

**Supplementary Agenda for the 43<sup>rd</sup> meeting of the Board of Approval to be held on 18<sup>th</sup> November 2010 at 10.30 AM in the Room No. 47, Udyog Bhawan**

**Item No. 43.21: Proposals for setting up of SEZs**

S. No	Name of the Developer	Location	Sector	Area (in ha)	Land Possession	SGR*	Status of application
i.	M/s. Rose View Promoters Private Limited	IMT Manesar, Gurgaon, Haryana	IT/ITES	10.12	Yes	Yes	New

**Item No. 43.22: Proposal for conversion of in-principle to formal approval**

S. No.	Developer	Location	Sector	Area (in ha.)	Remarks
1	Natasha Housing & Urban Development Limited	Panipat, Haryana	Handicraft	10.522	In-principle approval was granted for setting up of a multi product SEZ over an area of 1000 hectares in the meeting of BoA on 27th October 2006. LoA was issued on 16th November 2006. The developer had requested for conversion of in-principle approval to formal approval over an area of 10.522 hectares and had also sought change of sector from Multi product to Handicrafts. The proposal was considered in the BoA meeting held on 23 <sup>rd</sup> February 2009, wherein, the representative of the State Government of Haryana said that they are yet to frame their views on the revised proposal. Therefore, the proposal was deferred. <b>The comments of the Government of Haryana have, since been received wherein they have recommended the proposal (Annexure - 1).</b>

**Item No. 43.23: Request of M/s. Mansarovar Industrial Development Corporation for setting up of sector specific SEZ for Electronic Hardware and Software including IT/ITES over an area of 10 hectares, out of 131 hectares of the notified sector specific SEZ for “Handicraft” at Kaparda, Jodhpur, Rajasthan**

The sector specific SEZ for Handicraft at Kaparda, Jodhpur, Rajasthan was notified on 7th December, 2007 over an area of 130.689 hectares. The developer had requested for notification of an IT/ITES SEZ, out of the area of 130.689 hectares of the notified sector specific SEZ for Handicraft. The request was considered in the BoA meeting held on 19<sup>th</sup> June 2009. The BoA had approved the request of the developer for excluding an area of 10 hectares, out of

the notified SEZ, for setting up of the sector specific SEZ for IT/ITES. The developer was also directed to approach BoA for a fresh notification. The State Government has also recommended the proposal. Further notification reducing area of the existing SEZ from 130.689 hectares to 10.689 hectares has been issued on 6<sup>th</sup> October 2010.

Accordingly, the request of the developer for notification of an IT/ITES SEZ over an area of 10 hectares at Kaparda, Jodhpur, Rajasthan is placed before BoA for consideration.

**Item No.43.24: Request for co-developer**

**(i) Request of M/s. Cambridge Builders Private Limited for co-developer in the sector specific SEZ for Electronic Hardware and Software including IT/ITES at Shimoga, Karnataka being developed by Karnataka State Electronics Development Corporation Limited (KEONICS)**

The above mentioned SEZ was notified on 4<sup>th</sup> August, 2010 over an area of 14.5736 hectares. M/s. Cambridge Builders Private Limited, a fully owned subsidiary of M/s. Cambridge Solutions Limited specially incorporated for co-developing 6 acres of land in the above mentioned SEZ. Cambridge Builders Private Limited, in Phase 1, proposes to invest Rs. 25 crores to construct building/facilities admeasuring 80000 sqft to set up IT/ITES units. The co-developer will invest more in the subsequent phases of expansion. Co-developer agreement dated 28<sup>th</sup> July, 2010 between the developer and co-developer has been provided. The request of the co-developer is submitted for consideration of BoA.

**(ii) Request of M/s. Phoenix Hitec City Private Limited for co-developer in the sector specific SEZ for IT/ITES at Gachibowli village, Serilingampally Mandal, R.R. District, Andhra Pradesh, being developed by M/s. Phoenix Infocity Private Limited**

The above mentioned SEZ was notified on 11<sup>th</sup> August 2006 over an area of around 10 hectares (25.68 acres). M/s. Phoenix Hitec City Private Limited, a wholly owned subsidiary of the developer has submitted a proposal for becoming a co-developer for development of IT space within permissible FSI, over a leased area of 2 acres 43 cents (0.98 Ha.), in the above SEZ. Co-developer agreement dated 1<sup>st</sup> November, 2010 between the developer and co-developer has been provided. The request of the co-developer is submitted for consideration of BoA.

**(iii) Request of M/s. Phoenix Dwellings Private Limited for co-developer in the sector specific SEZ for IT/ITES at Gachibowli village, Serilingampally Mandal, R.R. District, Andhra Pradesh, being developed by M/s. Phoenix Infocity Private Limited**

The above mentioned SEZ was notified on 11<sup>th</sup> August 2006 over an area of around 10 hectares (25.68 acres). M/s. Phoenix Dwelling Private Limited, a wholly owned subsidiary of the developer has submitted a proposal for becoming a co-developer for development of IT space within permissible FSI, over a leased area of 2 acres 69 cents (1.08 Ha.), in the above SEZ. Co-developer agreement dated 1<sup>st</sup> November, 2010 between the developer and co-developer has been provided. The request of the co-developer is submitted for consideration of BoA.

**Item No. 43.25: Requests of Authorized Operations**

**(i) Request of M/s Larsen & Toubro Limited for authorized operations in the sector specific SEZ for IT/ITES at Mysore, Karnataka**

The above mentioned SEZ was notified on 27<sup>th</sup> September 2010 over an area of 10 hectares. The SEZ has vacant structures with a plinth area of 4317.96 sqm., in the non-processing area. The developer intends to utilize the same for imparting competence based training, as authorized operation. The Training Center would impart short term courses to L&T's employees in the following area of technology:-

Engineering Courses	<ul style="list-style-type: none"><li>• Power Electronics,</li><li>• EMI/EMC for Designers</li><li>• Medical Electronics</li><li>• Industry Hydraulics</li><li>• DSP, ESD</li><li>• PLC, Microcontrollers</li><li>• GD&amp;T, etc.</li></ul>
Software Design Tools/Programs	<ul style="list-style-type: none"><li>• Unigraphics</li><li>• Auto Cad</li><li>• Virtual C++</li><li>• Net &amp; SQL</li><li>• Wince, etc.</li></ul>

The developer has, therefore, requested for the following authorized operations in the **non-processing area** of the SEZ:-

S. No	Name of the authorized activity	No. of units	Area per unit (in sqm)	Total area (in sqm)
1.	Training of L&T's internal Employees in the Training Center	1	4317.96	NA

DC, IT/ITES, Karnataka has recommended the request of the developer.

**(ii) Request of M/s DLF Limited for authorized operations in the sector specific SEZ for IT/ITES at Plot No. II F/Block-II – Action Area – II, New Kolkata Township, Rajarhat, Kolkata, West Bengal**

The above mentioned SEZ stands notified over an area of 10.4813 hectares. The developer has requested for the following authorized operations in the **non-processing area** of the SEZ:-

S. No.	Particular	Proposed Area (in sqm)
1.	Commercial Space	29,000

DC, FSEZ has examined the request of the developer as per instruction no. 30 and the applicable FAR in Rajarhat, Kolkata and has recommended the quantum of 15000 sqm. Report of the DC is at **Annexure - 2**.

The request of the developer is submitted for consideration of BoA.

**(iii) Request of M/s MAS GMR Aerospace Engineering Company Limited for authorized operations in the sector specific SEZ for Aviation sector at Mamidipalli village, Hyerabad, Andhra Pradesh, being developed by M/s. GMR Hyderabad International Airport Limited**

The above mentioned SEZ was notified 20<sup>th</sup> October 2009 over an area of 101.92 hectares. M/s. MAS GMR Aerospace Engineering Company Limited was granted co-developer status in the BoA meeting held on 16<sup>th</sup> September 2010. The co-developer has requested for the following authorized operations in the **processing area** of the SEZ:-

S. No.	Authorized activity	No. of units	Area per unit (in sqm) as per FSI/FAR norms as applicable	Tota area (in sqm)/capacity (in MW)
1.	Common material handling equipments integral to the physical hanger infrastructure		NA	NA
	• Docking systems	7 sets		
	• Under slung Cranes	2		
	• Monorail Cranes	5		
	• Jib Cranes	3		
	• Other Material Handling Eqpts	Various		
2.	Equipments & systems essential to the physical infrastructure	--	486 sqm.	780 sqm.
	• Heating, Ventilation & Air			
	• Compressed air system			
	• Hazardous Materials (HAZMAT) Building/facility			
3.	Common Physical Hangar Infrastructure	--		2913 sqm.
	• Workshop facility		640	
	• Seat bay facility		1318	
	• Common Tool crib facility		678	
	• Non-destructive test facility		277	

The request of the developer is submitted for consideration of BoA.

**Item No. 43.26: Request for inclusion of Bandhwari village in the IT/ITES SEZ at Gurgaon, Haryana by M/s G.P. Realtors Pvt. Ltd.**

Formal approval was granted to two proposals of M/s G.P. Realtors Pvt. Ltd. for setting up of Electronic Hardware and IT/ITES SEZ at Gurgaon, Haryana. The request of the developer for merging of these two SEZs at Ghata, Behrampur and Balola villages, Gurgaon, Haryana was considered and approved in the BOA meeting held on 23<sup>rd</sup> February, 2009. Approval was also conveyed for inclusion of additional area of 10.24 hectares in the merged SEZ, thereby making the area of the merged SEZ as 38.45 hectares. The letter of approval was issued on 27<sup>th</sup> February, 2009. The developer has informed that the name of village Bandhwari was not mentioned in their application due to their fault. They have requested to include Bandhwari village in the above SEZ. Noida SEZ has also forwarded the inspection report, which includes Bandhwari village as SEZ.

The request of the developer is submitted for consideration of BOA.

**Item No. 43.27: Request of M/s. Indian Infrastructure Corporation Limited for change of location of the SEZ as well as for grant of third extension of in-principle approval**

The proposal of M/s. Indian Infrastructure Corporation Limited for setting up of multi product SEZ, over an area of 1011.71 hectares, at Anjar Taluka, District Bhuj, Gujarat was granted in-principle approval in the BoA meeting held on 12<sup>th</sup> July 2007. The LoA was issued on 30<sup>th</sup> July, 2007. The developer has already been granted two extensions. The validity of last extension was up to 29<sup>th</sup> July, 2010. The developer has requested for changing of location of the SEZ to village: Targadi, Tal: Mandvi, Dist: Kutch, Gujarat stating that the new location is ideal for the proposed SEZ. Further a major portion of this land is government owned wasteland and lying unutilized. Government of Gujarat has also recommended the request of the developer for changing the location of the SEZ.

The developer has also requested third extension of the validity period of in-principle approval. The request of developer is placed before the BoA for consideration.

**Item No. 43.28: Request of M/s. Aditi Technologies Private Limited, a co-developer in the sector specific SEZ for IT/ITES, at Rachenhalli and Nagavara villages, Hobli, Outer Ring Road, Bangalore, Karnataka, being developed by M/s. Manyata Promoters Private Limited, for surrendering of co-developer rights over built up area 65,177 sqft.**

M/s. Aditi Technologies Private Limited was granted approval for becoming co-developer is a co-developer in the above mentioned SEZ for developing infrastructure facility in 48,480 sqft. land area (i.e. C4 Block with total built up area admeasuring 161,054 sqft. spread across ground, 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> Floors)

The co-developer has now requested approval for surrendering built up area of 65,177 sqft (i.e. Ground Floor and First Floor) out of 161,054 sqft. to M/s. Manyata Promoters Private Limited (the developer), stating that:-

- It will not be financially feasible for them to develop infrastructure facilities in the entire built up area of 161,054 sqft. due to the ongoing uncertainty in the world economies and its trickle effect on the IT/ITES sector.
- The demand for IT/ITES SEZ space is adversely impacted by the uncertainty regarding benefits to SEZ units under the proposed Direct Tax Code regime.
- M/s. Manyata Promoters Private Limited has consented for above proposal of surrendering built-up area of 65,177 sqft. and signed revised Lease Agreements.

DC IT/ITES, Karnataka, has stated that the officers of DC's Office have visited the zone and observations are as under:-

1. No infrastructure/facility have been provided by the co-developer in the Ground and First Floor (with built up area admeasuring 65,177 sqft.).
2. Both the floors are vacant and no Tax/Duty benefits are availed by the co-developer on the area proposed to be surrendered to developer.

DC, has, therefore, recommended the proposal.

**Item No. 43.29: Requests for increase/decrease area**

**(i) Request of M/s. DLF Ackruti Info Parks (Pune) Limited for increase in area of the sector specific SEZ IT/ITES at Rajiv Gandhi Infotech Park, Hinjewadi, Pune, Maharashtra, by relaxing contiguity**

The above mentioned SEZ was notified on 14<sup>th</sup> September 2007 over an area of 10.33 hectares. The developer has now proposed to increase the area of the SEZ by adding an area of 7.066 hectares, thereby, making the total area of the SEZ as 17.396 hectares. The developer has stated that the land is vacant and is in its possession. The land proposed to be added is divided by a Sector Road. The developer has, therefore, also sought contiguity relaxation. The developer has proposed to establish contiguity by over bridge/underpass.

DC, SEEPZ has carried out inspection of site and has intimated there are 3 Multi Storied buildings under construction and the construction work has been completed up to 4<sup>th</sup>/5<sup>th</sup> slabs. However, there was no commercial activity in the premises. The DC has also intimated that the developer has also obtained formal approval for setting up of an IT/ITES SEZ over an area of 11.83 hectares and that the land proposed to be added is out of this area of 11.83. DC has, therefore, advised the developer to apply for withdrawal of the formal approval of the SEZ measuring 11.83.

The request of the developer for increase in area is submitted for consideration of the Board of Approval subject to the condition that the developer would seek withdrawal of formal approval of the SEZ measuring 11.83 Hectares.

**(ii) Request of M/s. Aachvis IT SEZ Infra Private Limited a co-developer in the sector specific SEZ IT/ITES at Noida, Uttar Pradesh being developed by M/s. Aachvis Softech Private Limited, for increase in area**

Sector specific SEZ for IT/ITES at Plot No. 7, Sector 144, Noida, Uttar Pradesh, being developed by M/s. Aachvis Softech Private Limited was notified on 15<sup>th</sup> May 2008, over an area of 10.0498 hectares. M/s. Aachvis IT SEZ Infra Private Limited was granted co-developer status in the BoA meeting held on 9<sup>th</sup> April 2010. The developer has now requested for increasing the area of its operation by 3.7763 hectares, thereby, making the total area of its operation to 5.2038 hectares. It has been stated of the land has been leased to the co-developer for a period of 90 years and is in the position of the co-developer A supplementary co-developer agreement dated 30<sup>th</sup> October 2010 entered into between the developer and co-developer is at **Annexure - 3**

The request of the developer is submitted for consideration of BoA.

**Item No. 43.30: Request of M/s. Mahindra World City (Jaipur) Limited for broad banding of the sector of the SEZ for “Handicraft” by including “Textile products, accessories and all handicraft items”**

The above mentioned sector specific SEZ for “Handicrafts” at Jaipur, Rajasthan was notified on 6<sup>th</sup> January, 2009 over an area of 102.7659 hectares. The developer has stated that although minimum area requirement for handicraft SEZ is 10 hectares, the SEZ has been got notified on 102.7659 hectares to accommodate growth and expansion. The developer has also stated that there are many handicraft units who are in the business of export of made ups, textile/apparel items and all of them come under Ministry of Textiles. The markets have started growing both in USA and Europe and the demand for many of them products are growing fast, Manufacturing capacities need to be augmented very soon. Hence many of them would like to expand their product portfolio inside the handicraft SEZ since they are serving the same market and same customers for multiple products. As most of the workers and supervisors are engaged in producing all these varied products it makes economic sense to expand and export from the SEZ units. Hence the developer has proposed to include textile products and their accessories in addition to all handicraft items.

In view of the above the request of the developer for broad-banding the sector specific SEZ for Handicrafts as sector specific SEZ for Textile products, accessories and all Handicraft items, is placed before the BoA for consideration.

The request of the developer is submitted for consideration of BoA.

**Item No. 43.31: Contiguity Relaxation**

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

The proposal of M/s. Wellgrow Buildcon Pvt. Ltd. for setting up of sector specific SEZ Electronics/IT &ITEs sector at Revenue village of Babra Bankipur, Tehsil and District Gurgaon, Haryana was considered in the BoA meeting held on 20<sup>th</sup> March 2008. In the meeting, the representative of the Government of Haryana had informed that the land has to be partitioned in

the revenue records, which will be carried out before the notification of the SEZ. Accordingly, the Board decided to grant formal approval for setting up of a sector specific Special Economic Zone for Electronics / IT & ITES sector at Revenue Village of Babra Bankipur, Tehsil and District Gurgaon, Haryana by Wellgrow Buildcon Private Limited over an area of 24.29 hectares subject to the condition that the notification will be issued only after the land is partitioned in the revenue records with clear title and possession. The LoA was issued on 21.04.2008.

The developer had earlier informed that the land has since been partitioned in the company's name and that two private Raastas falling in revenue numbers 39/2/2 (0-8) and 39/3/2/2 (0-8) passing through the SEZ project land are jointly owned by the company/associates and private individuals. It was also informed these private Raastas are not Revenue 'Raastas' and are not meant for public thoroughfare and are meant only for private use of the land owners who given their absolute No Objections for construction of an underpass through the said private Raastas to achieve contiguity of the SEZ. Therefore, the developer had requested to relax the contiguity norms and allow the SEZ land, proposed to be connected through the two underpasses, to be considered contiguous for the purpose of the SEZ.

The request of the developer was considered in the BoA meeting held on 11<sup>th</sup> February, 2010 and was not agreed to.

The developer has once again requested for relaxation of contiguity stating that it has revised the development plan and as per the revised plan, the two Private Raastas are passing through the non-processing zone only and the developer proposes to achieve the contiguity thereof by the construction of Underpasses through these Private Raastas. The map showing the processing area, non-processing area and the location of the proposed underpasses is at **Annexure - 4**.

The developer has stated that it is essential to retain these Private Raastas for establishing contiguity for the entire SEZ project land. The adjacent land owners have already given their irrevocable and absolute No Objections for construction of underpass.

The request of the developer before the BoA in view of the revised the development plans of the developer.

**(ii) Request of M/s. Vedanta Aluminium Limited, Jharsuguda, Orissa for relaxation of contiguity setting up of railway line in non-processing area of SEZ**

The sector specific SEZ for Manufacture & Export of Aluminium at Jharsuguda, Orissa being developed by M/s. Vedanta Aluminium Limited stands notified over an area of 220.568 hectares. The developer has stated that Aluminium SEZ is a power intensive SEZ. Further, the captive power plant, approved in the SEZ, could not be materialized due to paucity of space. Also, power scarcity in the state of Orissa makes it difficult to get uninterrupted power from an outside source. To overcome this difficulty, M/s. Sterlite Energy Limited (SEL) has put a 2400 MW power plant adjacent to the SEZ, which will cater to the need of the SEZ.

The Power Plant is coal based thermal power plant which requires 17 Lakh MT per annum coal to run the plant at 100% PLF. The required coal has to be sourced from coal mines

located about 250 Km away from the power plant. The movement of coal from coal mines to power plant can take place through rail transportation starting from Brundamal station to SEL plant passing through the non-processing area of the SEZ. The developer has stated that the railway connectivity is essential for SEL as coal movement will not be feasible by other mode of transportation and in case of rail transportation, railway track has to necessarily pass through said SEZ area in order to have straight railway track. The developer has, therefore, requested for relaxation of contiguity condition for allowing railway track to pass through the non-processing area of the SEZ. The developer has stated that contiguity shall be maintained by way of a dedicated security gate and also fence side of the road facing processing area. The developer has also confirmed will not avail any of the SEZ benefits on this portion of railway lines. The developer has also undertaken comply with any condition, which the BoA may imposed, while granting approval. Map of the SEZ indicating the proposed railway line is at **Annexure - 5**. DC FSEZ has recommended the request of the developer

The request of the developer is placed before the BoA for consideration.

**(iii) Request of M/s. Raheja Haryana SEZ Developers Private Limited, for relaxation of the contiguity of the sector specific SEZ for Engineering at Gurgaon, Haryana**

The above mentioned SEZ was notified on 10<sup>th</sup> March 2008 over an area of 103.0154 hectares. The developer had submitted master plan for approval, which was considered in the UAC on 25.02.2010. In the meeting Sr. Town Planner had pointed out certain issues regarding revenue raasta falling in the area of notified SEZ. The developer had informed that they are in process of getting necessary permission from the respective department for alternative raasta.

The developer had later submitted a revised master plan which was discussed in the UAC on 1.10.2010 on various issues including two revenue raastas shown in the non-processing area and one revenue raasta in the processing area. It was also pointed by the Sr. Town Planner that there is also other man's land in the processing area of SEZ. The right of way for the same as shown by the developer is from another man's land instead of revenue raasta/HUDA road. The developer informed the UAC that the said land is being procured and will be added to the notified area of SEZ. The UAC desired certain changes in the master plan and, therefore, deferred the approval of the Master Plan submitted by the developer. The UAC also advised the developer to obtain approval from BoA for relaxing the contiguity in processing area by making under pass in terms Instruction No. 27. The minutes of the UAC meeting held on 1<sup>st</sup> October 2010 is at **Annexure – 6**. The developer has, accordingly requested for relaxation of contiguity. The developer has stated that the proposed under pass will not affect the contiguity of the processing area as the same will get covered on the top by landscaping and the wall shall be running contiguous. The developer has also stated that "Raasta" is Dead-End. The Raasta ended on defunct railway line is not in use. The request of the developer along with the copy of map of the SEZ is at **Annexure - 7**.

**Item No. 43.32: Requests for first extension of validity of formal approvals**

(i) Request of M/s. Dishman Infrastructure Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Engineering Industry at village

Kerala-Bhayala and Chiyada, Taluka Bavla, District Ahmedabad, Gujarat, beyond 21<sup>st</sup> April 2011.

(ii) Request of M/s. G.P. Realtors Private Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at village Behrampur, District Gurgaon, Haryana, beyond 13<sup>th</sup> November 2009. **The developer has made a delayed request for grant of first extension of the validity of the formal approval. The BoA may also consider condoning the delay.**

(iii) Request of M/s. G.P. Realtors Private Limited for extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Electronic Hardware and IT/ITES at Ghata, Behrampur and Balola villages, Gurgaon District, Haryana, beyond 25<sup>th</sup> July 2010. **The developer has made a delayed request for grant of first extension of the validity of the formal approval. The BoA may also consider condoning the delay.**

**Item No. 43.33: Requests for second extension of validity of formal approvals**

(i) **Request of M/s. Calica Construction & Impex Private Limited for second extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at Ahmedabad, Gujarat, beyond 5<sup>th</sup> November 2010**

The developer was granted formal approval for setting up the above mentioned SEZ, vide LoA dated 6<sup>th</sup> November 2006. The SEZ was notified on 8<sup>th</sup> May, 2009 over an area of 10.43.10 hectares. The developer has been granted first extension of the formal approval, the validity of which was up to 5<sup>th</sup> November, 2010. The developer has given the details of steps taken to implement the project. The developer needs more time to complete the project and has, therefore, requested for grant of further extension of validity of the formal approval.

(ii) **Request of M/s. Platinum Holdings Private Limited for second extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Hardware and Software at Navallur village, Chengulpet Taluk and Semmencherry village, Tambaram Taluk, Kancheepuram District, Tamil Nadu, beyond 5<sup>th</sup> November 2010**

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 10.57 hectares, vide LoA dated 6<sup>th</sup> November 2006. The SEZ was notified on 16<sup>th</sup> April 2008 over an area of 10.57 hectares. The developer has been granted first extension of the formal approval, the validity of which is up to 5<sup>th</sup> November 2010. The developer has given the details of steps taken to implement the project and has requested for grant of further extension of validity of the formal approval. The developer has cited global recession, slashing down of market trend pertaining to the sector and unbearable financial crunch as the reasons for seeking extension. DC MEPZ has recommended the request of the developer.

**(iii) Request of M/s. Balaji Infra Projects Limited for second extension of the validity period of formal approval, granted for setting up of a port based multi product SEZ inclusive of FTWZ, at Dighi Port, District Raigad, Maharashtra, beyond 22<sup>nd</sup> October 2010**

The developer was granted formal approval for setting up the above mentioned SEZ, over an area of 100 hectares, vide LoA dated 23<sup>rd</sup> October 2006. The SEZ is yet to be notified. The developer has been granted first extension of the formal approval, the validity of which is up to 22<sup>nd</sup> October, 2010. The developer has given the details of steps taken to implement the project and has requested for grant of further extension of validity of the formal approval. DC SEEPZ, SEZ has recommended the request of the developer.

**(iv) Request of M/s. Ganesh Housing Corporation Limited for second extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at village Chharodi and Tragad, Taluka Dascroi and City, District Ahmedabad, Gujarat, beyond 19<sup>th</sup> December 2010**

The developer was granted formal approval vide LoA dated 20<sup>th</sup> December 2006. The SEZ stands notified over an area of 32.70 hectares. The developer has been granted first extension of the formal approval, the validity of which is up to 19<sup>th</sup> December, 2010. The developer has given the details of steps taken to implement the project and has requested for grant of further extension of validity of the formal approval.

**(v) Request of M/s. Karanja Infrastructure Private Limited for second extension of the validity period of formal approval, granted for setting up of Free Trade Warehousing Zone (FTWZ) at village Chanje, Taluka Uran, District Raigad, Maharashtra, beyond 30<sup>th</sup> October 2010**

The developer was granted formal approval vide LoA dated 31<sup>st</sup> October 2006. The FTWZ was notified on 18<sup>th</sup> August 2010 over an area of 40.02.08 hectares. The developer has been granted first extension of the formal approval, the validity of which is up to 30<sup>th</sup> October 2010. The developer needs more time implement the project and has, therefore, requested for grant of further extension of validity of the formal approval.

**(vi) Request of M/s. Haaciendaa Infotech & Realtors Private Limited for second extension of the validity period of formal approval, granted for setting up of sector specific SEZ for IT/ITES at No. 51, Sholinganallur village, Old Mahabalipuram Road, Tambaram Taluk, Kancheepuram District, Tamil Nadu, beyond 24<sup>th</sup> October 2010**

The developer was granted formal approval vide LoA dated 25<sup>th</sup> October 2006. The SEZ was notified on 11<sup>th</sup> April 2007 over an area of 26.615 hectares. The developer has been granted first extension of the formal approval, the validity of which was up to 24<sup>th</sup> October, 2010. The developer has stated that it needs more time complete the project and has, therefore, requested for grant of further extension of validity of the formal approval.

**(vii) Request of M/s. Peninsula Pharma Research Centre Private Limited for second extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Biotechnology at Sancoale, Goa, beyond 24<sup>th</sup> October 2010**

The developer was granted formal approval vide LoA dated 25<sup>th</sup> October 2006. The SEZ was notified on 10<sup>th</sup> July 2007 over an area of 20.365 hectares. The developer has been granted first extension of the formal approval, the validity of which was up to 24<sup>th</sup> October, 2010. The developer has stated that due to the policy decision taken by the Government of Goa to scrap SEZs, various petitions have been filed in the Hon'ble High Court of Goa challenging the same. Subsequently, show cause/stop work notices have also been issued by Goa IDC and hence no project development activity could be undertaken on the land. Final hearing of all the petitions is completed and the order is awaited. The developer has stated that above reasons it has not been able to implement the project within the stipulated time and has, therefore, requested for grant of further extension of validity of the formal approval.

**(viii) Request of M/s. Suncity Haryana SEZ Developers Private Limited for second extension of the validity period of formal approval, granted for setting up of sector specific SEZ for Information Technology (IT) at Jhund Sarai Viran & Bhangrola Pataudi Road, Gurgaon, Haryana, beyond 13<sup>th</sup> November 2010**

The developer was granted formal approval vide LoA dated 14<sup>th</sup> November 2006. The SEZ was notified on 18<sup>th</sup> October 2007 over an area of 67.64 hectares. The developer has been granted first extension of the formal approval, the validity of which was up to 13<sup>th</sup> November, 2010. The developer has given the detail of the steps taken to implement the project. Further the Master Plan, without integration of sector roads, is pending for approval by the Government of Haryana. The developer needs more time complete the project and has, therefore, requested for grant of further extension of validity of the formal approval.

**Item No. 43.34: Requests for grant of second extension of in-principle approval.**

<b>S. No.</b>	<b>Name of the Developer</b>	<b>Sector and area</b>	<b>Location of the SEZ</b>	<b>Percentage of land in possession of developer as on expiry of validity of in-principle approval</b>
1.	M/s. Vikram Logistic and Maritime Services Private Limited	FTWZ, 42.5 hectares	Ponneri Taluk, Tiruvallur District, Tamil Nadu	In-principle approval was granted vide LoA dated 16 <sup>th</sup> October 2008. The developer has already been granted first extension, the validity of which is up to 15 <sup>th</sup> October 2010. The developer has stated that 37.2324 hectares of land has already been acquired. Further action to acquire about 12 acres of Government lands (classified waste lands and supply channels) which need to be alienated is already under progress. In view of the above the developer has sought one year's extension of the validity of the in-principle approval.

**Item No. 43.35: Requests for first extension of the validity period of co-developers**

**(i) Requests of the following a co-developers in the multi product SEZ developed by M/s. Navi Mumbai SEZ Private Limited at Dronagiri, Navi Mumbai, Maharashtra, for extensions of the validity of their letters of approval (LoAs), beyond 12<sup>th</sup> December, 2010:-**

- (a) M/s. Urban Infrastructure Constructions Private Limited**
- (b) M/s. Urban Water Supply Private Limited**
- (c) M/s. Urban Energy Generation Private Limited**
- (d) M/s. Urban Infotech Solutions Private Limited**
- (e) M/s. Urban Communication Infrastructure Private Limited**
- (f) M/s. Urban Energy Distribution Private Limited &**
- (g) M/s. Urban Energy Transmission Private Limited**

Multi product SEZ at Dronagiri, Navi Mumbai, Maharashtra, be developed by M/s. Navi Mumbai SEZ Private Limited was notified on 21.11.2007 over an area of 1233.6767 hectares. The above companies were granted co-developer status in the above mentioned SEZ vide LoAs dated 13<sup>th</sup> December 2007. As per the General condition no. (viii) of LoAs, the validity of the approval is for three years i.e. upto 12<sup>th</sup> October, 2010. However, as per general condition no. (xvi) of the LoAs, the request of extension of the validity may be considered by the BoA on merits. The validity of the LoA in respect of the each of the co-developers is up to 12<sup>th</sup> December 2010. The co-developers have sought further extension of LoA on the following grounds which are also affecting the co-developers:

- (i) Developer requested for relaxation of certain conditions imposed in their LoA
- (ii) Approval of construction of Skywalks in place of Vehicular Under Passes and Flyovers
- (iii) Approval of Multi Entry/Exit gates in the SEZ
- (iv) Considerable delay in enactment of Maharashtra SEZ Act by the Government of Maharashtra resulting into denial of fiscal benefits to the developer and also to the co-developers
- (v) Current economic slowdown causing economic crisis.

The request is placed before the BoA for consideration.

**Item No. 43.36: Request of M/s. Aurobindo Pharma Limited, for import of API namely Alprazolam, restricted product in ITC (HSN) No. 2933. 9100, for manufacturing Alprazolam tablets**

M/s. Aurobindo Pharma Limited has been granted LoP, by DC VSEZ, for setting up of a unit for manufacture of Pharmaceutical Formulations in the sector specific SEZ for Pharmaceutical Formulations SEZ, Mahaboob Nagar District, Andhra Pradesh, being developed by APIIC Limited

The unit is having Drug License to manufacture Alprazolam tablets in various strengths. The unit requires an API namely Alprazolam, to manufacture above product, which is a restricted product in ITC (HSN) No. 2933.9100.

The unit has therefore requested for approval of BoA for procurement of Alprazolam to initiate their production activity of the above product.

It is submitted that an amendment has been made in the SEZ Rules on 7<sup>th</sup> September 2010, whereby, the following proviso has been inserted after the second proviso of Rule 27 (1) of the SEZ Rules:-

*“Provided also that items prohibited for import can be procured by a Special Economic Zone unit or Developer from a place outside India to the Special Economic Zone with the prior approval of Board of Approval”,*

In view of the above mentioned amendment, the request of M/s. Aurobindo Pharma Limited is placed before the BoA for consideration.

**Item No. 43.37: Request of M/s. Hansen Drives Limited for grant of approval for undertaking repair/reconditioning etc. of defective gear box units manufactured by third party (Indian and overseas) manufacturers**

M/s. Hansen Drives Ltd. was issued LoA on 25.09.2007 in the sector specific SEZ for Hi-tech Engineering sector developed by M/s. Suzlon Infrastructure Ltd. For the manufacture and rendering services for Gear Units for Wind Turbines. In the meeting held on 23<sup>rd</sup> February 2009, BoA had granted approval to the unit for undertaking repair of the gear units manufactures by it and its parent company (Hansen Transmission International, Belgium). BoA, however, had rejected the request of the unit for undertaking repair of gear boxes manufactured by any third party – Indian and overseas manufacturer and for sending the repaired gear boxes back to the customers located in DTA. The unit has once again requested for grant of approval for:-

- (a) undertaking repair/re-engineering activities of gear boxes (manufactured by an overseas manufacturer) received from DTA and sending it back to DTA after completion of repair/re-engineering activities; and
- (b) undertaking repairs of gear boxes (manufactured by any DTA manufacturer) received from DTA and sending the gear units manufactured by third party manufacturers (domestic and overseas) and sending it back to DTA after completion of repair/re-engineering activities

The detailed justification furnished by the unit is at **Annexure - 8**. The request is placed before the BoA for consideration.

**Item No. 43.38: Request for Additional Gates**

**(i) Proposal of DC, KASEZ, for approval of an additional entry/exit gate of KASEZ for ODC cargo**

KASEZ, has stated that there are some units working inside the KASEZ which are exporting the ODC cargo consisting of Ethenol Plants, CNG Vessel, heavy machineries etc. and

their order position indicates the heavy movement of such ODC cargo in future. Presently KASEZ is having one Entry/Exit gate for the purpose of movement of all types of vehicles and manpower. The movement of the ODC cargo through the regular existing gate is not only a safety hazard but also disrupts the regular traffic. Further, it is reported that the future ODC cargo would be of such dimension that it cannot move from the present gate. These goods require the specialised vehicles and the movement of such vehicles require uninterrupted large open spaces, minimum turnings and less traffic movement. Such cargo cannot move out from the present gate due to its limitation of less turning to highway from the KASEZ through which such ODC cargo cannot move.

In view of the above, the opening of another entry/exit gate on the rear side or any other convenient location of the KASEZ is essential for the movement of such cargo. A place for such gate has been identified and the same is located in the north-eastern fencing wall of the KASEZ. The road is scarcely used and there are sufficient open spaces available there and such ODC cargo can move from that end.

KASEZ has, therefore, requested for approval of the Board of Approval for an additional Exit/entry gate at a convenient location, in terms of the provision of Rule 11(2) of the SEZs Rules, 2006.

The request of the developer is placed before the BoA for consideration.

**(ii) Request for approval of separate entry/exit gate for M/s. Flamingo Pharmaceuticals Limited, a unit approved in a sector specific SEZ for Pharmaceuticals at Krushnoor, District Nanded, Maharashtra, being developed by Maharashtra Industrial Development Corporation Limited (MIDC)**

The above mentioned SEZ was notified on 11<sup>th</sup> January, 2007 over an area of 150 hectares. M/s. Parsvnath MIDC SEZ Private Limited has been approved as co-developer. However, the co-developer has not been able to commence any infrastructure work in the SEZ so far.

The developer has stated that M/s. Flamingo Pharmaceuticals Limited has been allotted a plot, admeasuring 50 acres in this SEZ. Having regard to the fact that, since M/s. Parsvnath has not been able to start any infrastructure work, to enable M/s. Flamingo Pharmaceuticals to start the construction of their unit, MIDC had recommended the request of M/s. Flamingo Infra Developers Private Limited for obtaining the co-developer status. This proposal was placed in the Board of Approval meeting held on 16<sup>th</sup> September, 2010 and was approved. Now M/s. Flamingo Pharmaceuticals Limited has approached MIDC with a request to approve the plan. M/s. Flamingo have submitted a plan wherein, they have suggested another entry/exit gate apart from the entry/exit gate contained in the master plan submitted by M/s. Parsvnath which has already been approved by MIDC as mentioned above. The developer has stated that if the request of M/s. Flamingo Pharmaceuticals Limited is approved, it would amount to multiple entry/exit gate. MIDC, has, therefore, requested for approval of the request of the unit for a separate entry/exit gate due to the problems faced by the unit in commencing its construction.

The developer has also stated that even though the master plan submitted by M/s. Parsvnath has already been approved by MIDC, none of the roads have been constructed and

compound wall has also not been constructed. Hence M/s. Flamingo Pharmaceuticals Limited has no alternative but to use the 45m. wide road (kachha road) on the eastern side of the plot allotted to M/s. Flamingo and due to this reason M/s. Flamingo Pharmaceuticals Limited is constrained to have separate entry/exit gate. Maps of the SEZ showing the location of the unit and the position of the proposed entry/exit gate is at **Annexure - 9**. DC SEEPZ has recommended the request. Further DC SEEPZ has intimated that request has also been recommended by the jurisdictional Central Excise Commissionerate.

The request of the developer is placed before the BoA for consideration.

**Item No. 43.39: Request of Kandla SEZ, Gandhidham, Gujarat for renewal/extension of LoP in respect of worn/used clothing units functioning in the zone**

Kandla SEZ has stated that there are 16 units engaged in processing of worn/used clothing units in Kandla SEZ, Gandhidham, Gujarat. Out of 16 units 02 unit viz. M/s. C.J. Plastics Private Limited and M/s. Anita Exports are having LoA for re-processing of plastic waste as well as worn/used clothing. Earlier the requests of the units for an extension/renewal of LoA were considered by the Board and the Board had granted extension of these LoA holders by another 5 years from the date of expiry of LoA.

Now, some of the units have approached KASEZ for extension/renewal of their LoA for a further period of 5 years from the date of expiry of LoA.

KASEZ has requested for placing the request of the units engaged in processing of worn/used clothing for an extension/renewal of their LoAs for a further period of 5 years, as per proviso to Rule 18(4) of SEZ Rule, 2006 is place before the Board for its consideration as validity of LoA of units. The list of the units is at **Annexure – 10**.

**Item No. 43.40: Request of M/s. DLF Limited for relaxation in the authorized operations “Housing for Employees”**

Sector specific SEZ for IT/ITES at village Silokhera, Gurgaon, Haryana being developed by M/s. DLF Limited was notified on 6<sup>th</sup> December 2006 over an area of 12.06 hectares. BoA in its meeting held on 19<sup>th</sup> June 2009 had granted approval for construction of “housing for employees” over an area of 107000 sq.m. in the non-processing area of the SEZ. The developer had requested DC Noida SEZ for relaxation of the condition on exclusive usage by SEZ employees only. The developer has stated that if the built-up space in the non-processing area will be leased-out to the SEZ employees, the space will also be used by their relatives, guests, friends & third parties as well who would be directly or indirectly connected with the SEZ whether it is in the processing area or non-processing area. The developer has also stated that being a developer operating in the processing area & invested a huge capital, should also be allowed to lease the space to the relatives, guests, friends of the SEZ employees as well as should be extended till third party even investors who may sub-lease the space to the actual users. DC NSEZ has advised the developer to approach BoA for change in authorized operation in the non-processing area of SEZ.

The request of the developer is placed before the BoA for consideration.

**Item No. 43.41: Appeals before BoA**

**(i) Appeal of M/s. Polychem Adhesives Private Limited, a unit in Surat SEZ, against rejection of its request for extension of the validity of its LoP**

M/s. Polychem Adhesives Private Limited was granted LoP on 21.07.2005 for setting up a unit in Surat SEZ for manufacturing Textile auxiliaries, Finishing Chemicals etc., Adhesive & Chemicals thereof. The validity of the LoP was extended from time to time by DC, Surat SEZ. The last extension was valid up to 31.03.2010. The unit had requested DC, Surat SEZ for extension of the validity of the LoP up to 31.12.2010. The DC vide letter dated 08.09.2010 had not granted further extension as the unit had not commenced production/authorized operation within the validity period or the extended validity period as required under Rule 19(4) of the SEZ Rules. It was also communicated to the unit that the LoP stands lapsed w.e.f. 31.03.2010, as per the provisions of rule 19(5) of the SEZ rules.

Aggrieved by the above decision, M/s. Polychem Adhesives Private Limited has preferred an appeal before the BoA for extension of LoP up to 31.12.2010. The justification of the unit is at **Annexure - 11**.

The appeal is placed before the BoA for consideration.

**(ii) Appeal of M/s. Erba Diagnostics Mannheim GmbH against rejection of the request for setting up a unit, in SEEPZ Special Economic Zone, Mumbai**

M/s. Erba Diagnostics Mannheim GmbH had submitted application for setting up a unit in SEEPZ SEZ for manufacturing an export of medical instruments viz Blood Testing Analysers and Spare Parts and Accessories. The request of M/s. Erba Diagnostics Mannheim GmbH was considered by the Approval Committee in its meeting held on 26.03.2010 and was rejected as committee noted that the promoter has been penalized under FT (D&R) Act for violation. The decision of the Approval Committee was conveyed vide letter dated 12.04.2010.

Aggrieved by the decision of the Approval Committee, M/s. Erba Diagnostics Mannheim GmbH had preferred an appeal before the BoA. The Board considered the appeal. The appellant was not present. The Board after taking into account the recommendations made by DC SEEPZ, rejected the appeal.

M/s. Erba Diagnostics Mannheim GmbH have now made a representation stating that its appeal was rejected for non-appearance of the Appellant on account of some confusion even when the authorized representative was present there. Therefore, they have requested that they may be given an opportunity to present their case before the BoA. The justification submitted by M/s. Erba Diagnostics Mannheim GmbH is at **Annexure - 12**.

The appeal is placed before the BoA for re-consideration.

**(iii) Appeal of M/s. AAKAR Impex, a unit in Surat SEZ, against rejection of its request for extension of the validity of its LoP**

M/s. AAKAR Impex was granted LoP on 31.07.2003 for setting up a unit in Surat SEZ. The unit had commenced commercial production in SEZ w.e.f. 01.08.2004 and has completed five years of operation on 31.08.2009. The unit had requested for grant of extension for further five years on 10.12.2009 i.e. after expiry of the LoP. DC, Surat SEZ, has not granted further extension of the LoP for the following reasons:-

- (a) The unit had applied for extension only after expiry of the LoP.
- (b) During the period, the unit had exported goods worth Rs. 54.94 lakhs as against projected value of Rs. 370 lakhs.
- (c) The unit did not export any goods during the financial years 2005-06, 2006-07 and 2009-10

Aggrieved by the above decision, M/s. AAKAR Impex has preferred an appeal before the BoA for further extension of LoP for a period of five years w.e.f. 31.08.2009. The unit has stated it could not achieve the target of export due to worldwide recession and could not seek extension in time as its Partner/Manager was on tour to Canada, U.S.A., Mexico for business trip. The justification of the unit is at **Annexure - 13**.

The appeal is placed before the BoA for consideration.

**(iv) Appeal of M/s. Marval India, a unit in Surat SEZ, against rejection of its request for extension of the validity of its LoP**

M/s. Marvel India was granted LoP on 24.03.2006 for setting up a unit in Surat SEZ for manufacturing Textile Machineries (Water Jet) and Mechanical Components (Auto components). The validity of the LoP was extended from time to time by DC, Surat SEZ. The last extension was valid up to 23.03.2010. The unit had requested DC, Surat SEZ for further extension of the validity of the LoP. The DC vide letter dated 28.04.2010 had not granted further extension as the unit had not commenced production/authorized operation within the validity period or the extended validity period as required under Rule 19(4) of the SEZ Rules. It was also communicated to the unit that the LoP stands lapsed w.e.f. 23.03.2010, as per the provisions of rule 19(5) of the SEZ rules.

Aggrieved by the above decision, M/s. Marvel India has preferred an appeal before the BoA for further extension of LoP up to 23.03.2010. The justification of the unit is at **Annexure -14**.

The appeal is placed before the BoA for consideration.

**Item No. 43.42: Proposal of SEEPZ Exporters Energy Saving Association for in-principle approval for becoming co-developer in the SEZ for sourcing and distribution of electricity in SEEPZ-SEZ at economical rate**

BoA had granted in-principle approval to the proposal of SEEPZ Exporters Energy Saving Association for in-principle approval for becoming co-developer in the SEZ for sourcing

and distribution of electricity in SEEPZ-SEZ at economical rate, in the meeting of BoA held on 13<sup>th</sup> July 2010.

At the time of consideration of proposal, by BoA, SEEPZ Exporters Energy Saving Association, the co-developer was not incorporated under the Companies Act. The proposed co-developer agreement was also not executed.

M/s. SEEPZ Exporters Energy Saving Association has since been incorporated under the Companies Act and the co-developer agreement has also been executed on 24<sup>th</sup> June 2010 (**Annexure - 15**). The matter was examined by this Department and LoA was issued to the co-developer on 7<sup>th</sup> October 2010.

The matter is placed before the BoA for information/ratification.

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