

No. F. 2/3/2009-SEZ
Government of India
Ministry of Commerce and Industry
Department of Commerce
(SEZ Section)

Udyog Bhawan, New Delhi

Dated the 8th June, 2009

OFFICE MEMORANDUM

Subject: Meeting of the Board of Approval on Special Economic Zones (SEZs) to be held on 17th June 2009- Reg.

The undersigned is directed to refer to this Department's O.M. of even number dated, 5th June 2009 on the above subject. Agenda for the meeting of the Board of Approval on Special Economic Zone (SEZ) to be held on 17th June 2009 is enclosed.

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16. Shri L.B. Singhal, Director General, Export Promotion Council for EOUs/SEZ Units, 705, Bhikaji Cama Bhavan, Bhikaji Cama Place, New Delhi - 110 066. (26165538).
17. Dr. Rupa Chanda, Professor, Indian Institute of Management, Bangalore, Bennerghata Road, Bangalore, Karnataka
18. Development Commissioner, Noida Special Economic Zone, Noida.
19. Development Commissioner, Kandla Special Economic Zone, Gandhidham.
20. Development Commissioner, Falta Special Economic Zone, Kolkata.
21. Development Commissioner, SEEPZ Special Economic Zone, Mumbai.
22. Development Commissioner, Madras Special Economic Zone, Chennai
23. Development Commissioner, Visakhapatnam Special Economic Zone, Visakhapatnam
24. Development Commissioner, Cochin Special Economic Zone, Cochin.
25. Development Commissioner, Indore Special Economic Zone, Indore.
26. Development Commissioner, Mundra Special Economic Zone, 4th Floor, C Wing, Port Users Building, Mundra (Kutch) Gujarat.
27. Dr. Omkar Rai, Development Commissioner (IT/ITES SEZs) and STPI Director, STPI-HQ, Electronics Niketan, 6, CGO Complex, Lodi Road, New Delhi - 1100 03, (Fax: 011-24366792)
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30. Shri Manoj Kumar, Development Commissioner (IT/ITES SEZs) and STPI Director, STPI-Hyderabad, 6Q3, Cyber Towers, ITEC City, Madhapur, Hyderabad - 500081, (Fax: 040-23100501)
31. Dr. S.K. Agarwal, Development Commissioner (IT/ITES SEZs) and STPI Director, STPI-Navi Mumbai, Module-4, Tower - 7, Vashi Railway Station cum-commercial Complex, 6th Floor, Vashi Navi Mumbai - 400 705, (Fax: 022-27812034)

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47. Government of Tamil Nadu (Shri M.F. Farooqui, Principal Secretary (Industries), Fort St. George, Chennai – 600009 (Fax: 044-25370822).
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Consolidated Agenda for the meeting of the BoA to be held on 17th June 2009

Item No.34.1: Proposal for setting up of SEZs

S. No	Name of the Developer	Location	State code	Sector	Area (in ha)	Land Possession	State Govt Recommendation	Status of application
1.	Shyam Steel Industries Ltd.	Barasat, West Bengal	WB	IT/EH & SW incl ITES	11.35	Yes	Yes	New

2.	Limitless Properties Limited	Tuticorin District, Tamil Nadu	TN	Multi Services	592	No	Yes for In-principle Approval	Deferred in BoA dt.8.12.08
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Item No. 34.2: Requests for co-developers

(i) Request of M/s. Karle O&M Services for co-developer in the IT/ ITES SEZ at North Bangalore Taluk, Karnataka developed by M/s. Karle Infra Projects.

IT/ITES SEZ at Nagawara Village, North Bangalore Taluk, Karnataka by M/s. Karle Infra Projects was notified on 12th December, 2008 over an area of 10.876 hectares. M/s. Karle O&M Services had submitted a proposal for providing O&M services in the entire SEZ. The proposal was considered in the meeting of 23-02-09 and the same was deferred as it was noted that the proposed co-developer is not developing any infrastructure but would only be providing O&M services for the entire SEZ. It was recorded that instead of coming as co-developer, the applicant should come as a unit. Now, the proposed co-developer has submitted an addendum to the co-developer agreement. The addendum dated 28th February 2009 is submitted for consideration of BoA.

(ii) Request of M/s. Combine Realty Pvt. Ltd. for co-developer in the IT/ ITES SEZ at Village Ognaj, Taluka Dascroi, District Ahmedabad, Gujarat developed by M/s. Calica Construction and Impex Pvt. Ltd.

IT/ITES SEZ at Ahmedabad, Gujarat by M/s. Calica Construction and Impex Pvt. Ltd. was notified on 08-05-09 over an area of 10-43-10 ha. M/s. Combine Realty Pvt. Ltd. has submitted a proposal for co-developer in the said SEZ for development of IT infrastructure over an area of 6187 sq. meters in the processing area of the said SEZ. An agreement dated 09-04-08 between the developer and co-developer has been provided. The proposal is submitted for consideration of the BoA.

(iii) Request of M/s. A.S. Cargo Movers Pvt. Limited for co-developer in the multi product SEZ at TADA, Andhra Pradesh developed by M/s. Sri City Pvt. Ltd.

Multi Product SEZ at TADA, Andhra Pradesh by M/s. Sri City Pvt. Ltd. was notified over an area of 1537.622 Ha. M/s. A.S. Cargo Movers Pvt. has submitted a proposal for co-developer for developing infrastructure by constructing “Ready Built Factories” (RBF) over an area of 50 acres in the processing area of the said SEZ. The proposal is submitted for consideration of the BoA.

(iv) Request of GIDC for co-developer in the multi product SEZ at Bharuch, Gujarat developed by M/s. Dahej SEZ Limited.

Multi product SEZ at Bharuch, Gujarat by M/s. Dahej SEZ Limited was notified on 20th December 2006 over an area of 1718-93-87 Ha. GIDC has submitted a proposal for co-developer for development of infrastructure facilities in the said SEZ. An MOU dated 28.2.08 between the developer and co-developer has been provided. The request of the co-developer is submitted for consideration.

Item No. 34.3: Requests for Authorized Operations

(i) Request of M/s. CCCL Infrastructure Limited for authorized operations in the Food Processing Sector at Tuticorin District, Tamil Nadu.

Food Processing SEZ at Tuticorin, Tamil Nadu by M/s. CCCL Infrastructure Limited was notified on 23.04.2009 over an area of 119.145 ha. The developer has requested for the following authorized operations in the **non-processing** area:-

S.No	Authorized Operations	Area (in sq mtrs)
1.	Administrative/Estate Office	2,000
2.	Commercial Complex	30,000
3.	Multiplex	2,000
4.	Business Centre/Convention Centre	25,00
5.	Community Hall	1,000
6.	Recreation Centre	500
7.	School	2,000
8.	Golf Course	20,000
9.	Residential/Housing Complex/Guest Houses/Service Apartments	90,000
10.	Health Club/ Medical Centre/Clinic	3,000
11.	DG Set	600

(ii) Request of M/s. GP Realtors Private Limited for authorized operations in the IT/ITES SEZ at village Behrampur District-Gurgaon Haryana.

Sector specific SEZ for IT/ITES SEZ at Gurgaon, Haryana by M/s. GP Realtors Pvt Ltd was notified on 4-5-09 over an area of 18.86858 ha. The developer has requested for the following authorized operations:-

Processing area

S. No	Authorized Operations	Area (in sq mtrs)
1.	IT	182,672
2.	Food court	9,900
3.	Club/Gym	2,500
4.	Retail/Commercial	17,000
5.	Utilities	6,800
6.	Guard House*	500
7.	SEZ Office*	500

* In the list of default activities, office space for customs and security staff not exceeding 500 sqm. is allowed.

Non-Processing area

S. No	Authorized Operations	Area (in sq mtrs)
1.	Residential	33,00
2.	Commercial office - BFSI Office space	115,571
3.	Service Apartments	16,500

(iii) Request of M/s. DLF Cyber City Developers Limited for authorized operations in the IT/ITES SEZ at Cyber City, Gurgaon, Haryana.

IT/ITES SEZ at Gurgaon, Haryana by M/s. DLF Cyber City Developers Limited was notified on 13th April 2007 over an area of 10.73 hectares. The developer has requested for the following authorized operations in the **non-processing** area:-

S. No	Authorized Operations	Area (in sq mtrs)
1.	Commercial Complex/Office space	12,000
2.	Service Apartments	15,000

(iv) Request of M/s. DLF Commercial Developers Limited for authorized operations in the IT/ITES SEZ at Gachibowli, Hyderabad

IT/ITES SEZ at Gachibowli, Hyderabad by M/s. DLF Commercial Developers Limited was notified on 26-12-07 over an area of 10.617 ha. The developer has requested for the following authorized operations in the **non-processing** area:-

S. No	Authorized Operations	Area (in sq mtrs)
1.	Commercial Complex/Office space	17,000

(v) Request of M/s. DLF Limited for authorized operations in the IT/ITES SEZ at Sector 30, village Silokhera, Gurgaon

IT/ITES SEZ at Silokhera, Gurgaon by M/s. DLF Ltd was notified on 6-12-06 and 19-03-07 over an area of 12.06 ha & 2.91 ha respectively. The developer has requested for the following authorized operations in the **non-processing** area:-

S. No	Authorized Operations	Area (in sq mtrs)
1.	Commercial Complex/Office space	38,000
2.	Housing for employees	1,07,000

(vi) Request of M/s. DLF Info City Developers (Chennai) Limited for authorized operations in the IT/ITES SEZ at Chennai, Tamil Nadu

IT/ITES SEZ at Chennai, Tamil Nadu by M/s. DLF Info City Developers (Chennai) Limited was notified on 16-11-06 and 19-3-07 over an area of 13.2923 and 3.4384 ha respectively. The developer has requested for the following authorized operations in the **non-processing** area:-

S. No	Authorized Operations	Area (in sq mtrs)
1.	Commercial Complex/Office space	17,000
2.	Service Apartments	22,000

(vii) Request of M/s. N.G. Realty Pvt. Ltd. for authorized operations in the sector specific SEZ for Engineering sector at Ahmedabad, Gujarat

Sector specific SEZ for engineering sector at Ahmedabad, Gujarat by M/s. N.G. Realty Pvt. Ltd. was notified on 3rd March 2008 and 17th February 2009 over an area of 105.5602 hectares and 96.8707 hectares respectively. The developer has requested for the following authorized operations:-

Non-processing area:-

S. No	Authorized Operations	Area (in sq mtrs)
1.	Security office, entrance gate, watch tower with security system within and along boundary of SEZ	1000 M ²
2.	Administrative office, fountain	1000 M ²
3.	Recreation facility including club house, outdoor and indoor games & gymnasium	10000 M ²
4.	Employee facility like ATMs	100 M ²
5.	Primary health centre	1000 M ²
6.	Executive food court	1000 M ²
7.	Parking for Guest, visitors and truck parking with rest room, Service station, weigh bridge, bus bay/stop	10000 M ²
8.	Nursery for plantation in the green area	10000 M ²
9.	Use of recycled waste water facility	
10.	Recharging of rain water by deep tube well and percolation wells	
11.	Shopping arcade/retail services	1000 M ²
12.	Residential	
A	Service Apartment	3000 M ²
B	1 ^{1/2} BHK	100x60 M ²
C	1 ^{1/2} BHK	100 x 120 M ²
D	3 BHK	50 x 150 M ²
E	4 BHK	20 x 200 M ²
13.	Educational	
A	Industrial Training Institute	8000 M ²
B	Primary School, College	5000 M ²
14.	Fire station with fire fighters	200 M ²
15.	Air-conditioning	
16.	Swimming pool	
17.	Power & Power back up system (DG sets of required capacity)	
18.	Petrol Pump	3000 M ²
19.	Primary health centre	1000 M ²

Processing area

S. No	Authorized Operations	Area (in sq mtrs)
1.	Security office, entrance gate, watch tower with security	1000 M ²

	system within and along boundary of SEZ	
2.	Administrative office	1000 M ²
3.	Power & power back up system (DG sets of required capacity)	
4.	Air conditioning	
5.	Swimming pool	
6.	Food court, canteens	4000 M ²
7.	Parking for truck parking with rest room, service station, bus stop	8000 M ²
8.	Nursery for plantation in the green area	10000 M ²
9.	Bus stop with Electrical/gas operated buses	
10.	Ware houses	100000 M ²
11.	Ancillary units	100 nos
12.	Professional offices	4000 M ²

(viii) Request of M/s. Biocon Limited for authorized operations in the sector specific SEZ for Biotechnology at Anekal Taluk, Bangalore District, Karnataka

Sector specific SEZ for Biotechnology at Anekal Taluk, Bangalore District, Karnataka by M/s. Biocon Limited was notified on 1st August 2006 over an area of 35.55 hectares. The developer has requested for the following authorized operations:-

Processing area:-

S. No	Authorized Operations	Area (in sq mtrs)
1.	Creche	240.00
2.	Occupational Health Centre	178.43
3.	Gymnasium/Health Club	58.20

Item No. 34.4: Amendment in authorized operations approved in respect of M/s. Eon Hinjewadi Infrastructure Private Limited for co-developer in the multi product SEZ at Mundra village & Taluka, Kutch - District, Gujarat, set up by M/s. Mundra Port and Special Economic Zone Limited

The request of M/s. Eon Hinjewadi Infrastructure Private Limited for co-developer in the multi product SEZ at Mundra village & Taluka, Kutch - District, Gujarat, set up by M/s. Mundra Port and Special Economic Zone Limited was approved in the meeting of BoA held on 23rd February 2009 in the **processing area**, as listed below:-

S. No	Authorized Operations	Quantum sought (in sq mtrs)	Approved quantum (in sq mtrs)
1.	Service apartment/hotel	15000 (150 rooms with an average built up space of 100 sq. meters)	15000 (150 rooms with an average built up space of 100 sq. meters)
	The service apartment will have the following support facilities :-		
a.	Swimming pool	150	150
b.	Recreation club	500	500
c.	Gym	150	150
d.	Convention hall	500	500
e.	Executive Business Center	500	500
f.	Food court	300	300

Now, the developer has submitted that they have applied for above mentioned activities in the non-processing area as they have been approved as co-developer in the non-processing area. The request of the co-developer for amending the approval by allowing them to carry out authorized activities in the non-processing area is submitted for consideration of BoA.

Item No. 34.5: Request of M/s. Mansarovar Industrial Development Corporation for splitting of notified SEZ and to include 'furniture items' in 'handicraft' sector

The proposal of M/s. Mansarovar Industrial Development Corporation for setting up of a SEZ for Handicraft sector over an area of 130.689 hectares was notified on 07.12.2007 vide S.O. No. 2113 (E). The developer has stated that recently, the Government had reduced the requirement of land area for handicraft SEZ to 10 hectares only as against earlier requirement of 100 hectares. The developer has requested that due to the present downtrend in the economy, the additional sectors may kindly be permitted to be included in the SEZ. They have requested that out of 131 hectares notified for Handicraft, 10 hectares may be notified for IT related services. They have also requested to include furniture items as a part of handicraft sector. The matter is placed before BoA for consideration.

Item No. 34.6: Request for extension of validity of formal approvals

These cases have been considered on file and have been granted extension for one year. The same is placed for information of BoA.

(i) Request of M/s. J. T. Holdings Private Limited for extension of the validity period of formal approval beyond 26th October 2009 for IT/ITES SEZ at Maheshwaram Mandal, Dist. Ranga Reddy, Andhra Pradesh. Extension granted for one year up to 25th October 2010.

(ii) Request of M/s. Bentex Towers Pvt. Limited for extension of the validity period of formal approval beyond 15th November 2009 for multi services SEZ at Roje Ka Gujjar, District Gurgaon, Haryana. Extension granted for one year up to 14th November 2010.

(iii) Request of M/s. Shyamaraju & Company (India) Pvt. Ltd. for extension of the validity period of formal approval beyond 9th June 2009 for IT/ITES SEZ at Krishnaraj Puram, Hobli, Whitefield, Bangalore East, Karnataka. Extension granted for one year up to 8th June 2010.

(iv) Request of M/s. Divyasree NSL Infrastructure Pvt. Ltd. for extension of the validity period of formal approval beyond 22nd August 2009 for IT/ITES SEZ at Serilingampally Mandal, Ranga Reddy District, Andhra Pradesh. Extension granted for one year up to 21st August 2010.

(v) Request of M/s. L&T Phoenix Infoparks Pvt. Ltd. for extension of the validity period of formal approval beyond 16th June 2009 for IT/ITES SEZ at Serilingampally Mandal, Ranga Reddy District, Andhra Pradesh. Extension granted for one year up to 15th June 2010.

(vi) Request of M/s. NSL SEZ (Chennai) Private Limited for extension of the validity period of formal approval beyond 22nd August 2009 for IT/ITES SEZ at Shollinganallur, Tambaram Taluk, Kanchipuram District, Tamil Nadu. Extension granted for one year up to 21st August 2010.

(vii) Request of M/s. Stargaze Properties Private Limited for extension of the validity period of formal approval beyond 26th October 2009 for IT/ITES SEZ at Raviriyal Village, Ranga Reddy District, Andhra Pradesh. Extension granted for one year up to 25th October 2010.

(viii) Request of M/s. Suncity Haryana SEZ Developers Pvt. Ltd. for extension of the validity period of formal approval beyond 14th November 2009 for IT SEZ at Jhund Sarai Viran & Bhangrola, Pataudi Road, Gurgaon. Extension granted for one year up to 13th November 2010.

(ix) Request of M/s. Ascendant Estates Pvt. Ltd. for extension of the validity period of formal approval beyond 6th November 2009 for IT/ITES SEZ at Bondsi, Tehsil, Sohna, District Gurgaon, Haryana. Extension granted for one year up to 5th November 2010.

(x) Request of M/s. Hyderabad Gems SEZ Limited for extension of the validity period of formal approval beyond 9th June 2009 for Gems & Jewellery at Ranga

Reddy District, Andhra Pradesh. Extension granted for one year up to 8th November 2010.

(xi) Request of M/s. Magarpatta Township Development and Construction Company Ltd. for extension of the validity period of formal approval beyond 21st August 2009 for Electronic Hardware and Software including ITES SEZ at Magarpatta City, village Hadapsar, Dist. Pune, Maharashtra. Extension granted for one year up to 20th August 2010.

(xii) Request of M/s. Cognizant Technology Solutions India Private Ltd. for extension of the validity period of formal approval beyond 22nd August 2009 for IT/ITES SEZ at SIPCOT, Siruseri. Extension granted for one year up to 21st August 2010.

(xiii) Request of M/s. Span Ventures Private Limited for extension of the validity period of formal approval beyond 25th October 2009 for IT/ITES SEZ at Coimbatore District, Tamil Nadu. Extension granted for one year up to 24th October 2010.

(xiv) Request of M/s. Satyam Computer Services Ltd. for extension of the validity period of formal approval beyond 21st June 2009 for IT/ITES SEZ at Hitec City, Hyderabad, Andhra Pradesh. Extension granted for one year up to 20th June 2010.

(xv) Request of M/s. Satyam Computer Services Ltd. for extension of the validity period of formal approval beyond 16th June 2009 for IT/ITES SEZ at Thotlakonda, Visakhapatnam, Andhra Pradesh. Extension granted for one year up to 15th June 2010.

(xvi) Request of M/s. Satyam Computer Services Ltd. for extension of the validity period of formal approval beyond 20th June 2009 for IT/ITES SEZ at Bahadurpally village, Hyderabad, Andhra Pradesh. Extension granted for one year up to 19th June 2010.

(xvii) Request of Dr. Fresh Health Care Pvt Ltd. for extension of the validity period of formal approval beyond 26th June 2009 for IT/ITES SEZ at Gurgaon, Haryana. Extension granted for one year up to 25th June 2010.

(xviii) Request of M/s. Kumar Builders Township Ventures Pvt. Ltd. for extension of the validity period of formal approval beyond 28th August 2009 for IT/ITES SEZ at Hinjewadi, Tal. Mulshi, District Pune, Maharashtra. Extension granted for one year up to 27th August 2010.

(xix) Request of M/s. Hexaware Technologies Limited for extension of the validity period of formal approval beyond 9th June 2009 for IT/ITES SEZ at Siruseri, Chennai, Tamil Nadu. Extension granted for one year up to 8th June 2010.

(xx) Request of M/s. Paradigm Logistics & Distribution Pvt. Ltd. for extension of the validity period of formal approval beyond 9th June 2009 for IT/ITES SEZ at Verna Industrial Area, Goa. Extension granted for one year up to 8th June 2010.

(xxi) Request of M/s. Lahari Infrastructure Ltd. for extension of the validity period of formal approval beyond 27th November 2009 for Service Sector SEZ at

Shankarpally Mandal, Ranga Reddy District, Andhra Pradesh. Extension granted for one year up to 26th November 2010.

(xxii) Request of M/s. Manjri Stud Farm Pvt. Ltd. for extension of the validity period of formal approval beyond 9th June 2009 for IT/ITES SEZ at Verna Industrial Area, Goa. Extension granted for one year up to 8th June 2010.

(xxiii) Request of M/s. Divyasree Infrastructure for extension of the validity period of formal approval beyond 26th October 2009 for IT/ITES SEZ at Bellandur Amani Kane, Bangalore, Karnataka. Extension granted for one year up to 25th October 2010.

Item No. 34.7: Request for increasing / decreasing area

(i) Request of M/s K. Raheja Universal Pvt. Ltd. for de-notification of notified IT/ITES SEZ at Navi Mumbai, Maharashtra

Sector specific SEZ for IT/ITES SEZ at Navi Mumbai, Maharashtra developed by M/s. K. Raheja Universal Pvt. Ltd. was notified on 20th August 2007 over an area of 13.07 hectares. Now, the developer has stated that due to recent economic recession, the IT Industry is witnessing huge pressures. There is a terminal decline in the revenue streams which has led many IT Companies to reduce employee count and to indefinitely defer or cut their expansion plans. With uncertainty surrounding the IT Industry, the developer has requested to de-notify the said SEZ. The developer has further stated that no development/construction activity has taken place in the notified SEZ till date and they have not availed any fiscal benefits till date. DC SEEPZ has been separately asked to conduct a site inspection to confirm that no duty free benefits/exemption have been availed by the developer under the SEZ scheme. The request of the developer is placed for consideration of BoA.

(ii) Request of M/s K. Raheja Universal Pvt. Ltd. for de-notification of a portion of land in the notified IT/ITES SEZ at Raheja Info City I, Thane Creek Industrial Area, Navi Mumbai, Maharashtra

Sector specific SEZ for IT/ITES SEZ at Raheja Info City I, Thane Creek Industrial Area, Navi Mumbai, Maharashtra developed by M/s. K. Raheja Universal Pvt. Ltd. was notified on 13th June 2007 over an area of 20.654 hectares. The developer has stated that due to recent economic recession, their efforts to convenience the clients have been rendered in effective. Many of the clients, who were considering expansion in the SEZ, have been forced to cut back expansion plans and expenditure. The withdrawal coupled with recessionary trends, the developer has requested to de-notify an area of 10.13 hectares from the already notified area. The developer has further stated that no development/construction activity has taken place in the notified SEZ till date and they have not availed any fiscal benefits till date. DC SEEPZ has been separately asked to conduct a site inspection to confirm that no duty free benefits/exemption have been availed by the developer under the SEZ scheme. The developer has submitted undertakings revised

map and survey numbers after the de-notification. They have undertaken that after de-notification the contiguity and other criteria laid down under SEZ Rules are maintained. The request of developer is placed for consideration of the BoA.

(iii) Request of M/s Essar Hazira SEZ Limited for addition of area in the engineering sector SEZ at Hazira, Gujrat

Sector specific SEZ for Engineering sector SEZ at Hazira, Gujrat developed by M/s. Essar Hazira SEZ Limited was notified on 28-09-2006 over an area of 247.52 hectares. This area was revised to 218.4258 hectares in the meeting of BoA held on 23-02-2009. Now, the developer has requested to include 13.3283 hectares in the said SEZ. A certificate of Deputy Collector and Special Land Acquisition Officer, Surat certifying that the developer has legal and encumbrance free possession of 13.3283 hectares of land is enclosed. The request of the developer is placed for consideration of BoA.

(iv) Request of M/s Sunny Vista Realtors Pvt. Ltd. for addition of area in the Services SEZ at District Raigad, Maharashtra

Sector specific SEZ for Services SEZ at Raigad, Maharashtra developed by M/s. Sunny Vista Realtors Pvt. Ltd. notified on 19th February 2009 over an area of 139.83 hectares. Now, the developer has requested to include 63.70 hectares in the said SEZ. The developer has submitted index II for the proposed land along with the map. The request of the developer is placed for consideration of BoA.

Item No. 34.8: Request for change of sector/ Broad banding of sector

(i) Request of M/s. Bagmane Construction Pvt. Ltd. for change of sector by including Electronic Hardware and Software in the present sector specific SEZ for IT/ITES at Mahadevpura, KR Puram, Bangalore, Karnataka

IT/ITES SEZ at Mahadevpura, KR Puram, Bangalore, Karnataka by M/s. Bagmane Construction Pvt. Ltd. was granted formal approval for setting up of sector specific SEZ for IT/ITES. The said SEZ was notified on 11th July 2008 over an area of 11.31 hectares. The developer has now requested to include Electronic Hardware and Software in the present sector. The request of the developer is submitted for consideration.

Item No. 34.9: Request of M/s Parsvnath SEZ Limited for changing the location of their sector specific SEZ for Biotech sector at Hyderabad

Sector specific SEZ for Biotech by M/s. Parsvnath Developers Limited was granted formal approval on an area of 10.11 hectares at Tattianaram Villages,

Hayatnagar, District Ranga Reddy, Hyderabad, Andhra Pradesh, in the meeting of the Board of Approval held on 12th July 2007. The approval letter was issued on 30th July 2007. Subsequently, the formal approval was transferred in the name of M/s. Parsvnath SEZ Limited on 22nd August 2007. The developer has now submitted that they had committed necessary payments to APIIC to get the land transferred in their name but due to certain legal hurdles the land could not be transferred. Meanwhile, APIIC offered to allot 10.11 hectares of land in face 3, Biotechnology Park, Karakapatla village, Mulugu Mandal, Medak District Andhra Pradesh. The developer has further stated that since they found the new land to be suitable to the SEZ project and since it was within the Biotech Park, they applied to APIIC for allotment of land. Now, the said land has been allotted and has been handed over possession to the developer, the developer has requested for change in location. The proposal of the developer for change in location of the aforesaid SEZ is submitted for consideration of BOA.

Item No. 34.10: Request of M/s DLF Cyber City Developers Limited for granting permission to allow passage of proposed metro corridor through Cyber City SEZ, Gurgaon

Sector specific SEZ for IT/ITES SEZ at Cyber City, Gurgaon, Haryana developed by M/s. DLF Cyber City Developers Limited was notified on 13th April 2007 over an area of 10.73 hectares. Now, the developer has requested that a metro corridor is proposed to be constructed from Sikanderpur to NH-8 through a public-private partnership by the Haryana Urban Development Authority (HUDA) and a consortium of ITNL ENSO Rail Systems Ltd. (IERS), IL&FS Transportation Networks (India) Limited (ITNL) and DLF. The developer has further informed that the metro corridor would be completely elevated and would pass through the SEZ. The contextual plan of the corridor is placed at **Annexure -1**. Metro rail, Gurgaon has requested M/s. DLF Cyber City Developers Limited to allow them to construct 5 to 6 piers within the SEZ area for the metro corridor from Sikanderpur to NH-8. They have stated that the cost of constructing the piers would be completely borne by the consortium and no benefits under the SEZ policy would be availed. Further, since the corridor would be elevated, the land on which the piers would be constructed would continue to be in the ownership of DCCDL. During the construction process, the corridor would be barricaded. Post completion of the construction works, one would be able to move below the metro track, hence mentioning the contiguity of the land. Furthermore, metro rail Gurgaon, in their letter dated 12th May 2009 has stated that no movement of men or material would be there through SEZ once the construction is over. It is stated that since the project is in the advanced stage of approval from the Haryana Government, they have requested to grant permission to pass the proposed metro corridor through Cybercity SEZ. The request of the developer is submitted for consideration of BoA.

Item No. 34.11: Grant of second extension of in-principle approval.

Guidelines/norms for grant of second extension of in-principle approval were approved in the meeting of BoA held on 15th January 2009. Guidelines pertaining to multi product SEZs are reproduced below:-

Type of SEZ	Conditions for grant of 1 st extension (1)	Conditions for grant of 2 nd extension (2)
Multi-product	Conditions laid by BoA in its 12 th meeting	Conditions for grant of first extension will be applicable. Apart from this, the developer must have 50% land acquisition/possession

The cases which do not fulfil the above criteria will be placed before BoA for consideration.

The Board noted that as per SEZ Rules 2006, the in-principle approval is valid for one year and extension of validity of in-principle approval may be granted for another two years. **In the light of EGoM decision prohibiting compulsory acquisition, it may be difficult to acquire 1000 hectares of contiguous land within a period of 3 years. To allow extension of validity of in-principle approval beyond 3 years in case of multi product SEZs, the Board directed to take steps to amend the relevant Rule to add such provision.**

In the light of the above decision, the request of M/s. Rajasthan Explosives and Chemicals Limited for extension of validity of in-principle approval beyond 3 years is submitted for consideration of BoA. The details are as under:-

Name of the developer, Location and area of the SEZ	Sector	Details of Approval	Status of land possession
M/s. Rajasthan Explosives & Chemicals Ltd, Dholpur, Rajasthan, 1000	Multi product	IP approval granted on 17-01-06. Valid up to 16-01-07. Two extension granted up to 16-01-09	63.5%

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In this case, the condition of possession of 50% land stands fulfilled. The amendment to Rule 6 (2) of SEZ Rules, 2006, which allows extension for a period not exceeding two years, is being processed separately. Therefore, the request of the developer is placed before BoA for consideration.

Item No. 34.12: Condoning of delay in submitting the request for grant of second extension in respect of M/s. Orion Infrastructure Pvt. Ltd., IT/ITES SEZ at Bandhwari, Gurgaon, Haryana and granting Second extension for a period of one and half years

The proposal for setting up of IT/ITES SEZ at Bandhwari, Gurgaon, Haryana by M/s. Orion Infrastructure Private Limited was considered in the BoA meeting held on 17-03-2006. In-principle approval was granted for setting up of IT/ITES SEZ at Bhandwari, Gurgaon, Haryana over an area of 130 hectares. LoA was issued on 07-04-2006. Extension of the validity period up to 7th April 2007 (one year) was granted.

2. The request of the developer was received for extending the validity of in-principle approval by another one year after 20 days of the expiry of validity period. The cases for grant of second extension of in-principle approval were considered in the BoA meeting held on 15th January, 2009, wherein it was decided that in respect of IT/ITES SEZs, where minimum area requirement is of 10 hectares, no second extension can be granted. However, in the present case, the SEZ is proposed to be set up on area of 130 hectares and falls in second category where the developer should have 60% of land in possession for grant of second extension. From the request of the developer, it may be seen that the developer is in the possession of entire land, in which case, he can apply for grant of formal approval.

3. Since the developer had applied after 20 days of the expiry of validity period, the approval of BoA for condoning the delay is required and also to make the proposal live, extension of in-principle approval is required beyond three years for another six months. The matter is placed for consideration of BoA.

Item No. 34.13: Withdrawal of formal approval granted to M/s. Diamond Software Developers Pvt. Ltd. for setting up of IT/ITES at Plot No. 3, sector - 143A, Noida, Uttar Pradesh

The proposal for setting up of IT/ITES at Plot No. 3, Sector - 143A, Noida, Uttar Pradesh by M/s. Diamond Software Developers Pvt. Ltd. was granted formal approval in the meeting of BoA held on 22-09-2009. Letter of approval was issued on 27th February 2009. The developer has submitted that due to some financial constraint, they have surrendered the plot to Noida Authority and surrendered deed

was executed on 10-02-2009. The possession of the above plot was also given back to Noida Authority on 10-02-2009. Their request for withdrawal of formal approval was considered on file and was approved. The matter is placed for information of BoA.

Item No. 34.14: Request of M/s. SEZ Bio-tech Services Pvt. Ltd. co-developer in M/s. Serum Bio-pharma Park SEZ, Pune for approval for activities/utilities in relation to authorised operations

Sector specific Special Economic Zone for Bio-tech and Pharma sector developed by M/s. Serum Bio-pharma Park Special Economic Zone at Pune was notified on 29th December 2005 over an area of 23.1793 hectares. M/s. SEZ Bio-tech Services Pvt. Ltd. was approved as co-developer for providing infrastructure facilities in the said SEZ. Letter granted co-developer status was issued on 16.8.2007.

In order to make optimum utilisation of available space and resources and to provide effective industrial infrastructure and utilities, the developer has proposed to provide for the following industrial utilities and infrastructure support centrally to the units in the SEZ.

1. Generation and distribution of Raw Steam of 75 Tons/hour,
2. Generation and distribution of Pure Steam of 25 TONS/hour
3. Generation and distribution of Compressed air 2000 Cu. Feet/Min,
4. Purification and distribution of purified water 60 Cubic meter/hour
5. Storage and distribution of potable water 10,000 Cubic meter/hour
6. Generation and distribution of distilled water for Injection 36,000 litres/hr
7. Generation and distribution of Hot water 72,000 KW/hour
8. Storage and distribution of Nitrogen gas,
9. Storage and distribution of LPG gas
10. Effluent treatment facility
11. House-keeping services and sterile environment maintenance services

Initial preliminary approval has already been accorded by Local Approval Committee. The same is placed for consideration of BoA

Item No. 34.15: Request of M/s Precision Polyplast Pvt. Ltd., a unit in Falta SEZ for renewal of LoP

M/s Precision Polyplast Pvt. Ltd., a unit in Falta SEZ was granted LoP on 18.12.96 for manufacture and export of plastic flour, reprocessed floor sweeping granules / reprocessed plastic agglomerates / lay flat tube etc. The unit commenced production on 2nd June 1998. The Zone has informed that the unit has completed first block of five years of operations. LoP for second for second block was renewed with effect from 2nd June 2003. Unit requested for renewal of LoP for a further period of 5 years. The Board granted extension for one year which will expire on 2nd June 2009.

Therefore, the unit has applied for extension of validity of LoP for a further period of one year. The zone has stated that the unit had achieved positive NFE cumulatively. The projections of foreign trade performance for the five years w.e.f. 2.6.2008 are as follows:-

1.	FOB value of exports	20448 Lakh
2.	CIF value of imported C.G.	Nil
3.	CIF value of imported R.M & Component	17280 Lakh
4.	CIF value of imported spares & Consumbales	Nil
5.	Repatriation of dividends	Nil
6.	Payment on training of Indian technicians	Nil
7.	Foreign travel	12 Lakh
8.	Commission on exports	Nil
9.	Any other payments	Nil
10.	NFE earning	3108 Lakh

During the first year of operation in the third block of five years, i.e. from June 08 to March 09, the unit has made export worth Rs. 10.41 crores [by DTA sale in EEFC A/C in terms of Rule 53 A(n)]. 800 un-skilled laborers have been working in this unit out of which above 60% workers are women laborers.

In terms of Rule 18(4) (a) of the SEZ Rules, the proposal for extension of the LOA of the units engaged in recycling of plastic scrap/waste shall be decided by the Board of Approval.

It may be noted that the issue of renewal of letter of approvals to plastic units in SEZs was discussed and granted extension of one year in the meeting of the BoA held on 16th May 2008, wherein it was noted that the letter of approvals for these units are being extended taking due account of the fact that thousands of families of employees in these units are dependent on these units.

Falta SEZ has stated that since the industry is fire prone, it is recommended that the annual production capacity of the unit may now be fixed at 24000 MT from its existing capacity of 36000 MT capacity. The matter is placed before the Board for consideration.

Item No: 34.16: Submission of Co-Developer Agreement in respect of already approved proposals of Co-developer (Deferred Item No. 6 of BoA meeting dated 23-02-2009)

- (i) Request of DLF Assets Private Limited for co-developer in the IT/ITES SEZ at Silokhera, Gurgaon, Haryana proposed to be developed by DLF Limited
- (ii) Request of DLF Assets Private Limited for co-developer in the IT/ITES SEZ in Ramapuram, Chennai by DLF Info City Developers (Chennai) Limited.
- (iii) Request of M/s DLF Assets Private Limited for co-developer in the IT/ITES SEZ in Gurgaon, Haryana by M/s DLF Cyber City Developer Limited

(iv) Request of M/s. DLF Assets Private Limited for co-developer in the IT/ITES SEZ in Hyderabad, Andhra Pradesh, by M/s. DLF Commercial Developers Ltd.

Deferred Item No. 5 (vi) to (ix) of BoA meeting dated 23-02-2009) - Requests for co-developers

(v) Request of M/s. Cian Builders and Developers Private Limited (CBDPL) for co-developer in the IT/ITES SEZ at Silokhera, DLF City, Gurgaon, Haryana developed by M/s. DLF Cyber City Developers Limited

(vi) Request of M/s. Cian Builders and Developers Private Limited (CBDPL) for co-developer in the IT/ITES SEZ at Hyderabad, Andhra Pradesh developed by M/s. DLF Commercial Developers Limited

(vii) Request of M/s. Cian Builders and Developers Private Limited (CBDPL) for co-developer in the IT/ITES SEZ at Sector 24 & 25-A, DLF Cyber City, DLF City, Gurgaon developed by M/s. DLF Cyber City Developers Limited

(viii) Request of M/s. Cian Builders and Developers Private Limited (CBDPL) for co-developer in the IT/ITES SEZ at Ramapuram, Chennai, Tamil Nadu developed by M/s. DLF Info City Developers (Chennai) Limited

The first four requests of co-developers were deferred in the meeting of BoA held on 23-02-2009 as the representative of DoR pointed out that these proposals have already been approved and amendments in the earlier approvals are now being filed after a gap of considerable time. The fresh approvals may be sought if any material changes are made in the agreements. Accordingly, the Board decided to defer the proposals **and decided that these cases can be examined on file.** The co-developers filed revised agreements. Based on the decision taken in the BoA, the same were examined on file. The comments of CBDT were also invited. As per examination, the proposals were found to be in order by DoC as well as CBDT. **CBDT gave concurrence for grant of approval to all the four proposals subject to the condition that particular terms and conditions of lease agreement will not have any bearing on the treatment of the income by way of lease rentals/down payment/premium etc., for the purposes of assessment under the prevalent Income Tax Act and Rules. The Assessing Officer, will have the right to examine the taxability of these amounts under the Income Tax Act. The matter is placed for information of BoA.**

Another 4 proposals of co-developers in respect of same Developer, i.e., M/s. DLF Limited were also deferred in the BoA meeting dated 23rd February 2009 as the representative of the DoR pointed out that the co-development agreement refers to transfer and hand over deeds which states that co-developer shall be the owner of the SEZ buildings on payment of development consideration, which is against the spirit of SEZ Act and Rules.

Now, all the proposals have been revised. As per revised agreements, developer will create a 30 year lease in favour of the co-developer. The co-developer will develop, operate and maintain various kinds of infrastructure facilities within

the SEZ. The proposals were also examined in the Department. It was found that all the eight agreements are identical. Since CBDT has given concurrence to earlier four proposals, it is proposed that the remaining four proposals may also be approved with the disclaimer. The matter is placed for consideration of BoA.