nos.

3.2.3. The unit shall be required to submit 'No Dues Certificate' from the Specified Officer in respect of area proposed to be deleted.

3.3. M/s. Newgen Software Technologies Ltd.

3.3.1. The Approval Committee ratified the interim approval to M/s. Newgen Software Technologies Limited for partial deletion of '20400 Sqft. area at 9th floor, Building No.7' issued vide this office letter dated 22.05.2024. This is in respect of its unit located in the Seaview Developers Private Limited, IT/ITES SEZ at Plot No. 20 & 21, Sector-135, Noida (Uttar Pradesh).

Item No. 4: Proposal for inclusion of items in LOA of FTWZ Unit:

4.1. M/s. Accelerate Logistics Private Limited

4.1.1. Shri Sandeep T. Shejwal, Director & Shri Vinod Parikh, authorized representative of M/s. Accelerate Logistics Private Limited joined the meeting and explained the proposal.

4.1.2. The Approval Committee discussed the proposal in detail and after due deliberations approved the proposal of M/s. Accelerate Logistics Private Limited for inclusion of 'HS Code 12077090 – Other- Melon Seeds' in the LOA dated 25.04.2024 of M/s. Accelerate Logistics Private Limited for the period upto 30.06.2024. This is however subject to fulfillment of import conditions prescribed in Notification No. 05/2023 dated 05.04.2024 of DGFT.

Item No.5.: Request for removal of Condition of Letter of Approval of the unit:-

5.1. M/s. Accelerate Logistics Private Limited

5.1.1. Shri Sandeep T. Shejwal, Director & Shri Vinod Parikh, authorized representative of M/s. Accelerate Logistics Private Limited joined the meeting and explained the proposal. The representatives informed that most of their clients are doing business in DTA.

5.1.2. The Approval Committee discussed the proposal in detail and after due deliberations directed the representative of the unit to submit consent letter from their clients along with list of goods for which they would be doing DTA sales.

Item No.6.: Monitoring of performance of the unit:-

6.1. M/s. Wipro Limited (Unit-I)

6.1.1. M/s. Wipro Limited (Unit-I), a unit in the Wipro Limited, an IT/ITES SEZ at Plot No. 2, 3 & 4, Sector-Knowledge Park-IV, Greater Noida (U.P.) had completed 3rd block of 5 years on 30.06.2023. The year-wise export performance and status of NFE Earnings of the unit, as per APRs for the last block, duly verified by NSEZ CA firm, are as under:-

(Rs. in lakhs)

Financial Year	FOB value of export	Forex Outgo	NFE Earnings	DTA Sales
2018-19 (from 01.07.2018 to 31.03.2019)	40171.38	281.61	39889.77	115.10
2019-20	32708.34	183.29	32525.05	778.05
2020-21	39002.89	222.28	38780.61	494.94
2021-22	37291.50	233.69	37057.81	1163.42
2022-23	30811.90	259.70	30552.20	221.08
Total:	179986.01	1180.57	178805.44	2772.59

6.1.2. It was informed to the Committee that the unit has submitted details of DTA sales as under:-

(Rs. in lakhs)

Year	DTA sales in INR	DTA sale in foreign currency	Total DTA Sale of services
2018-19 (from 01.07.2018 to 31.03.2019)	-	115.10	115.10
2019-20	33.67	744.38	778.05
2020-21	52.78	442.16	494.94
2021-22	269.89	893.53	1163.42
2022-23	206.13	14.95	221.08
Total:	562.47	2210.12	2772.59

6.1.3. The Committee observed that the unit has rendered services of Rs.562.47 lakhs during the FY 2019-20 to 2022-23 in DTA against payment in INR, which is violation of Section 2(z) (iii) of the SEZ Act, 2005.

6.1.4. Shri Rajkumar Singh, Senior Manager of M/s. Wipro Limited joined the meeting through video conferencing and explained the matter. He accepted that the unit has rendered services in DTA of Rs.562.47 lakhs against payment in INR.

6.1.5. The Approval Committee monitored the performance of unit in terms of Rule



54 and after due deliberations took note of the positive NFE earned by the unit upto 31.03.2023. Further, the Committee empowered the DC to issue Show Cause Notice and adjudicate the matter of DTA sale of services of Rs.562.47 lakhs in INR, in violation of Section 2(z) of the SEZ Act, 2005, in terms of Section 11(2) of the Foreign Trade (Development & Regulation) Act, 1992.

6.2. M/s. Vervesemi Microelectronics Pvt. Ltd.

6.2.1. M/s. Vervesemi Microelectronics Pvt. Ltd., a unit in the Artha Infratech Pvt. Ltd. IT/ITES SEZ at Plot No. 21, Sector-Techzone-IV, Greater Noida (U.P.) had completed first block of 5 years on 30.12.2022. The year-wise export performance and status of NFE Earnings of the unit, as per APRs upto FY 2022-23, duly verified by NSEZ CA firm, are as under:-

(Rs. in lakhs)

Year	Exports	Forex outgo	NFE Earnings	DTA Sale of services	Pending Foreign Exchange Realization
2017-18	195.89	45.74	150.15	0.00	0.00
2018-19	521.91	87.05	434.86	0.00	0.00
2019-20	783.27	197.08	586.19	16.62	0.00
2020-21	569.71	224.44	345.27	0.00	0.00
2021-22	694.20	207.10	487.10	0.00	0.00
Total:	2764.98	761.41	2003.57	16.62	0.0

2nd Block:

Year	Exports	Forex outgo	NFE Earnings	DTA Sale of services	Pending Foreign Exchange Realization
2022-23	823.98	229.99	593.99	0.00	0.00
Total:	823.98	229.99	593.99	0.00	0.00

6.2.2. The Committee observed that the unit has rendered services of Rs.16.62 lakhs during the FY 2019-20 in DTA against payment in INR, which is violation of Section 2(z) (iii) of the SEZ Act, 2005.

6.2.3. Shri Rakesh Malik, Director & Shri Pratap Narayan Singh, Director of M/s. Vervesemi Microelectronics Pvt. Ltd. appeared before the Approval Committee and explained the matter. He accepted that the unit has rendered services in DTA of Rs.16.62 lakhs against payment in INR.

6.2.4. The Approval Committee monitored the performance of unit in terms of Rule 54 and after due deliberations took note of the positive NFE earned by the unit upto 31.03.2023. Further, the Committee empowered the DC to issue Show Cause Notice and adjudicate the matter of DTA sale of services of Rs.16.62 lakhs in INR, in violation of Section 2(z) of the SEZ Act, 2005, in terms of Section 11(2) of the Foreign Trade (Development & Regulation) Act, 1992.



Item No.7.: Intimation for change of Directors:-**7.1. M/s. Wipro Limited (Developer & 4 SEZ Units)**

7.1.1. Shri Rajkumar Singh, Senior Manager of M/s. Wipro Limited joined the meeting through video conferencing and explained the matter.

7.1.2. The Approval Committee discussed the proposal in detail and after due deliberations, took note of the following changes in Directors of M/s. Wipro Limited, Developer of the IT/ITES SEZ at Plot No 2, 3 & 4, Knowledge Park-IV, Greater Noida (U.P.), and four units of M/s. Wipro Limited located in the same SEZ. This is in terms of Instruction No. 109 dated 18.10.2021 issued by DOC and is subject to compliance of terms & conditions prescribed therein:-

Previous Directors	Current Directors
1. Mr. Rishad A Premji	1. Mr. Rishad A Premji
2. Mr. Azim Hasham Premji	2. Mr. Azim Hasham Premji
3. Dr. Patrick John Ennis	3. Dr. Patrick John Ennis
4. Mr. Patrick Lucien Andre Dupuis	4. Mr. Patrick Lucien Andre Dupuis
5. Mr. Thierry Delaporte	5. Mr. Deepak Madhav Satwalekar
6. Mr. Deepak Madhav Satwalekar	6. Mr. Kannan Narayanan Srinivasa
7. Mr. Kannan Narayanan Srinivasa	7. Ms. Tulsi Naidu
8. Ms. Tulsi Naidu	8. Ms. Paivi Rekonen
9. Ms. Paivi Rekonen	9. Mr. Srinivas Pallia

7.2. M/s. Qualcomm India Pvt. Ltd..

7.2.1. Shri Ganesh S, Director-Logistics & Compliance of M/s. Qualcomm India Private Limited joined the meeting through video conferencing and explained the matter.

7.2.2. The Approval Committee discussed the proposal in detail and after due deliberations, took note of the following changes in Directors of M/s. Qualcomm India Private Limited in respect of its unit located in the Seaview Developers Private Limited, IT/ITES SEZ at Plot No 20 7 21, Sector-135, (U.P.). This is in terms of Instruction No. 109 dated 18.10.2021 issued by DOC, subject to compliance of terms & conditions prescribed therein:-

Previous Directors	Current Directors
1. Mr. Shashidhar Reddy Muthukuru	1. Mr. Shashidhar Reddy Muthukuru
2. Mr. Ravi Velidanda Rao	2. Mr. Ravi Velidanda Rao
3. Mr. Jingu Saira Jacob	3. Mr. Jingu Saira Jacob
4. Mr. Srinivas Maddali	4. Mr. Srinivas Maddali
5. Mr. Rajen Kanjibhai Vagadia	

7.3. M/s. Seaview Developers Pvt. Ltd. (Developer & Unit)

7.3.1. The Approval Committee discussed the proposal in detail and after due deliberations, took note of the following changes in Directors of M/s. Seaview



Developers Private Limited, Developer of the IT/ITES SEZ at Plot No 20 & 21, Sector-135, Noida (U.P.), and Power Plant unit of M/s. Seaview Developers Private Limited located in this SEZ. This is in terms of Instruction No. 109 dated 18.10.2021 issued by DOC, subject to compliance of terms & conditions prescribed therein:-

Previous Directors	Current Directors
1. Mr. Alok Aggarwal 2. Mr. Munish Dayal Mathur 3. Mr. Deepak Gupta	1. Mr. Munish Dayal Mathur 2. Mr. Ankit Gupta

7.3.2. This is further subject to the condition that the Developer / unit shall submit CA certified details of changes in shareholding pattern of the company, if any.

Item No. 8: Proposals for allotment of space to facility providers:

8.1: M/s. Golden Tower Infratech Pvt. Ltd, Developer.

8.1.1. The Approval Committee discussed the proposal in detail and after due deliberations approved the proposal for allotment of 200 square feet built-up space at Counter no. 9, Ground floor of Cafeteria, Building No. B-1 in the processing area of IT/ITES SEZ at Plot No. 8, Sector-144, Noida (U.P.), on lease basis to M/s. Vashu Kitchen, Ghaziabad. This is to setup & operate 'North Indian Meal stall', in terms of Rule 11(5) of SEZ Rules, 2006. This approval is subject to the condition that no tax / duty benefit shall be available to M/s. Vashu Kitchen to setup, operate & maintain such facilities in the processing area of the SEZ. M/s. Vashu Kitchen shall obtain necessary NOCs / clearances / approvals from the relevant statutory authorities, wherever applicable, for creation & operation of such facility in SEZ premises. This facility shall be used exclusively by the employees of SEZ & units located therein.

Item No. 9: Complaint received against the promoters of M/s. Ansal IT City & Parks Ltd., Developer of IT/ITES SEZ, at Plot No. 06, Sector-Techzone, Greater Noida (Uttar Pradesh)

9.1.1. It was informed to the Approval Committee that email has been received from Whistle Blower informing this office that promoters of M/s. Ansal IT City & Parks Limited. (MIGSUN Group) had started selling land and built up area of the IT/ITES SEZ at Plot No. TZ-06, Sector-Techzone, Greater Noida (Uttar Pradesh), in violation of Rule 11 (9), SEZ Rules, 2006. It has been informed that the developer has stated four commercial projects in the name of Migsun Central Market, Migsun Nehru Place-1, Migsun Nehru Place-2 & Migsun Nehru Place-3, at notified SEZ land without taking prior approval from the Competent Authority. Besides, another email dated 06.05.2024 Mr. Jai Gupta, Director of M/s. Vidyamantra Edusystems Private Limited, a unit in Ansal IT City & Parks Limited SEZ, Greater Noida, as a formal complaint against the developer. The complainant has provided copies of RERA Registration Certificate in respect of aforesaid projects.

9.1.2. The Authorised Officer of SEZ has reported that the Developer had started



construction in the non-processing area of SEZ. It was also informed that the developers are taking advances in respect of these projects.

9.1.3. It was further informed that after receipt of aforesaid complaints against them, the developer, M/s. Ansal IT City & Parks Ltd. vide its letter dated 10.05.2024 has informed that they have submitted the building plans for approval to GNIDA and got approval for building plans in the area vide letter No. PLG/BP/SM-29-Dec-2022-16740 dated 18.10.2023. The Developer had informed that in this layout they are proposing to start construction on Plot No. C-1 in the Non-Processing Area. This entry on this plot will be from Gate No. 2 and will be physically outside the current Processing Area. The utilisation of this plot is for commercial purpose and they shall not be claiming any exemption on the construction material for this project. The Developer has requested to grant permission for the same so that they can commence construction.

9.1.4. Further, the Developer, M/s. Ansal IT City & Parks Limited vide another letter dated 09.05.2024 had also submitted application in Form C-6 seeking complete de-notification of the notified area of SEZ. However, the Developer has shown notified area of SEZ as 15.176 hectares, whereas the total notified area of the said SEZ is 30.41 hectares (304053.46 Sqmt). Moreover, 135,113.866 Square meter land has been sub-leased to Co-developer, M/s Earth Iconic Infrastructure Private Limited as per Tripartite Sub-Lease Agreement dated 01.05.2013 executed amongst Greater Noida Authority (GNIDA), M/s. Ansal IT City & Parks Ltd. (Developer) & M/s. Earth Iconic Infrastructure Pvt. Ltd. (Co-developer).

9.1.5. Shri Pawan Kumar, CFO & Shri Mahesh Patel, Vice President of M/s. Ansal IT City & Parks Limited joined the meeting through video conferencing and explained the proposal. The representatives informed that they have requested all the units located in this SEZ to debond their unit from the SEZ.

9.1.6. The Committee observed that the developer had proposed for complete de-notification of SEZ whereas on the other hand they had also submitted request for granting approval for construction in the Non-Processing Area of SEZ, which is self-contradictory. Further, before de-notification of SEZ, all existing approved / operational units in SEZ are required to be de-bonded / exit. Further, the Developer cannot start any construction activity in the non-processing area of SEZ without taking prior approval from the Board of Approval in terms of Rule 11A of SEZ Rules, 2006.


9.1.7. The Approval Committee discussed the matter in detail and informed to the representative of the Developer that SEZ can be de-notified only after the de-bonding of all SEZ units approved in SEZ. Further, the Developer has to obtain prior approval from the Board of Approval for any creation of infrastructure in a dual use non-processing area of SEZ in terms of Rule 11A of SEZ Rules, 2006. The area restriction for duty paid dual use non-processing area in SEZ has been prescribed in Rule 11A(3)(c) of SEZ Rules, 2006. After due deliberations, the Committee directed the representative of the Developer that they shall adhere to the provisions of SEZ Act, 2005 & SEZ Rule, 2006 as well as relevant Instructions issued by DoC time-to-time. In case the Developer wants to partly de-notify the area in their possession, the developer shall submit proposal in Form-C5 for partial de-notification of SEZ after de-bonding of all units located in this part of SEZ. The Committee decided to obtain legal opinion on the matter.

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

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(Gya Prasad)
Deputy Development Commissioner



(A. Bipin Menon)
Development Commissioner