

## **Minutes of the 38<sup>th</sup> meeting of the SEZ Board of Approval held on 11<sup>th</sup> February 2010 to consider proposals for setting up of Special Economic Zones**

The thirty seventh meeting of the SEZ Board of Approval was held on 11.02.2010 under the chairmanship of Shri Rahul Khullar, Secretary, Department of Commerce in Room No. 47, Udyog Bhawan, New Delhi to consider proposals for setting up of Special Economic Zones and other miscellaneous requests in respect of notified/approved SEZs. A list of participants is enclosed (**Annexure -1**).

2. Addressing the Board of Approval members, the Chairman informed that So far 571 formal approvals have been granted for setting up of SEZs out of which 348 have been notified. He further informed that over Rs. 1,28,385 crore have been invested in the Special Economic Zones during this short span of time and direct employment of the order of 4,90,358 persons has been generated in the Special Economic Zones. During the first three quarters of current financial year, total export of Rs. 1,51,786 crore approximately has been made from SEZs.

### **ITEM NOs. 37.1& 37.2: Proposals for setting up of SEZs:-**

#### **(A) Decisions for Formal Approvals:**

1. **Request for setting up of a sector specific Special Economic Zone for Granite processing industries and other allied machinery/ manufacturing at Bargur, Uthangarai and Pochampalli Taluk, Krishnagiri District, Tamil Nadu by State Industries Promotion Corporation of Tamil Nadu Limited (SIPCOT) over an area of 153.83 hectares (Item No. 38.1 –Sl. No. ii):**

The Board noted that the Developer was in possession of land. The State Government also recommended the proposal. Accordingly, the Board decided to grant **formal approval** for setting up of a sector specific Special Economic Zone for **Granite processing industries** only at Bargur, Uthangarai and Pochampalli Taluk, Krishnagiri District, Tamil Nadu by State Industries Promotion Corporation of Tamil Nadu Limited (SIPCOT) over an area of **153.83 hectares**.

2. **Request for setting up of a Free Trade Warehousing Zone (FTWZ) at Village Bori, Taluka & Distt. Nagpur, Maharashtra by M/s. Arshiya International Ltd. over an area of 43.26 hectares (Item No. 38.1 –Sl. No. iv):**

The Board noted that the Developer was in possession of land. The State Government also recommended the proposal. Accordingly, the Board decided to grant **formal approval** for setting up of a Free Trade Warehousing Zone (FTWZ) at Village Bori, Taluka & Distt. Nagpur, Maharashtra by M/s. Arshiya International Ltd. over an area of **43.26 hectares**.

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**3. Request for setting up of a sector specific Special Economic Zone for Information Technology (IT) at Kalamassery, Kochi, Kerala by M/s. Bluestar Realtors (Private) Limited over an area of 28.32 hectares (Item No. 38.1 -Sl. No. vii):**

The Board noted that the Developer was in possession of land. The State Government also recommended the proposal subject to the condition that the developer has to execute an agreement to comply with the conditions mentioned in the modified SEZ Policy of the State issued on 6.10.2008 as also to comply with the judgement dated 11.8.2009 of the Hon'ble High Court of Kerala. Accordingly, the Board decided to grant **formal approval** for setting up of a sector specific Special Economic Zone for Information Technology (IT) at Kalamassery, Kochi, Kerala by M/s. Bluestar Realtors (Private) Limited over an area of **28.32 hectares**.

**4. Request for conversion of in-principle approval into formal approval for setting up of a Multi Product Special Economic Zone at Chillakur Mandal, Nellore District, Andhra Pradesh by M/s. Krishnapatnam Infratech Pvt. Ltd. over an area of 1023 hectares (Item No. 37.2 -Sl. No. i):**

The Board noted that the Developer was in possession of the land. The State Government also recommended the proposal. The Board granted **formal approval** for setting up of a Multi Product Special Economic Zone at Chillakur Mandal, Nellore District, Andhra Pradesh by M/s. Krishnapatnam Infratech Pvt. Ltd. over an area of **1023 hectares**.

### **(B) Decisions for in-principle approvals:**

**1. Request for setting up of a sector specific Special Economic Zone for Pharmaceuticals at Chikkaballapura, Karnataka by M/s. Ozone SEZ Developers Pvt. Ltd. over an area of 100 hectares (Item No. 38.1 -Sl. No. i):**

The Board noted that the Developer was not in possession of land and that the State Government had recommended the proposal for grant of in principle approval. After deliberations, the Board decided to grant **in-principle approval** for setting up of a sector specific Special Economic Zone for Pharmaceuticals at Chikkaballapura, Karnataka by M/s. Ozone SEZ Developers Pvt. Ltd. over an area of **100 hectares**

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2. **Request for setting up of a sector specific Special Economic Zone for Port based Engineering at Village Sande Lavgan, near Jaigad, Dist. Ratnagiri, Maharashtra by M/s. Chowgule Port & Infrastructure Pvt. Ltd. over an area of 120 hectares (Item No. 38.1 -Sl. No. iii):**

The Board noted that the Developer was not in possession of land and that the State Government had recommended the proposal for grant of in principle approval. After deliberations, the Board decided to grant **in-principle approval** for setting up of a sector specific Special Economic Zone for **Engineering** only at Village Sande Lavgan, near Jaigad, Dist. Ratnagiri, Maharashtra by M/s. Chowgule Port & Infrastructure Pvt. Ltd. over an area of **120 hectares**.

3. **Request for setting up of a Multi Product Special Economic Zone at Tuticorin, Tirunelveli District, Tamil Nadu by M/s. Smart World City Infrastructure Pvt. Ltd. over an area of 1000 hectares (Item No. 38.1 -Sl. No. v):**

The Board noted that the Developer was not in possession of land and that the State Government had recommended the proposal for grant of in principle approval. After deliberations, the Board decided to grant **in-principle approval** for setting up of a Multi Product Special Economic Zone at Tuticorin, Tirunelveli District, Tamil Nadu by M/s. Smart World City Infrastructure Pvt. Ltd. (previously M/s. St. John Global Industrial Park Pvt. Ltd.) over an area of **1000 hectares**.

4. **Request for setting up of a sector specific Special Economic Zone for Plastic & Plastic Products at Bhandhai, Meghapar Kunjisar, Bhachau, Kutch District, Gujarat by M/s. Plastene Infrastructure Limited over an area of 100 hectares (Item No. 38.1 -Sl. No. vi):**

The Board noted that the Developer was not in possession of land and that the State Government had recommended the proposal for grant of in principle approval. After deliberations, the Board decided to grant **in-principle approval** for setting up of a sector specific Special Economic Zone for Plastic & Plastic Products at Bhandhai, Meghapar Kunjisar, Bhachau, Kutch District, Gujarat by M/s. Plastene Infrastructure Limited over an area of **100 hectares**.

5. **Request for setting up of a Port Based Multi Product Special Economic Zone at Navi Mumbai, Mumbai, Maharashtra by Jawaharlal Nehru Port Trust (JNPT) over an area of 277 hectares (Item No. 38.1 -Sl. No. viii):**

The Board noted that the Developer was in possession of land though the State Government's recommendation is awaited. The Board after considering the fact that JNPT is one of the major port trusts under the Ministry of Shipping, decided to grant **in-principle approval** to JNPT for setting up of a Port Based Multi Product Special Economic Zone at Navi Mumbai, Mumbai, Maharashtra, over an area of **277 hectares**. The approval is **subject to the condition that the existing port shall not be a part of the SEZ**.

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6. **Request for setting up of a sector specific Special Economic Zone for Strategic Manufacturing at Sadasivpet, Medak District, Andhra Pradesh, M/s Sri Kubera Infracom India Ltd., over an area of 100 hectares (Item No. 38.1 Sl. No. i of the table agenda):**

The Board noted that the Developer was not in possession of land and that the State Government had recommended the proposal for grant of in principle approval. After deliberations, the Board decided to grant **in-principle approval** to M/s Sri Kubera Infracom India Ltd. for setting up of a sector specific Special Economic Zone for Strategic Manufacturing at Sadasivpet, Medak District, Andhra Pradesh over an area of **1000 hectares**. **The Board also directed that the Ministry of Defence's inputs should be obtained before the SEZ is eventually formally approved and notified.**

### **Item No.38.3: Requests for co-developers**

BoA sanctioned approvals to the co-developers 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. This is applicable for all the cases for co-developers mentioned below:-

**(i) Request of M/s. Leela Lace Holdings Pvt. Ltd. for co-developer in the sector specific SEZ for IT/ITES at Pajeeru-Kairangala, Mangalore, Karnataka, being developed by Karnataka Industrial Areas Development Board**

The representative of CBDT said that the land was leased by KIADB to M/s. Leela Lace Holdings in 2007 for setting up a Unit in the SEZ. The alienation of land by KIADB would also be subject to certain conditions of constructing the project in a limited time period. Since M/s Leela Lace Holdings was leased land as a unit, they should not be approved as a Co-developer. The representative of the State Government indicated that M/s Leela Lace Holdings has not been allocated land as a unit. Hence, the contention of CBDT is not correct. It was thereafter decided that the proposal will be examined on file.

**(ii) Request of M/s. C-Bay Infotech Ventures Private Limited for co-developer in the sector specific SEZ for IT/ITES at Kokapet village, Rajendranagar Mandal, R.R. District, Andhra Pradesh, being developed by M/s. Hyderabad Metropolitan Development Authority.**

After deliberations, the Board decided to grant **approval** to the request of M/s. C-Bay Infotech Ventures Private Limited for co-developer for development of infrastructure facilities over an area of 2.598 hectares in the sector specific SEZ for IT/ITES at Kokapet village, Rajendranagar Mandal, R.R. District, Andhra Pradesh being developed by M/s. Hyderabad Metropolitan Development Authority.

**(iii) Request of M/s. Bharat Sanchar Nigam Limited for co-developer in the multi product SEZ at Bharuch, Gujarat being developed by M/s. Dahej SEZ Limited.**

After deliberations, the Board decided to grant **approval** to the request of M/s. Bharat Sanchar Nigam Limited for co-developer for developing telecommunication network and data transmission infrastructure in the multi product SEZ at Bharuch, Gujarat being developed by M/s. Dahej SEZ Limited

**(iv) Request of M/s. Dr. Fresh SEZ Phase 1 Private Limited for co-developer in the sector specific SEZ for IT/ITES at Gurgaon, Haryana being developed by M/s. Dr. Fresh Health Care Private Limited**

After deliberations, the Board decided to grant **approval** to the request of M/s. Dr. Fresh SEZ Phase 1 Private Limited for co-developer for developing 1.16 hectares of the SEZ in the sector specific SEZ for IT/ITES at Gurgaon, Haryana being developed by M/s. Dr. Fresh Health Care Private Limited

**(v) Request of M/s. Infinity Jaipur Knowledge City Pvt. Ltd. for co-developer in the sector specific SEZ for IT/ITES at Kalwara village, Tehsil Sanganer, District Jaipur, Rajasthan, being developed by M/s. Mahindra World City (Jaipur) Ltd.**

After deliberations, the Board decided to grant **approval** to the request of M/s. Infinity Jaipur Knowledge City Pvt. Ltd. for co-developer to develop, operate & maintain super structure area of 3.85 lac sq. ft spread over 3 buildings plus additional area of basement for relevant utilities & car parking in the SEZ in the sector specific SEZ for IT/ITES SEZ at kalwara village, Tehsil Sanganer, District Jaipur, Rajasthan being developed by M/s. Mahindra World City (Jaipur) Ltd.

**(vi) Request of Indian Strategic Petroleum Reserves Ltd. (ISPRL) for co-developer in the sector specific SEZ for Petrochemicals and Petroleum sector at Baikampady, near Mangalore, Dakshina Kannada District, Karnataka, being developed by M/s. Mangalore SEZ Limited**

Representative of CBEC said that the approval by DC of ISPRL as a unit is not acceptable as they will not be able to fulfill the obligations as a unit. The role of the organisation as a Co-developer and their export activities is not clear. Since D/o Revenue had raised issues which are yet to be settled, they are not in favour of supporting the proposal. The attention of the D/o Revenue was drawn to the fact that the present site was identified before the SEZ came into existence and it will not be feasible to shift or earmark the facility. Further the co-developer will setup the facility within the SEZ in 100 Acres of land out of the land identified for the purpose of setting up FTWZ by the developer. Since the activity proposed by ISPRL is an authorized operation under FTWZ, there is no reason why they cannot be approved as co-developers. After discussions it was decided that the matter would be

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examined on file for a decision keeping in view that the facility is of national strategic importance.

**(vii) Request of M/s. Infoparks Kerala for co-developer in the sector specific SEZ for IT/ITES at Pallipuram village, Chertala Taluk, Alappuzha District, Kerala, being developed by M/s. Kerala State Information Technology Infrastructure Limited**

After deliberations, the Board decided to grant **approval** to the request of M/s. Infoparks Kerala for co-developer for development of IT infrastructure together with relevant amenities and facilities on an area of 3.6423 hectares in the sector specific SEZ for IT/ITES SEZ at Pallipuram village, Chertala Taluk, Alappuzha District, Kerala developed by M/s. Kerala State Information Technology Infrastructure Limited.

**(viii) Request of M/s. Hind Terminals (Mundra) Private Limited for co-developer in the multi product SEZ at Mundra, Kutch, Gujarat, developed by M/s. Mundra Port and Special Economic Zone Limited**

The representative of CBEC, indicated that there are already 10 CFSs in the SEZ. The justification for another CFS is on account of increased cargo activity for DTA cargo and not SEZ cargo. Another CFS for DTA cargo may not be required. It was pointed out that it was a very large SEZ and there will be a considerable buildup up SEZ cargo. Further Mundra Port will be adding to its container handling capacity in the next couple of years necessitating creation of additional CFS capacity. After deliberations, the Board decided the assessment of cargo likely to be available will be made and the proposal can be examined on file.

**(ix) 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.**

After deliberations, the Board decided to grant **approval** to request of M/s. Karle O&M Services for co-developer for providing O&M services in the entire SEZ in the sector specific SEZ for IT/ITES SEZ at North Bangalore Taluk, Karnataka developed by M/s. Karle Infra Projects.

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### Item No. 38.4: Requests for Authorized Operations

BoA considered the proposals for authorized operations and while sanctioning the approvals, they were subject to the development guidelines approved by EGoM in its meeting dated 24<sup>th</sup> October 2008, which was noted by the members of the BoA, and State Government Representatives in its meeting held on 8<sup>th</sup> December 2008. Accordingly, the DCs will ensure that the authorized operations are in line with the guidelines.

(i) Request of M/s. Topnotch Projects Private Limited for authorized operations as co-developer, in the IT/ITES SEZ at IDA Uppal Industrial Development Area, Hyderabad, Andhra Pradesh, developed by M/s. NSL SEZ (Hyderabad) Private Limited

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, in the **non-processing area**, as given in the table:-

S. No.	Authorised operations	Quantum requested for (in sqm )	Quantum Approved (in sqm)
1.	Service Apartments 300 units	20,000	20,000
2.	Business centre	5000	5000
3.	Food courts	10,000	5000
4.	Commercial	22,000	5000
5.	Entertainment Zone with parks, snack kiosks, Club, multi speciality Gym indoor and outdoor multimedia screening facilities, Retail	25,000	10000 (Open space only. No multiplex allowed)

(ii) Request of M/s. Tata Consultancy Services Ltd. for authorized operations in the sector specific SEZ for IT at Siruseri and Egattur, Chennai, Tamil Nadu

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, as given in the table:-

S. No.	Authorised operations	Quantum requested for (in sqm )	Quantum Approved (in sqm)
1.	Space for ATM	36.88	36.88

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**(iii) Request of M/s. Dr. Reddy's Laboratories for authorized operations in the sector specific SEZ for Pharmaceutical Ingredients at Ranasthalam Mandal, Srikalulam District, Andhra Pradesh**

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, in the **processing area**, as given in the table:-

<b>S.NO.</b>	<b>Authorised operations</b>	<b>Quantum requested</b>	<b>Quantum Approved</b>
1	Approach Bridge construction	60 M length and area is 500 Sqm	Not Approved
2	Approach road leading to bridge	500 M length and area of 3500 Sqm	Not Approved
3	Zone Engineering maintenance building	432 Sqm	432 Sqm
4	Administrative Building including OHC, creche	1000 Sqm	1000 Sqm
5	Q.C block	360 Sqm	360 Sqm
6	Utility building for facilities like boiler, DG set, hot oil unit, compressors, chilled water, chilled brine, air compressor & instrument air, breathing air, Nitrogen plant	1200 Sqm	1200 Sqm
7	Central Warehouse building	3000 Sqm	3000 Sqm
8	Common Equipment yard	1500 Sqm	1500 Sqm
9	Common process cooling Tower	3000 TR 200000 Sqm area	3000 TR 200000 Sqm area
10	SRP cooling tower	350000 Sqm area	350000 Sqm area
11	CCOE Tank Farm, Non CCOE tank Farm and FO, Diesel and Biodiesel storage tanks.  Chemical bulk storage tank forms, chemical drum storage, Fresh solution/chemicals drum storage, Hazardous drum storage tanks and Cylinders storage, drum detoxification area	4+8+2+1 Nos 456 Sqm area  1277 Sqm	4+8+2+1 Nos 456 Sqm area  1277 Sqm
12	Generation and distribution of Steam through solid fuel fired boiler	10 tons/hour 1 No	10 tons/hour 1 No

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13	Generation and distribution of Steam through .F.O burned boiler	10 tons/hour 1 No	10 tons/hour 1 No
14	Chilled brine system Chilled water system	200 TR - 1 400 TR - 1	200 TR - 1 400 TR - 1
15	Generation and distribution of Compressed Air	350 NM3/hour	350 NM3/hour
16	Common breathing air unit	100 CFM	100 CFM
17	Providing Weigh Bridge	100 tons	100 tons

**(iv) Request of M/s. Infosys BPO Limited for authorized operations as co-developer, in the IT/ITES SEZ at Jaipur, Rajasthan, developed by M/s. Mahindra World City (Jaipur) Ltd.**

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, as given in the table:-

S. No.	Authorised operations	Quantum requested	Quantum Approved
1.	Space for ATM	10 Sqm	10 Sqm

**(v) Request of M/s. DLF Assets Pvt. Ltd. for authorized operations as co-developer, in the IT/ITES SEZ at Chennai, Tamil Nadu, developed by M/s. DLF Info City Developers (Chennai) Ltd.**

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, as given in the table:-

S. No.	Authorised operations	Quantum requested	Quantum Approved
1.	Space for ATM	500 sqm	10 Sqm

**(vi) Request of M/s. TRIL Infopark Limited for authorized operations in the IT/ITES SEZ at Taramani, Chennai, Tamil Nadu**

The DC MEPZ pointed out that there are 05 Five Star Hotels located within the radius of 5 to 10 KM from the SEZA and five more are coming up and therefore did not recommend construction of another hotel in the SEZ. DC IT/ITES also did not recommend hotel. The representative of the State Government pointed out that Tamil Nadu Government had alienated the plot of land given to TRIL under the condition that the IT SEZ would be set up along with an Integrated Convention Centre along with the five star hotel. The representative of the Government of Tamil Nadu supported the proposal for the integrated convention centre and hotel. DC IT/ITES indicated that the convention centre can be supported. The Board thereafter **deferred** the proposal and directed Joint Secretary (AM) to visit the site and submit a report for the consideration of BoA.

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### (vii) Request of M/s. L&T Phoenix Infoparks Pvt. Ltd. for authorized operations in the sector specific SEZ for IT/ITES at Gachibowli village, Serilingampally Mandal, R.R. District, Andhra Pradesh

The Board while approving the residential apartments and service apartments covering an area of 30000 sq. ft. or 60% of the floor space keeping 100% as FAR, in the non-processing area, whichever is less. Keeping in view that the SEZ is located in the metropolitan area of Hyderabad did not approve the authorized operations proposed for setting up of hotel rooms and club house. It further noted that the quantities of other authorized operations sought by the developer are very large. It accordingly, directed DC VSEZ and DC IT/ITES to conduct an inspection and submit a comprehensive report for the consideration of the Board.

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

The representative of the CBDT had reservations on the proposal on account of their perception that the packaging centre will be more in the nature of providing services rather than an infrastructure hence it is preferable to approve the authorized operations to be delivered by a unit rather than the developer. DC MEPZ said that the authorized operations are more in the nature of infrastructure as the facility will be used as a common packaging centre where the units will bring their packaging material and material to be packed and use the facility. The developer will not be recovering any charges on this account. The BoA accordingly, decided to approve the authorized operations, in the **processing area**, as given in the table **subject to the developer not claiming benefits other than permitted for setting up the infrastructure:-**

S. No	Authorised Operations	Quantum requested (in sqm)	Quantum Approved (in sqm)
1.	Packaging Center	10000	10000
2.	Fuel/Diesel Dump	500	500

### (ix) Request of M/s. Coimbatore Hitech Infrastructure Pvt. Ltd. for authorized operations in the sector specific SEZ for IT/ITES at Keeranatham village, Coimbatore (N) Taluk, Coimbatore District, Tamil Nadu

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, in the **processing area**, as given in the table:-

S. No	Authorized Operations	Quantum requested (in sqm)	Quantum Approved (in sqm)
1.	Employee welfare facilities like Automated Teller Machines and Banking facilities	10,000	300
2.	Business and Convention Centre	5,000	500

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3.	School/Educational Institutions	1,000	1,000
4.	Guest House (25 units of 40 sqm each)	1,000	1,000

**(x) Request of M/s. L&T Shipbuilding Limited for authorized operations in the sector specific SEZ for Heavy Engineering at Kattupalli village, Tiruvallur District, Tamil Nadu**

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, in the **processing area**, as given in the table subject to the condition that the developer would produce the documents to demonstrate that they have got the permission of using the water front for a period of 20 years from Tamil Nadu Maritime Board:-

S. No.	Authorised operations	Quantum requested	Quantum Approved
1.	Ship lift Facility	86,697 sqm.	86,697 sqm.
2.	Breakwaters	3.5 Kms length	3.5 Kms length
3.	Site Formation & Land Reclamation		
	a) Reclamation	7 Million Cub. Mtrs	7 Million Cub. Mtrs
	b) Dredging	8.25 Million Cub. Mtrs	8.25 Million Cub. Mtrs
4.	Factory Sheds	52,978 sqm.	52,978 sqm.
5.	Construction of Buildings to include:		
	a) Staff/Worker canteen - 3500 sqm.	20,407 sqm.	20,407 sqm.
	b) Admin Block - 3000 sqm.		
	c) Medical Centre - 400 sqm.		
	d) Security - 225 sqm.		
	e) QA Lab - 360 sqm.		
	f) Fire Station - 300 sqm.		
	g) Electrical Shop/other substations & Sewage Treatment Plant - 12622 sqm.		
6.	Utilities		
	a) Oil Waste Liquid Disposal System	30,000 sqm.	30,000 sqm.
	b) Rail Connectivity		
	c) Pollution Control Facilities		

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	d) Housing (Approx. 100 Houses)		
	e) Conference Halls		
	f) Weigh Bridge		
7.	Open Storage Yard		-
	a) Weigh Bridge Area	10,425 sqm.	10,425 sqm.
	b) Plate Stuck Yard		
	c) Scarp Yard		
	d) Car Parking Area		
	e) Contractors Area		
	f) Transporter parking area		
	g) Anchor chain cable testing bay		
	h) Storage of trunkings		
8.	Relocation of CPCL/CWDL Facility	1500 mtrs of removal and relocation	1500 mtrs of removal and relocation

**(xi) Request of M/s Mayar Infrastructure Development Pvt. Ltd. for authorized operation in the sector specific SEZ for Biotechnology at Gurgaon, Haryana**

The BoA perused the proposal and noted that the SEZ is located an district Sohna in Haryana and is nearly 40 KM away from Gurgaon. Since travel from and to Gurgaon is not feasible and since there are no other hotel accommodation available in the nearby vicinity the Board after deliberations decided to approve the authorized operations, in the **non-processing area**, as given in the table:-

S. No	Authorized Operations	Quantum requested (in sqm)	Quantum Approved (in sqm)
1.	Guest House/Service Apartments	37000	10000 sqm or 55% of the floor space in the non-processing area, keeping 100% as FAR, whichever is less.

**(xii) Request of M/s. Indiabulls Realtech Limited for authorized operations as co-developer, in the Multi Product SEZ at Sinnar, Distt. Nasik, Maharashtra developed by M/s. Indiabulls Industrial Infrastructure Limited (Item No. 38.3(i) of the Supplementary Agenda)**

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The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, in the **non-processing area**, as given in the table:-

S. No.	Authorised operations	Quantum requested (in Acre)	Quantum Approved (in Acre)
<b>1.</b>	<b>Setting up of the following Mechanical System:</b>		
(i)	5x270 MW coal based Boiler, Turbine, Generator (BTG) sets, their Auxiliaries including Boiler feed system, Condensers, Condensate Extraction pumps, HP/LP Heaters, Coal Milles & RC feeders, Coal Bunkers, ID/FD/PA fans, Electrostatic precipitators & Auto control systems etc.	52	52
(ii)	Coal Handling System including Wagon tippers, Side arm chargers, Vibro feeders, Crushers, Stacker-cum-Reclaimer, Conveyer System, Dust extraction system, Railway Marshalling Yard etc.	70	70
(iii)	Ash Handling System including ash slurry pumps, collector tanks, High Concentration Slurry Disposal (HCSD) System, Compressed Air System, Ash Slurry Pipe Lines, Ash Silos for Dry Fly Ash disposal and Mill Reject System	9	9
(iv)	Water Treatment Plant Including: (a) Pre-treatment Plant (Clarification System, Chemical House, Clariflocculator, Clarified Water Storage Tanks, PT Pumps, associated drives, tanks etc) (b) DM Plant (Activated Carbon filters, Cation/Anion/Mixed bed exchangers, Degasifier Towers, DM Water Storage tanks, DM pumps, associated Drives, Tanks etc)	3.5	3.5

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(v)	CW/ACW Pumps, CW Piping, Butterfly Valves & RE Joints, CW Treatment & Chlorination System, Condensate Polishing Unit (CPU)	5	5
(vi)	Raw Water Pumping System including Pumps, Piping lines from STPs, Pump House, 33KV line & Substation etc	2 Acre + 10 mtrx18Km Land-strip to be acquired beyond plot area for pipe line corridor	2 Acre + 10 mtrx18Km The pipe line corridor will be implemented after the Land- strip is acquired.
(vii)	Fuel Oil Receipt, Storage and Handling System (including pumps, associated drives, tanks)	2.25	2.25
(viii)	Air Conditioning System and Ventilation System including ducting etc	0.5	0.5
(ix)	Compressed Air system including Compressors, piping, Air vessels and driers etc	0.75	0.75
(x)	Hydrogen Generation Plant	0.25	0.25
(xi)	Workshop Equipments	0.75	0.75
<b>3</b>	<b>Electrical Works:</b>		
(i)	Power Transformers GT, ST, UAT & ICT (Generator Transformers, Station Transformers, Unit Aux Transformers & Interconnecting Transformers etc)	Included in S. No. 2 (i) & 3 (ii)	Included in S. No. 2 (i) & 3 (ii)
(ii)	Electrical Equipment for Balance of Plant (EBOP) including 400 KV Switchyard, Switchgears, Isolators, Lightning Arrestors, Protection System, Earthing, Towers, Busbar Gantries, Conductors, Insulators, Cables, SCADA System, Station Lighting, Plant DG Sets etc	55	55
(iii)	400 KV Transmission lines including Sub-station Bays at CTU/STU end for Grid connectivity/Start-up power and Interconnecting transformers with associated switchgears etc for Transmission/Distribution of power in SEZ area	Right of way for 52 mrt x 100 Km land-strip to be obtained beyond plot area for transmission lines	Right of way for 52 mrt x 100 Km (Transmission lines to be implemented after obtaining land-strip).

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<b>4.</b>	<b>Civil Works:</b>		
(i)	Site Levelling & Grading Work	600 Acre	600 Acre
(ii)	BTG Civil & Structural works	Included in S. No. 2 (i)	Included in S. No. 2 (i)
(iii)	General Civil Works for BOP, Misc. & non-Plant Building, Loco Shed etc	Included in respective system	Included in respective system
(iv)	Chimney (including Stack Elevator, Electrical System, Aviation lighting, Earthing etc)	Included in S. No. 2 (i)	Included in S. No. 2 (i)
(v)	Cooling Towers	65	65
(vi)	Plant Water Reservoir including Gates/Screens etc	90	90
(vii)	Ash Dyke and Ash Water Recovery System	216	216
(viii)	Construction of Railway siding, Embankment, Bridges, R.U.B. & associated civil works, P. Way Works (laying of rails & sleepers), Signalling & Telecommunication, procurement of Locomotives	50 mtr x 25 Km land -strip to be acquired beyond plot area for connectivity with Railway network	50 mtr x 25 Km The work relating connectivity with Railway network to be implemented after acquisition of the land-strip.
<b>5.</b>	<b>Site Enabling Works:</b>		
(i)	Site Office including Porta Cabins, Furniture and Air Conditioning Utensils for Plant Canteen etc	5.5	5.5
(ii)	Stores & Steel Yard	22.5	22.5
(iii)	Field Quality Assurance Lab, Environment & Chemical Labs complete with equipment	0.2	0.2
(iv)	Road Weigh Bridge including cabin	0.12	0.12
(v)	DG Sets for site	0.25	0.25
(vi)	Lighting masts (Mobile type)	NA	NA
(vii)	Site Office Power arrangement (11 KV)	0.25	0.25
(viii)	Diversion of existing 220 KV Lines at site	7.5	7.5
(ix)	Laying of Construction Power system; 33/11 KV Substations & LT Distribution System	Included in respective system	Included in respective system

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(xiii) Request of M/s. Kumar Builders Township Ventures Private Limited for authorized operations in sector specific SEZ for IT/ITES at Hinjewadi, Pune, Maharashtra (*Item No. 38.3(ii) of the Supplementary Agenda*)

DC, SEEPZ indicated that the developer has not taken any action so far to develop the processing area. The Board, accordingly, decided that the developer should start developing the processing area before it considers proposals for residential flats etc in the non-processing area. Accordingly the proposal was deferred..

(xiv) Request of M/s. Sunny Vista Realtors Pvt. Limited for authorized operations in the multi services SEZ at Panvel, Maharashtra (*Item No. 38.3(iii) of the Supplementary Agenda*)

The BoA perused the proposal and after deliberations, the Board decided to approve the authorized operations, in the **non-processing area**, as given in the table:-

Authorised operations	Non-processing area (in sqm)	Quantum Approved (in sqm)
Residential Apartments (about 1500 units)	200,790	100,395 (in the non-processing area)

**Item No. 38.5:** Request of M/s. NSL SEZ (Hyderabad) Private Limited for surrender of approval for authorized operations in the IT/ITES SEZ at IDA Uppal Industrial Development Area, Hyderabad, Andhra Pradesh

After deliberations the Board granted approval to the request of the developer for surrender the approval granted for carrying out authorized operations except for residential apartments.

**Item No. 38.6:** Requests for first extension of validity of formal approvals

After deliberations, the Board decided to grant first extension of validity of formal approval in respect of each of the following developers for a period of one year beyond the expiry of the validity period:

(i) Request of M/s. Wockhardt Infrastructure Development Limited for extension of the validity period of formal approval, granted for sector specific SEZ

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for Pharmaceutical at Shendre Industrial Area, Aurangabad District, Maharashtra, beyond 2<sup>nd</sup> November 2009.

(ii) Request of M/s. Somani Worsted Limited for extension of the validity period of formal approval, granted for sector specific SEZ for Electronic Hardware and Software/ITES at Bhiwadi, District Alwar, Rajasthan, beyond 20<sup>th</sup> August 2009

(iii) Request of M/s. New Chennai Township Private Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for **Multi Services** at Seekinankuppam, Cheyyur Taluk, Kancheepuram District, Tamil Nadu, beyond 22<sup>nd</sup> May 2010.

(iv) Request of M/s. New Chennai Township Private Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for **engineering including auto ancillaries** at Seekinankuppam village, Cheyyur Taluk, Kancheepuram District, Tamil Nadu, beyond 22<sup>nd</sup> May 2010.

(v) Request of M/s. NG Realty Pvt. Ltd. for extension of the validity period of formal approval, granted for sector specific SEZ for Engineering at Village Rajoda, District Ahmedabad, Gujarat, beyond 22<sup>nd</sup> May 2010.

(vi) Request of M/s. Balaji Infra Projects Ltd. for extension of the validity period of formal approval, granted for setting up port based SEZ for multi product inclusive of FTWZ at Dighi Port, Dist. Raigad, Maharashtra, beyond 22<sup>nd</sup> October 2009.

(vii) Request of M/s. Calica Construction & Impex Pvt. Ltd. for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at village Ognaj, Taluka Dascroi, District Ahmedabad, Gujarat beyond 5<sup>th</sup> November 2009.

(viii) Request of M/s. Kandla Port Trust for extension of the validity period of formal approval, granted for setting up of port based multi product SEZ at Kandla and Tuna Area of Gandhidham, Bhuj District, Gurajat, beyond 6<sup>th</sup> May 2010.

(ix) Request of M/s. Sanghi SEZ Pvt. Ltd. for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Ranga Reddy District, Hyderabad, Andhra Pradesh beyond 25<sup>th</sup> June 2009

(x) Request of M/s. Navi Mumbai SEZ Pvt. Ltd. for extension of the validity period of formal approval, granted for sector specific SEZ for Multi Services at Kalamboli, Dist. Raigad, Maharashtra, beyond 25<sup>th</sup> July 2010. (*Item No. 38.5(i) of the Supplementary Agenda*)

(xi) Request of M/s. Navi Mumbai SEZ Pvt. Ltd. for extension of the validity period of formal approval, granted for Multi Product SEZ at Dronagiri, Navi

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Mumbai, Maharashtra, beyond 29<sup>th</sup> July 2010. (*Item No. 38.5(ii) of the Supplementary Agenda*)

(xii) Request of M/s. Navi Mumbai SEZ Pvt. Ltd. for extension of the validity period of formal approval, granted for sector specific SEZ for IT/ITES at Kalamboli, Navi Mumbai, Maharashtra, beyond 25<sup>th</sup> July 2010 (*Item No. 38.5(iii) of the Supplementary Agenda*)

(xiii) Request of M/s. Uttam Galva Steels Limited for extension of the validity period of formal approval, granted for sector specific SEZ for IT/ITES at Khopoli, village Devnhave, Taluka Khalapur, District Raigad, Maharashtra, beyond 25<sup>th</sup> July 2010 (*Item No. 38.5(iv) of the Supplementary Agenda*)

(xiv) Request of M/s. DS Realtors Pvt. Ltd. for extension of the validity period of formal approval, granted for sector specific SEZ for IT sector at National Highway No. 8, village Kukrola and Sehrewan, District Gurgaon, Haryana, beyond 22<sup>nd</sup> October 2010 (*Item No. 38.5(v) of the Supplementary Agenda*)

### **Item No. 38.7: Requests for second extension of validity of formal approvals**

**After deliberations, the Board decided to grant second extension of validity of formal approvals in respect of each of the following cases for a period one year beyond the expiry of the validity period:**

(i) Request of M/s. Syntel International Pvt. Ltd. for extension of the validity period of formal approval, for setting up of sector specific SEZ for IT/ITES at Kancheepuram District, Chennai, Tamil Nadu, beyond 8<sup>th</sup> June 2010.

(ii) Request of M/s. Satyam Computer Services Ltd. for extension of the validity period of formal approval, for setting up of IT/ITES SEZ at Hitec City, Madhapur, Hyderabad, Andhra Pradesh, beyond 20<sup>th</sup> June 2010.

(iii) Request of M/s. Satyam Computer Services Ltd. for extension of the validity period of formal approval, for setting up of IT/ITES SEZ at Thotlakonda, Visakhapatnam, Andhra Pradesh, beyond 15<sup>th</sup> June 2010.

(iv) Request of M/s. Satyam Computer Services Ltd. for extension of the validity period of formal approval, for setting up of IT/ITES SEZ at Bahadurpally village, Hyderabad, Andhra Pradesh beyond, 19<sup>th</sup> June 2010.

### **Item No. 38.8: Requests for first extension of the validity period of co-developers**

After deliberations, the Board decided to grant first extension of validity of formal approvals in respect of each of the following co-developers for a period of one year beyond the expiry of the validity period:

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(i) Request of M/s. Integrated Warehousing Kandla Project Development Private Limited, a co-developer in the FTWZ developed by M/s. Free Trade Warehousing Pvt. Ltd. at Kandla SEZ, Gujarat, for extension of the validity of the LoA.

(ii) Request of M/s. Petronet LNG Limited, a co-developer in the Port Based SEZ developed by M/s. Cochin Port Trust at Puthuvypeen, Cochin, Kerala, for extension of the validity of the LoA.

### **Item No. 38.9: Request for change of sector/broad-banding the sector**

**(i) Request of M/s. Bajaj Holdings & Investment Limited for change/broad banding of sector at Waluj, Aurangabad, Maharashtra**

The Board noted that the addition of chemical sector to the present engineering sector would change the status of the SEZ from sector specific to multi product SEZ for which minimum land requirement is 1000 Ha. The Board, therefore, after deliberations **rejected** the proposal of the developer for broad banding.

**(ii) Request of M/s. Ajanta Projects (India) Ltd. for change of sector of their sector specific SEZ at Aurangabad, Maharashtra from Biotechnology to Non-conventional Energy including Solar Energy equipment (Item No. 38.4(i) of the Supplementary Agenda)**

After deliberations, the Board decided to **approve** the request of M/s. Ajanta Projects (India) Ltd. for change of sector from "Biotechnology" to "Non-conventional Energy including Solar Energy equipment".

### **Item No. 38.10: Requests for change in area and sector of the SEZs.**

**(i) Request of M/s. DSK SEZ Projects (Pune) Pvt. Ltd. for change of sector and reduction in area of multi services SEZ at Village Fursungi Haveli District Pune, Maharashtra**

DC, SEEPZ said that the inspection of the site of the proposed SEZ was carried out by DC SEEPZ on 13.11.2009 and during inspection a number of issues arose such as the contiguity of the SEZ had been broken, presence of an irrigation canal which is under consideration for Upgradation by Government of Maharashtra, the farmers who have not sold their farms expressing the anxiety the water from the canal may be stopped, the access to the well had been closed by the developer, presence of an irrigation's department road, there are private plots not sold to the developer which were not indicated in the map, the demarcation of the boundary of the SEZ being finalized without taking into account presence of farmers who have not sold their land were noted. Collector Pune and jurisdictional Tehsildar have been requested to submit a report. While the developer had submitted a revised map certified by the revenue authorities, it is not clear whether the same has been furnished to the town planning authorities. In view of the above position the DC did not recommend the proposal and the Board, therefore, decided to reject the proposal.

**Item No. 38.11: Requests for increase/decrease in area**

**(i) Request of M/s. Mundra Port and Special Economic Zone Ltd. for increase in area of the multi product SEZ at Talukas Mundra & Anjar, Kutch, Gujarat**

Board noted that as per Rule 5(2)(b) of SEZ Rules 2006 a Special Economic Zone for multi product shall have a contiguous area of one thousand hectares or more but not exceeding 5000 hectares. Further as per the third proviso to the Rule Central Government may consider on merit the clubbing of contiguous existing notified Special Economic Zones notwithstanding that the total area of resultant Special Economic Zone exceeds 5000 hectares. Board also noted that in the present case the SEZ is more than 5000 hectares due to clubbing of SEZs. It was noted that in this case that the total area proposed consisting of four land parcels amounting to 2008.41 hectares are contiguous to the existing SEZ at different locations. Since, the access to these land parcels have to be provided only through the SEZ, each land parcel may not be considered as an independent SEZ which could be considered for eventual integration in terms of the existing rules for clubbing of existing SEZs. BoA, therefore, after due deliberations came to the conclusion that the present proposal cannot be considered by the BOA.

**(ii) Request of M/s. DLF Cyber City Developers Limited for increase as well as decrease in area of the sector specific SEZ for IT/ITES at DLF Cyber City, Gurgaon, Haryana.**

After deliberation, the Board decided to **approve** the request of M/s DLF Cyber City Developers Limited for addition & de-notification of land admeasuring 1.76 hectares and 2.27 hectares respectively in the SEZ thereby making the total area of the SEZ as 10.22 hectares. The approval is also **subject to the contiguity of the SEZ being maintained and the DC's certificate that the developer has refunded all the tax/duty benefits including Service Tax exemption availed under SEZ Act in respect of the to be de-notified.**

**(iii) Request of M/s. Indu Techzone Private Limited for de-notification of a portion of land in the notified sector specific SEZ for IT/ITES at Mamidipally village, Saroornagar Mandal, Rangareddy District, Andhra Pradesh**

The Board was informed that as per the sale deed executed by APIIC to M/s. Indu Techzone Private Limited, a specific condition was imposed stating that, "the purchaser shall not ask for de-notification of the SEZ portion of the subject property". The Board also noted that the Government of Andhra Pradesh has also not recommended the request of the developer. The Board, therefore, after deliberations decided to **defer** the request of M/s. Indu Techzone Private Limited for de-notification of 46.54 hectares of land from the above mentioned SEZ.

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(iv) Request of M/s Vedanta Aluminium Limited for addition of area in the sector specific SEZ for Aluminium at District Jharsuguda, Orissa

After deliberations, the Board decided to **approve** the request of M/s. Vedanta Aluminium Limited for increasing the area by adding 35.088 hectares to the already notified SEZ area of 185.48 hectares thereby making the total area of the SEZ to 220.568 hectares.

(v) **Request of M/s. Emaar Hills Township Pvt. Ltd. for de-notification of a portion of land in the notified sector specific SEZ for IT/ITES at Manikonda village, Rajendra Nagar Mandal, Ranga Reddy District, Andhra Pradesh**

The Board noted that the SEZ was notified on 10<sup>th</sup> April 2007 over an area of 10.33 hectares. Subsequently, BoA granted approval for addition of land admeasuring 3.14 hectares which is yet to be notified. In the present proposal the developer has requested for de-notification of portion of the land admeasuring the extent of 2.95 hectares, thereby making the total area of the SEZ 10.52 hectares. After deliberations, the Board decided to **approve** the request of M/s. Emaar Hills Township Pvt. Ltd. for de-notification of 2.95 hectares of land from the above mentioned SEZ **subject to contiguity being maintained and also subject to DC's certificate that the developer has refunded the tax/duty benefits, if any, in respect of the land being de-notified which might have been availed under the SEZ Act/Rules.**

(vi) **Request of M/s Sri City (P) Limited for addition of area in the multi product SEZ at Satyavedu Mandal, Chittoor District, Andhra Pradesh**

After deliberations, the Board decided to **approve** the request of M/s. Sri City (P) Limited for increasing the area by adding 0.5010 hectares to the already notified SEZ area.

(vii) **Request of M/s Dahej SEZ Limited for de-notification of a part land in the notified SEZ at Bharuch, Gujarat**

After deliberations, the Board decided to **approve** the request of M/s. Dahej SEZ Limited for de-notification of 06.57.84 hectares of land from the above mentioned SEZ, thereby making the total area of SEZ 14.56.34 hectares **subject to contiguity of the SEZ being maintained and DC's certificate that the developer has refunded the tax/duty benefits, if any, in respect of the land being de-notified which might have been availed under the SEZ Act/Rules.**

(viii) **Request of M/s. Sundew Properties Private Limited for de-notification of a portion of land in the notified specific SEZ for IT/ITES at Madhapur, Ranga Reddy District, Hyderabad, Andhra Pradesh.**

After deliberations, the Board decided to **approve** the request of M/s. Sundew Properties Private Limited for de-notification of 6.16 hectares of land from

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the above mentioned SEZ, thereby making the total area of SEZ 10.13 hectares subject to contiguity of the SEZ being maintained and DC's certificate that the developer has refunded the tax/duty benefits, if any, in respect of the land being de-notified which might have been availed under the SEZ Act/Rules.

**(ix) Request of M/s. Dr. Fresh Health Care Private Limited for de-notification of area in the sector specific SEZ for IT/ITES at Gurgaon, Haryana being developed by M/s. Dr. Fresh Health Care Private Limited (Item No. 38.2(i) of the Supplementary Agenda)**

After deliberations, the Board decided to **approve** the request of M/s. Dr. Fresh Health Care Private Limited for de-notification of 1.378 hectares of land from the above mentioned SEZ, thereby making the total area of SEZ 22.051 hectares subject to contiguity of the SEZ being maintained and DC's certificate that the developer has refunded the tax/duty benefits, if any, in respect of the land being de-notified which might have been availed under the SEZ Act/Rules.

**(x) Request of M/s. Essar SEZ Hazira Limited for de-notification of the notified sector specific SEZ for Engineering at Hazira, Gujarat (Item No. 38.2(i) of the Supplementary Agenda)**

The Board noted that DC KASEZ in her report has informed that the specified officer, Essar SEZ has confirmed that the developer and the 2 SEZ units have paid the duty benefits availed by them regarding Customs Duties, Excise Duties, Service Tax, Vat, CST and Stamp Duty. The total payment made is Rs. 122.45 crores. In view of the above the 2 SEZ units have been granted final exit permission. Further the joint meeting between the Revenue Authorities and DCs office have been considered and a copy of the report has also been sent by DC KASEZ. DC has pointed out that the issues involving revenue implication are safe guarded by way of issuance of show cause notices wherein adjudication is pending, provisional assessments against bonds/bank guaranties as well as the unconditional undertakings executed by the developer and the SEZ units. Other issues involve interpretation of various provisions of SEZ Rules and Act which according to have been suitably addressed and clarified. Accordingly, she has recommended for partial deletion of the areas in respect of these 2 SEZ units amounting to 28.841 Ha. from the total notified area leaving a balance of 178.5813 Ha. Even after the deletion the area of SEZ is contiguous.

The representative of the Department of Revenue indicated that they are awaiting the report of the Commissioner Customs and therefore sought deferment of the proposal. The Board, after deliberations, decided that the developer may be allowed partial de-notification, keeping in view the large scale investments made which apparently presently are not being used resulting in revenue loss for the promoters as well as for the Government. Further even after partial de-notification, there are two more units in the SEZ and the SEZ itself who can be held liable for payment of any differences in settlement of dues. Accordingly, BoA approved the partial de-notification and directed that DC KASEZ will delineate the SEZ after de-notification and will also facilitate the settlement of outstanding dues, if any. The

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orders regarding de-notification will be issued subject to contiguity being maintained and also subject to the developer refunding the tax/duty benefits, if any, in respect of the land being de-notified and also detaining the necessary certifications from the concerned authorities.

### **Item No. 38.12: Request of M/s L&T Shipbuilding Limited for addition of area, in the sector specific SEZ for Heavy Engineering at Kattupalli village, Tiruvallur District, Tamil Nadu, for establishment a shipyard and port**

Representative of Department of Revenue pointed out that the additional land is for establishment of a green field port and also for expansion of the shipyard. After deliberations the Board decided **not to approve** the request of the developer for setting up of a green field port alongwith the proposal for expansion of shipyard. The proposal for the port should be submitted separately for the consideration of the Board. As regards the additional land for shipyard and the SEZ, tentatively an area of 108.03 was approved as given below in the schedule. The final requirement will be indicated after DC submits his report after inspection.

S. No.	Description of Area	Hectares		
		Area for Port	Area besides Shipyard	Grand Total
1.	Revenue land for Minor Port	126.68	NIL	126.68
2.	Coastal Land	6.07	25.05	31.12
3.	Area for Jetties in the Water Area	46.17	61.12	107.29
4.	Area for Break Waters (BW)			
	• Northern BW	--	10.93	21.86
	• Southern BW	--	10.93	
Total Additional Area for Notification		178.92	108.03	286.95
Area already notified on 4 <sup>th</sup> December 2009		--	317.72	317.72
Total SEZ Area after expansion		178.92	425.75	604.67

### **Item No. 38.13: Withdrawal of approval**

#### **(i) Withdrawal of formal approval granted to Karnataka Industrial Areas Development Board for setting up of sector specific SEZ for Engineering at Shimoga, Karnataka**

The Board noted that the developer has requested for withdrawal of the formal approval granted to him as the Government of Karnataka has proposed to establish Apparel Park/Textile Park on the land meant for the SEZ. Accordingly, the Board agreed for the withdrawal of formal approval granted to the developer,

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**subject to DC's certificate that the developer has refunded the tax/duty benefits, if any, which might have been availed under the SEZ Act/Rules.**

### **Item No. 38.14: Requests for de-notification**

**(i) Request of M/s. TCG Urban Infrastructure Holdings Limited for de-notification of the notified sector specific SEZ for Biotechnology at Thrikkakara North village, Kanayannur Taluk, Ernakulam District, Kerala**

After deliberations, the Board decided to **approve** the request of M/s. TCG Urban Infrastructure Holdings Limited for de-notification of notified sector specific SEZ for Biotechnology at Thrikkakara North village, Kanayannur Taluk, Ernakulam District, Kerala **subject to DC's certificate that the developer has refunded all the tax/duty benefits availed of by the developer under the SEZ Act.**

**(ii) Request of M/s. Sanvo Resorts Pvt. Ltd. for de-notification of notified IT/ITES SEZ at Panvel, Maharashtra**

After deliberations, the Board decided to **approve** the request of M/s. Sanvo Resorts Pvt. Ltd. for de-notification of notified sector specific SEZ for IT/ITES at Panvel, Maharashtra **subject to DC's certificate that the developer has refunded all the tax/duty benefits availed of by the developer under the SEZ Act.**

**(iii) Request of Electronics Corporation of Tamil Nadu Limited (ELCOT) for de-notification of notified IT/ITES SEZ at Sholinganallur II and Perumbakkam Villages, Tambaram Taluk, Kancheepuram District, Tamil Nadu**

After deliberations, the Board decided to **approve** the request of Electronics Corporation of Tamil Nadu Limited (ELCOT) for de-notification of notified sector specific SEZ for IT/ITES at Sholinganallur II and Perumbakkam Villages, Tambaram Taluk, Kancheepuram District, Tamil Nadu **subject to DC's certificate that the developer has refunded all the tax/duty benefits availed of by the developer under the SEZ Act.**

### **Item No. 38.15: Contiguity Relaxation**

**(i) Request of M/s. Navi Mumbai SEZ Private Limited for relaxation of conditions of LoA regarding contiguity and multiple entry/exit gates**

The representative of the Department of Revenue (CBEC) indicated that there are number of issues on which the report of Chief Commissioner has been sought. BoA accordingly deferred consideration of the proposal and directed CBEC must get a report from the Chief Commissioner within 02 weeks after which the report of the DC, NMSEZ and the report of the Chief Commissioner will be examined on file.

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### **(ii) Request for relaxation in contiguity of the multi product SEZ at Nellore District, Andhra Pradesh proposed to be developed by M/s. IFFCO Kisan SEZ Limited (IKSEZ)**

The Board noted that while the SEZ is bifurcated by a National Highway (NH), the processing area of the SEZ would be on one side of the NH and the Non-processing area would be on the other side. Further of the total area of 1023 Ha, 762 Ha which is on one side of the NH constitutes the processing area accounting for more than 50% of the total area. The process for establishing contiguity between the processing and non-processing area is in progress as NHAI, who are concerned with the NH, have been approached for construction of over bridge over the NH. As far as the processing area is concerned it can be completely secured for the purpose of revenue authorities. Keeping these in view, BoA agreed to relax the condition of contiguity in respect of this SEZ subject to all the necessary safeguards in respect of movement of goods etc being taken.

It was brought to the attention of BoA that while providing formal approval, BoA inter-alia had put a condition that no tax benefits would be available for measures taken to establish contiguity. This provision requires review keeping in view the heavy investment in respect of the over bridge being constructed. BoA, while noting that the portion of land to which contiguity is being established is also a part of the SEZ and must be, therefore, be treated at par with other similar cases where tax benefits have been provided for establishing contiguity, decided to delete this condition.

### **(iii) Request of M/s. Wellgrow Buildcon Pvt. Ltd., Haryana for relaxation of contiguity**

The Board was also informed that as per policy the contiguity of an IT/ITES SEZ, for which for minimum land requirement for an IT/ITES SEZ is only 10 Hectares, is being not relaxed. The Board was also informed that acceptance of request for relaxation of contiguity of IT/ITES SEZ may lead to many such requests. The Board, therefore, after deliberations decided to **reject** the request of the developer for relaxation of contiguity.

### **Item No. 38.16: Grant of second extension of in-principle approval.**

BOA granted second extension in respect of M/s Rewa Infrastructure Pvt. Ltd. for setting up of multi product SEZ at Raigad, Maharashtra from the date of the expiry of the last extension i.e. 07.01.2010.

**Item No. 38.17: Requests for extension of validity of LoP**

**(i) Request of M/s. Plastolene Polymers Pvt. Ltd. a unit in FSEZ for further renewal of LoP.**

The Board, keeping in view the background of the unit, approved the extension of the LoP for a further period of five years from 28.02.2010 **subject to the unit taking all necessary precautions to prevent fire accidents and any other safeguards prescribed by DC. Further the LoP is also subject to the time limit prescribed in respect of income tax benefits**

**Item No. 38.18: Request of M/s Mahindra World City Developers Limited for divestment of 26% equity held in Ascendas Mahindra IT Park Private Limited, a co-developer in the sector specific SEZ for IT, Hardware and Bio-informatics at Mahindra World City, Chengalpattu, Chennai.**

After deliberations, the Board decided to approve the request of M/s. Mahindra World City Developers Limited for divestment of 26% equity held in Ascendas Mahindra IT Park Private Limited.

**Item No. 38.19: Meeting held under the Chairmanship of Shri D.K. Mittal, Additional Secretary on 25.09.2009 to discuss operational issues of M/s. Infosys Tech Ltd., a unit in the sector specific SEZ developed by Chandigarh Administration at Chandigarh, Punjab over an area of 31.49.66 hectares.**

It was decided that this issue will be discussed between the DoC and DoR

**Item No. 38.20: Minutes of the meeting to discuss policy for setting up of units for recycling of plastics in SEZs**

The Board **deferred** consideration of the proposal.

**Item No. 38.21: Providing single point clearance system to the developer and unit under the State Acts and rules**

The Chairman of the BoA pointed out that while there is a rule the State Governments shall endeavour that single point clearance system is made available in the States, unfortunately, in many States the system of single point clearance has not been put into position. The developers and the units are put to considerable inconvenience as they have to get approval/clearances from many departments of the States. In a recent meeting with the Chief Secretaries, this issue was flagged and they were requested to put the mechanism into position quickly. He requested the State Government representatives and the Development Commissioners to pursue the matter with the concerned State Governments so that the single point clearance mechanism is established quickly.

## Minutes of the 38<sup>th</sup> meeting of the BoA for SEZ held on 11<sup>th</sup> February 10

**Item No. 38.22: Request of M/s. Indiabulls Realtech Limited a co-developer in the multi product SEZ at villages Musalgaon and Gulvanch, Taluka Sinnar, District Nasik, Maharashtra being developed by M/s. Indiabulls Industrial Infrastructure Limited, for increase in plant capacity from 1200 MW to 1350 MW (Item No. 38.1 of the Supplementary Agenda)**

It was brought to the attention of the Board that the co-developer had initially envisaged a configuration of 2x600 MW for the project and accordingly, got the approval for 1200 MW capacity. Since then they have revised the configuration to 5x270 MW which will enhance the capacity to 1350 MW. After deliberations the Board decided to **approve** the request of M/s. Indiabulls Realtech Limited for increase in plant capacity from 1200 MW to 1350 MW by having a configuration of 5x270 MW plants.

**List of Participants for the Meeting of the Board of Approval for Special Economic Zones held on 11<sup>th</sup> February, 2010 under the Chairmanship of Commerce Secretary, Department of Commerce**

1. Shri Rahul Khullar, Chairman BOA & Secretary, Department of Commerce.
2. Smt. Praveen Mahajan, Director General (DG), Department of Revenue, Ministry of Finance
3. Sh. Raman Chopra, Director (ITA), CBDT, Department of Revenue, Ministry of Finance
4. Shri Gurdeep Singh, Additional Director, Department of Revenue, Ministry of Finance
5. Shri L. B. Singhal, DG, Export Promotion Council of EOUs and SEZs.
6. Shri S. K. Agarwal, A.D. (E.P.) Office of Development Commissioner (MSME), Ministry of MSME.
7. Shri R. Ramesh, Deputy Director (SEZ), Department of Commerce and Industry, Bangalore, Government of Karnataka.
8. Smt. Reeta Vasusgts, Additional Legislative Counsel, Ministry of Law and Justice
9. Shri D. K. Singh, Additional Resident Commissioner, Kerala.
10. Shri R. J. Shah, Principal Chief Industrial Advisor, Industries Commissioner, Gandhinagar, Gujarat
11. Shri B. B. Swain, Commissioner of Industries, Gujarat
12. Shri S. Gopi Krishna, Special Secretary, Information Technology & Communications Department, Government of Andhra Pradesh
13. Shri Rajeev Ranjan, Principal Secretary Industries, Government of Tamil Nadu
14. Shri T.L. Satya Prakash, Director, Industries Department, Government of Haryana
15. Shri S.L. Goyal, Resident Commissioner, Maharashtra
16. Shri T. Surya Narayane, Assistant Resident Commissioner, Government of Andhra Pradesh
17. Shri Pradeep Kumar Sureka, Under Secretary, Ministry of Overseas, Indian Affairs, Akbar Bhawan, New Delhi
18. Shri K.K. Chhabra, Under Secretary, D/o Industrial Policy and Promotion
19. Shri O.P. Sharma, Scientist E, Department of Information Technology
20. Ms. Nilima Verma, SRO, Town & Country Planning Organization, Ministry of Urban Development
21. Shri A.K. Gupta, General Manager, RIICO, Government of Rajasthan
22. Shri Dinesh Pohadia, Dy. General Manager, RIICO, Government of Rajasthan
23. Shri A.S. Das, DGM, IDCO, Government of Orissa

**LIST OF DEVELOPMENT COMMISSIONERS**

24. Shri Ajay Mittal, Development Commissioner, MEPZ SEZ, Chennai.
25. Smt. Maya D. Kem, Development Commissioner, MPSEZ, Mundra, Gujarat.

## **Minutes of the 38<sup>th</sup> meeting of the BoA for SEZ held on 11<sup>th</sup> February 10**

26. Shri M.S. Rao, Development Commissioner, VSEZ, Visakhapatnam, Andhra Pradesh.
27. Shri Arun Kumar Bit, Development Commissioner, Falta SEZ, Kolkata.
28. Shri S.C. Panda, Development Commissioner, Noida SEZ, Uttar Pradesh.
29. Shri C.J. Mathew, Development Commissioner, CSEZ, Cochin
30. Smt. Anita Agnihotri, Development Commissioner, SEEPZ SEZ, Mumbai.
31. Shri S. Kishore, Development Commissioner, AP SEZ
32. Shri Mahendra Jain, Development Commissioner, Navi Mumbai SEZ, Mumbai
33. Shri K.L. Sharma, Development Commissioner, Sterling SEZ, Gujarat
34. Shri Upendra Vasishth, Development Commissioner, Reliance SEZ, Jamnagar, Gujarat
35. Shri S.K. Bhattacharyya, Development Commissioner, Kakinada SEZ & Sri City SEZ, Hyderabad
36. Shri S.N.Patil, Joint Development Commissioner, Dahej SEZ
37. Shri Omkar Rai, Director, STPI, Electronics Niketan, 6 CGO Complex, New Delhi.
38. Shri C.V.D.Ramprasad, Director, STPI (IT/ITES), SEZ, Noida
39. Shri J.Parthasarathy, Director STPI (IT/ITES), SEZ, Chennai, Tamil Nadu
40. Sh. P. Venugopal, Director STPI, DC (IT/ITES), Hyderabad, Andhra Pradesh
41. Shri S. K. Agarwal, Director STPI, DC (IT/ITES), SEZ Maharashtra
42. Shri R. Rajalakshmi, Director STPI & Development Commissioner, Bangalore, Karnataka
43. Shri P.K. Das, Director, STPI & DC (IT/ITES) SEZ - Eastern Zone

### **LIST OF PARTICIPANTS OF DEPARTMENT OF COMMERCE**

44. Shri D.K. Mittal, Additional Secretary, Department of Commerce.
45. Shri Anil Mukim, Joint Secretary, Department of Commerce
46. Shri T. Srinidhi, Director, Department of Commerce
47. Dr. R. K. Mitra, Director, Department of Commerce
48. Shri R. K. Pandey, Under Secretary, Department of Commerce
49. Shri Vinod Kumar, Section Officer, SEZ Section, Department of Commerce
50. Shri Achint Kumar, Section Officer, SEZ Section, Department of Commerce