

No. F.2/6/2007-SEZ  
Government of India  
Ministry of Commerce and Industry  
Department of Commerce  
(SEZ Section)

Udyog Bhawan, New Delhi  
Dated the 30<sup>th</sup> July, 2007

**OFFICE MEMORANDUM**

**Subject:** Meeting of the Board of Approval of the Special Economic Zones (SEZs) to be held on 30<sup>th</sup> August, 2007 at 10.30 A.M.- Reg.

17<sup>th</sup> meeting of the Board of Approval of the Special Economic Zones (SEZs) to consider proposals for setting up of SEZs is scheduled to be held under the Chairmanship of Secretary, Department of Commerce, on 30<sup>th</sup> August, 2007 at 10.30 A.M in Room No. 108, Udyog Bhawan, New Delhi. Agenda for the meeting is as follows.

- (i) Item No. 1: Proposals for setting up of SEZs (Annexure-I).
- (ii) Item No. 2: Proposals for conversion of in-principle to formal approval (Annexure-II).

2. You are requested to kindly make it convenient to attend the meeting.

  
30 | 07 | 07  
(YOGENDRA GARG)  
Director  
Tel: 2306 3434  
E-mail: y.garg@nic.in

To

1. Central Board of Excise and Customs (Shri Devender Dutt, Member (Customs), Department of Revenue, North Block, New Delhi.(Fax: 23092628)
2. Central Board of Direct Taxes (Shri R.R. Singh, Member (IT)), Department of Revenue, North Block, New Delhi.(Fax: 23092071)
3. Ministry of Finance (Shri Rakesh Singh, Joint Secretary), Banking Division, Department of Economic Affairs. (Fax: 23367702/23360250)
4. Department of Industrial Policy and Promotion (Shri Gopal Krishna, Joint Secretary).

5. Ministry of Science and Technology (Dr. Laxman Prasad, Adviser & Head (TDT & NSTMIS), Technology Bhavan, Mehrauli Road, New Delhi. (Telefax: 26510686)
6. Additional Secretary and Development Commissioner (Small Scale Industry) (Shri Jawhar Sircar), Room No. 701, Nirman Bhavan, New Delhi. (Fax: 23062315)
7. Department of Information Technology (Shri M. Madhavan Nambiar, Additional Secretary), Electronics Niketan, 6, CGO Complex, New Delhi. (Fax: 24363101)
8. Ministry of Home Affairs (Shri L.C. Goyal, Joint Secretary), North Block, New Delhi. (Fax: 23093153)
9. Ministry of Defence (Shri Anand Misra, Joint Secretary (Coordination). (Fax: 23792043), South Block, New Delhi.
10. Ministry of Environment and Forests (Dr. Anand Kumar, Adviser), Room No. 554, Pariyavaran Bhavan, CGO Complex, New Delhi - 3. (Telefax: 24364592)
11. Legislative Department (Shri S.R.Dalheta, Joint Secretary and Legislative Counsel, Room No. 430, A-Wing, Shastri Bhavan, New Delhi). (Fax: 23384832)
12. Ministry of Overseas Indian Affairs (Shri G. Gurucharan, Joint Secretary (FS), Akbar Bhawan, Chanakyapuri, New Delhi. (Fax: 24674140)
13. Department of Urban Affairs, Town Country Planning Organisation, (Shri J.B.Kshirsagar, Chief Planner), Vikas Bhavan (E-Block), I.P. Estate, New Delhi. (Fax: 23073678/23379197)
14. Director General of Foreign Trade (Shri R.S.Gujral, DG), Department of Commerce, Udyog Bhavan, New Delhi.
15. Shri L.B. Singhal, Director General, Export Promotion for EOUs/SEZ Units, 705, Bhikaji Cama Bhavan, Bhikaji Cama Place, New Delhi - 110 066. (26165538).
16. Dr. Rupa Chanda, Professor, Indian Institute of Management, Bangalore, Bennerghata Road, Bangalore, Karnataka
17. Development Commissioner, Noida Special Economic Zone, Noida.
18. Development Commissioner, Kandla Special Economic Zone, Gandhidham.
19. Development Commissioner, Falta Special Economic Zone, Kolkata.
20. Development Commissioner, SEEPZ Special Economic Zone, Mumbai.
21. Development Commissioner, Madras Special Economic Zone, Chennai
22. Development Commissioner, Visakhapatnam Special Economic Zone, Visakhapatnam
23. Development Commissioner, Cochin Special Economic Zone, Cochin
24. Development Commissioner, Indore Special Economic Zone, Madhya Pradesh.

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## Annexure -1

S. No.	Developer	Location	State	Product	Area (hectares)	Land possession	State Govt. Recommendation	Status of application
1	Gujarat Finance City Development Company Limited	Village Ratanpur and Phirojpur, Gandhinagar District, Gujarat	GJ	Multi services	100	Owned by Gujarat Urban Development Company Limited	Y	New
2	Gujarat Hydrocarban and Energy SEZ Limited	Gujarat	GJ	Sector specific SEZ for providing products and related services for oil and gas, energy and petrochemical sector	220	No	Y	New
3	Welspun Anjar SEZ Ltd.	Village Varshamedi, Taluka Anjar, District Kutch, Gujarat	GJ	Engineering products	121	No	Y	New
4	DS Realetors Private Limited	National Highway No. 8, Village Kukrola and Sehrewan District Gurgaon, Haryana	HR	IT	56.65	Yes	Y	New

5	Sohna Buildcon Private Limited	Village Sohna, Tehsil Sohna, Gurgaon, Haryana	HR	Electronic Hardware including IT/ITES	10	Yes	Yes	New
6	Nagaland Industrial Development Corporation Limited	Dimapur - Nagaland	NG	Agro and Food processing	50	Yes	Yes	New
7	Bagmane Construction Private Limited	Mahadevapura K. R. Puram, Bangalore North, Karnataka	KN	IT/ITES	12	Yes	Yes	Deferred on 12 <sup>th</sup> July, 07 BOA
8	Sukhm Infrastructures Pvt. Ltd.	Mohali (S.A.S. Nagar) District, Punjab	PB	IT/ITES	11.627	Yes	Yes	New

Annexure -II

Proposals for conversion of in-principle to formal approval

S. No.	Developer	Location	State	Product	Area (hectare)	Land possession
1	Alok Infrastructure Private Limited	Village Surangi, Near Silvassa, Dadra and Nagar Haveli	DNH	Textiles	73.48	Y

No. F.2/6/2007-SEZ  
Government of India  
Ministry of Commerce and Industry  
Department of Commerce  
(SEZ Section)

Udyog Bhawan, New Delhi  
Dated the 13<sup>th</sup> August, 2007

**OFFICE MEMORANDUM**

**Subject:** Supplementary agenda for the meeting of the Board of Approval scheduled to be held on 30<sup>th</sup> August, 2007 at 10.30 A.M. in Room No. 108 Udyog Bhawan, New Delhi - Reg.

Kindly refer to this Department's Office Memorandum of even number dated 30<sup>th</sup> July, 2007 on the above subject. Supplementary agenda for the meeting is forwarded herewith.

2. You are requested to make it convenient to attend the meeting.

  
13/08/07  
(YOGENDRA GARG)  
Director  
Tel: 2306 3434  
E-mail: [y.garg@nic.in](mailto:y.garg@nic.in)

To

1. Central Board of Excise and Customs (Shri Devender Dutt, Member (Customs), Department of Revenue, North Block, New Delhi.(Fax: 23092628)
2. Central Board of Direct Taxes (Shri Dinesh Verma, CIT (ITA), Department of Revenue, North Block, New Delhi. (23095479)
3. Ministry of Finance (Shri Rakesh Singh, Joint Secretary), Banking Division, Department of Economic Affairs. (Fax: 23367702/23360250)
4. Department of Industrial Policy and Promotion (Shri Gopal Krishna, Joint Secretary).
5. Ministry of Science and Technology (Dr. Laxman Prasad, Adviser & Head (TDT & NSTMIS), Technology Bhavan, Mehrauli Road, New Delhi. (Telefax: 26510686)

6. Additional Secretary and Development Commissioner (Small Scale Industry) (Shri Jawhar Sircar), Room No. 701, Nirman Bhavan, New Delhi. (Fax: 23062315)
7. Department of Information Technology (Shri M. Madhavan Nambiar, Additional Secretary), Electronics Niketan, 6, CGO Complex, New Delhi. (Fax: 24363101)
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11. Legislative Department (Shri S.R.Dalheta, Joint Secretary and Legislative Counsel, Room No. 430, A-Wing, Shastri Bhavan, New Delhi). (Fax: 23384832)
12. Ministry of Overseas Indian Affairs (Shri G. Gurucharan, Joint Secretary (FS), Akbar Bhawan, Chankyapuri, New Delhi. (Fax: 24674140)
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15. Shri L.B. Singhal, Director General, Export Promotion for EOUs/SEZ Units, 705, Bhikaji Cama Bhavan, Bhikaji Cama Place, New Delhi - 110 066. (26165538).
16. Dr. Rupa Chanda, Professor, Indian Institute of Management, Bangalore, Bennerghata Road, Bangalore, Karnataka
17. Development Commissioner, Noida Special Economic Zone, Noida.
18. Development Commissioner, Kandla Special Economic Zone, Gandhidham.
19. Development Commissioner, Falta Special Economic Zone, Kolkata.
20. Development Commissioner, SEEPZ Special Economic Zone, Mumbai.
21. Development Commissioner, Madras Special Economic Zone, Chennai
22. Development Commissioner, Visakhapatnam Special Economic Zone, Visakhapatnam
23. Development Commissioner, Cochin Special Economic Zone, Cochin
24. Development Commissioner, Indore Special Economic Zone, Madhya Pradesh.
25. Government of Andhra Pradesh (Shri B. Sam Bob, Principal Secretary and CIP), Industries and Commerce Department, A.P. Secretariat, Hyderabad - 500022. (Fax: 040-23452895).
26. Government of West Bengal (Shri Sabyasachi Sen, Principal Secretary (Commerce and Industries), Writers Building, Kolkata - 744010 (Fax: 033-22144371).
27. Government of Haryana (Shri P.K. Chaudhury, Financial Commissioner and Principal Secretary), Department of Industries, Haryana Civil Secretariat, Chandigarh (Fax: 0172-2740526).

28. Government of Gujarat (Dr. D. Rajagopalan, Principal Secretary) Industries and Mines Department Sardar Patel Bhawan, Block No. 5, 3rd Floor, Gandhinagar - 382010. (Fax: 079-23250844).
29. Government of Maharashtra (Shri V.K. Jairath, Secretary) Industries, Energy and Labour Department Mantralaya, Mumbai - 400 032. (Fax: 022-22824446).
30. Government of Karnataka (Shri K.M.Shivakumar Principal Secretary), Commerce and Industries Department, Room No. 106, Vikasa Soudha, Bangalore - 560001 (Fax: 080-22259870)
31. Union Territory of Daman and Diu and Dadra Nagar Haveli (Shri A.K. Singh, Secretary (Industries), Department of Industries, Secretariat, Moti Daman - 396220 (Fax: 0260-2230775).
32. Government of Madhya Pradesh (Shri O.P. Rawat, Principal Secretary (Commerce and Industry), Vallabh Bhavan, Bhopal (Fax: 0755-2559974)
33. Government of Tamil Nadu (Shri Shakthikanta Das, Secretary (Industries)), Fort St. George, Chennai - 600009 (Fax: 044-25670822).
34. Government of Kerala (Shri T. Balakrishnan, Principal Secretary (Industries)), Government Secretariat, Trivandrum - 695001 (Fax: 0471-2333017).

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**Supplementary Agenda for the meeting of the Board of Approval scheduled to be held on 30<sup>th</sup> August 2007**

**Item No. 1: Proposals for setting up of SEZs**

The list of proposals for setting up of SEZs is at **Annexure -1** and is submitted for consideration of the Board of Approval.

**Item No. 2: Proposals for conversion of in-principle to formal approval**

The list of proposals for conversion of in-principle to formal approval is at **Annexure -2** and is submitted for consideration of the Board of Approval.

**Item No. 3: Requests for co-developer**

(i) **Request of M/s. Unitech Limited as co-developer in IT/ITES SEZ at Dundahera, Gurgaon, Haryana, proposed to be developed by M/s Gurgaon Infospace Limited (erstwhile IST Limited)**

IT/ITES SEZ at Dundahera, Gurgaon, Haryana proposed to be developed by M/s. Gurgaon Infospace Limited (erstwhile IST Limited) on an area of 11.58 hectares, was approved in the meeting of the BoA held on 31<sup>st</sup> May 2007. LoA was issued on 19<sup>th</sup> June 2007. M/s. Unitech Limited has submitted a proposal for co-developer in the said SEZ. A copy of the agreement dated 1.9.2004 between the developer and co-developer has also been provided.

**Item No. 4: Requests for authorized operations**

(i) **Request of M/s. Nokia India Private Limited for authorized operations in the Nokia Telecom SEZ at Sriperumbudur, Tamil Nadu**

Nokia Telecom SEZ for manufacture and assembly of electronics, telecommunication and IT hardware was notified on 19<sup>th</sup> July, 200. The request of the developer for authorized operations in the SEZ, along with the quantum and justification is given at **Annexure -3**, for consideration of the Board of Approval.

**Item No. 5: Request for increasing/ decreasing the area**

**(i) Request of Ganesh Infrastructure Private Limited for increasing area of the IT/ITES SEZ at Ahmedabad, Gujarat**

The IT/ITES SEZ at Ahmedabad, Gujarat proposed to be developed by M/s. Ganesh Infrastructure Private Limited was notified on 22<sup>nd</sup> June, 2007, over an area of 10.5623 hectares. In the meeting of the Board of Approval held on 31<sup>st</sup> May, 2007, the proposal of the developer for increasing the area of the SEZ to 21.11 hectares was approved and the approval letter was issued on 22<sup>nd</sup> June, 2007. The developer has now informed that they have acquired additional land of 11.31 hectares in continuation of the earlier acquired land and has sought approval for the same. The request of the developer for increasing the area of the said from 21.11 hectares to 32.42 hectares, by adding an additional land of 11.31 hectares, is submitted for consideration and approval.

**(ii) Request of M/s. Karnataka Industrial Area Development Board for reduction in area of the pharmaceutical SEZ at Hassan, Karnataka**

Formal approval was given to the proposal for setting up of a sector specific Special Economic Zone for pharmaceuticals sector at Hassan, Karnataka in the BOA meeting held on 10.10.2006. The board decided to grant formal approval to the proposal over an area of 281.21 hectares. The approval letter was issued on 26.10.2006. The developer has now requested for reduction in area of the SEZ from 281.21 hectares to 109.295 hectares, which is in their physical and legal possession. The request of the developer is submitted for consideration.

**(iii) Request of M/s APIIC for decreasing the area of the IT/ITES SEZ at Nanakramguda, Andhra Pradesh**

The above mentioned SEZ was notified on 25<sup>th</sup> April 2007 on an area of 20.53 hectares. The developer has now informed that one of the unit holders i.e. M/s Honeywell Technology Solutions Lab Private Limited is opting out of the SEZ. In view of this, the developer has requested that the area of the SEZ may be reduced from 20.53 hectares to 16.48 hectares. The request of the developer is submitted for consideration.

**Item No. 6: Request of M/s. Shapoorji Pallonji and Company Limited for change of name to M/s. Bangal Shapoorji Developers Private Limited**

The proposal for setting up of a sector specific SEZ for IT/ITES sector at A-III, New Town, Rajarhat, Kolkata, West Bengal by M/s. Shapoorji Pallonji and Company Limited was considered in the BOA meeting held on 8.8.2006 and the

Board decided to grant formal approval for 20 hectares. The approval letter was issued on 23.8.2006. The developer has informed that for the development of the project, all rights and obligations have been assigned to its subsidiary company Bengal Shapoorji Developer Private Limited. The company has sought approval for change of name of the developer from M/s. Shapoorji Pallonji and Company Limited to M/s. Bengal Shapoorji Developer Private Limited. The request of the developer is submitted for consideration.

**Item No. 7: Request of Cochin Port Trust for annexing water area to the SEZ at Puthuvypeen**

Port based SEZ at Puthuvypeen, comprising an area of 285.8413 hectares with Cochin Port Trust as developer, was notified on 2<sup>nd</sup> November, 2006. M/s. Petronet LNG Limited (PLL), New Delhi and M/s. BPCL-KR have been designated as co-developers by the BOA for providing required infrastructure for a LNG Port and Re-gasification terminal project and single Point Mooring Project respectively. BOA has also approved the authorized operations proposed to be carried out by PLL and BPCL-RK in the Puthuvypeen SEZ.

Since it is a port based SEZ, the creation of infrastructure facilities will include handling of vessels and cargo. Some of the parts of this infrastructure will extend beyond the land area into the sea. The developer has informed that further in the case of BPCL-KR, which has been authorized to install single point mooring (SPM), the discharge point/load point is located in the Arabian Sea about 19 Kms off Puthuvypeen SEZ with an undersea pipeline connecting the SPM to the STF situated in the Puthuvypeen SEZ.

The developer has further stated that, as such, the water area which are integral part of the infrastructure facilities within the Puthuvypeen SEZ are also be brought under the purview of the SEZ for ensuring its smooth functioning. In view of this the developer has proposed to annex the water area contiguous to the Puthuvypeen SEZ. The detailed letter received from the developer is at **Annexure - 4**. a report was also called from the Development Commissioner, Cochin SEZ, which is placed at **Annexure -5**.

**Item No. 8: Request of Emaar MGF for extension of validity of in-principle approval**

Board of Approval in its meeting held on 31<sup>st</sup> May, 2007, considered the proposals for extension of validity of in-principle approval and inter-alia decided that the validity of the letter of approval may be extended for more than one year beyond the original validity, where the extension had been filed before the expiry of LOA. Emaar MGF has submitted a number of requests for extending

the validity of in-principle approvals in their proposals. It has been noted that these requests have been filed after the expiry of LOA. The details of these cases are given below in the tabulated statement and are submitted before the Board of Approval for consideration.

Sl. No.	Details of SEZ	Issue of LOA	Expiry of LOA	Date of filing request
1	IT/ITES SEZ at Village Naurangpur, District Gurgaon, Haryana	11 <sup>th</sup> July, 2006	11 <sup>th</sup> July, 2007	6 <sup>th</sup> August, 2007
2	Auto ancillary SEZ at Village Bans Kusla, District Gurgaon, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007
3	Multi product SEZ at Villages Boda Kalan, Bilaspur, Narhera, Sidhrawali, Patharheri, Lokra, Kapriwas, Malpura, Akolra, District Gurgaon, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007
4	Multi product SEZ at Villages Basai, Bhanwapur, Dhankot, Kherki Majra, Tikampur, Mohammedhedhi, Babupur, Daultabad, Dharampur, Gopalpur, Chandu, Budhera, Chauma, Bajghera, Jahajpur, District Gurgaon, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007
5	Multi product SEZ at Villages Machigarh, Nawada Tigaon, Tigaon, Bukharpur, Sadpura, Faridpur, Kherki Kalan, Nachauli, Bhupani, District Faridabad, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007
6	IT/ITES SEZ at Villages Kherki Daulla and Sihi, District Gurgaon, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007
7	IT/ITES SEZ at Village Shikohpur, District Gurgaon, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007
8	Gems and Jewellery SEZ at Villages Kankaraula, Bhangraula, Nawada Fatehpur, District Gurgaon, Haryana	12 <sup>th</sup> July, 2006	12 <sup>th</sup> July, 2007	6 <sup>th</sup> August, 2007
9	IT/ITES SEZ at Village Bans Hariya, District Gurgaon, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007

10	IT/ITES SEZ at Villages Lakhnaula, Sikandarpur Badha and Badha, District Gurgaon, Haryana	26 <sup>th</sup> June, 2006	26 <sup>th</sup> June, 2007	6 <sup>th</sup> August, 2007
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**Item No. 9: Request of M/s Palmon Exports, KASEZ for renewal/ extension of Letter of Approval for a further period of five years.**

M/s. Palmon Exports, KASEZ, were accorded Letter of Approval dated 31.03.1981 to set up an industrial unit at Kandla Free Trade Zone (now converted as Kandla Special Economic Zone) to manufacture and export of readymade garments. The unit was also accorded broad banding permission for additional items i.e. manufacture or reconditioning of electrical/mechanical and electronics equipments, manufacturing of ingots/recycling of metals and for Trading.

Since the validity of LOA is for five years period from the date of commencement of production, the unit approached KSEZ for an extension of validity of Letter of Approval for manufacture of readymade garments, manufacturing or reconditioning of electrical/mechanical/electronic equipments, manufacture of ingots/recycling metals and trading activity. The performance of the unit for the past five years is as under: -

1.	Physical Exports	:	Rs. 226.44 lakhs.
2.	Total Import	:	Rs. 197.61 lakhs
3.	NFE achieved.	:	Rs. 28.83 lakhs.

The validity of Letter of Approval expired and the unit still intend to continue their operations, KSEZ extended the validity period of LOA for a further period upto 31.10.2010 in respect of the following items :-

1. Manufacture of readymade garments and made ups.
2. Trading activities.

According to the provisions to sub-rule (4) (d) of Rule 18 of the SEZ Rules, 2006 no proposal shall be considered for import of used goods for recycling; provided that an extension of Letter of Approval for an existing unit shall be decided by the Board provided further that reconditioning, repair and reengineering may be permitted subject to the condition that exports shall have one to one correlation with imports and all the reconditioned or repaired or re-engineered products and scrap or remnants or waste shall be exported and none of these goods shall be allowed to be sold in the DTA or destroyed.

The request of the unit for an extension/renewal of Letter of Approval for the following Items is placed before the Board for its consideration: -

1. Reconditioning of electrical/electronic/Mechanical equipments.
2. Manufacturing of ingots/ recycling metals.

The performance of the unit in respect of the above mentioned items for the last five years is as under :-

S.No.	Item of activity in US \$	Imports in US \$	Exports in US \$	NFE
1.	Reconditioning of equipments.	6,600	8,250	1,650.00
2.	Manufacturing of ingots/ recycling of metals.	3,525	4,650	1,125.00

The proposal was considered in the meeting of the Board of Approval held on 12<sup>th</sup> July, 2007. The Board decided to defer the proposal for consideration in the next meeting of the Board of Approvals with all relevant details such as the details of imports being made, extent of physical exports, the natures of items proposed to be sold in the DTA in terms of quantity, etc. The Development Commissioner, Kandla Special Economic Zone was asked to get a detailed report on all these points and place it before the Board. The Board also directed that the local customs may also provide a report which can also be considered while discussing the proposals in the next meeting. The proposal is now submitted for consideration.

**Item No. 10: Request of M/s. All Fair Deals International, Kandla SEZ for extension/renewal of Letter of Approval for a further period of 5 years.**

M/s. Laser Recycling, Kandla SEZ was accorded Letter of Approval dated 24.02.1995 to set up a unit at Kandla Special Economic Zone for recycling of metal scrap. Name of the unit was later changed to M/s. All Fair Deal International. The unit commenced metal recycling activity in 1995. The main items of import are unserviceable motors, machinery items, ferrous and non-ferrous mixed metal etc. After receipt of the same, they break the same and

segregate into various items of scrap such as M.S. Copper, Aluminum etc. These items are disposed off in DTA to actual users on payment of applicable duty. The unit exported agricultural products to achieve NFE on the basis of trading activity approved in 21.3.2003.

Validity of the LOA expired in October 2005 and the unit has applied for revalidation/extension of LOA validity. The performance of unit for the last five years (upto 2004-05) is as under:-

a)	Physical export (item of export - wheat and bajra)	: Rs.304.06 Lakhs
b)	Total import	: Rs.170.47 lakhs
c)	NFE earning	: Rs.133.59 lakhs

Under sub-rule 4(d) of Rule 18 of the SEZ Rules 2006, no proposal shall be considered for import of used goods for recycling provided that an extension of Letter of Approval for an existing unit shall be decided by the Board. The request of the unit for an extension/renewal of its Letter of Approval is therefore placed before the Board for consideration.

The proposal was considered in the meeting of the Board of Approval held on 12<sup>th</sup> July, 2007. The Board decided to defer the proposal for consideration in the next meeting of the Board of Approvals with all relevant details such as the details of imports being made, extent of physical exports, the natures of items proposed to be sold in the DTA in terms of quantity, etc. The Development Commissioner, Kandla Special Economic Zone was asked to get a detailed report on all these points and place it before the Board. The Board also directed that the local customs may also provide a report which can also be considered while discussing the proposals in the next meeting. The proposal is now submitted for consideration.

Supplementary agenda for consideration in the BoA to be held on 30th August 2007									
S N	Developer	Location	State	Product	Area (hectares)	Land Possession	Date of receipt	State Govt. Recommendation	Status of application
1	Andhra Pradesh Industrial Infrastructure Corporation Limited (APIIC)	Kurukulva Village, Renigunta Mandal, Chittor Distirct, Andhra Pradesh	AP	IT/ITES	32.57	Yes	10/7/2007	Y	New
2	Abex Infocom (P) Ltd.	Dakhin Kheirpur Under, Bhagwanpur Gram Panchayet, P.S. Kassipore, Dist: 24-Parganas South.	WB	Knowledge Park/IT	40	Yes	11/17/2006	Y	New
3	Sylvan Infrastructure Pvt. Ltd.	North 24 Parganas District,	WB	Engineering	200	No	12/22/2006	Y	New
4	Anant Raj Industries Ltd.	TP-1 Rai, Sonapat, Haryana	HR	IT/ITES	10	Yes	1/19/2007	Y	New
5	Asia Pacific Corporation Limited	Village Bhimsar, Taluka Anjar, District Kutch, Gujarat	GJ	Polymer based	101.17	Yes	2/9/2007	Y	Deferred on 12th July, 2007 BOA
6	Salarpuria Properties Private Limited	Basanti Highway, Bhangor, South 24 Parganas District, West Bengal	WB	IT/ITES	12.14	10.27 hectares under possession	7/6/2007	Y	New



7	Mittal Infratech Private Limited	Village Sewah, GT Road, Panipat, Haryana	HR	IT/ITES	10.52	Yes	12/6/2007	Y	New
8	Starex SEZ Developers Pvt. Ltd.	Village Binola, Gurgaon, Haryana	HR	IT/ITES	10	Yes	13/11/2006	Y	New
9	APIIC	Sarpavaram Village, Kakinada Mandal East Godavari District, Andhra Pradesh	AP	IT/ITES	10.41	Yes	3/7/2006	Y	New
10	Tata Consultancy Services	Survey number 255, Adibatla (V), Ibrahimpatnam (M), R.R. District, Andhra Pradesh	AP	IT/ITES	30.35	Yes	7/8/2007	Y	New
11	Cognizant Technology Solutions India Private Limited	Survey No. 225, Adibatla Village, Ibrahimpatnam Mandal, Ranga Reddy District, Andhra Pradesh	AP	IT/ITES	16.19	Yes	30/7/2007	Y	New
12	GERA Developments Private Limited	Sector 65, Village Kharadi, Pune, Maharashtra	MH	IT/ITES	10.44	Yes	6/8/2007	Y	New
13	Jade Holdings Pvt. Ltd.	Kolhar Industrial Area, Bidar District, Karnataka	KN	Textile	207.72	No	25/06/2007	Y	New
14	Gitanjali Gems Limited	Aurangabad, Maharashtra	MH	Gems and Jewellery	102	No	26/09/2006	Y	
15	Gitanjali Gems Limited	Nagpur, Maharashtra	MH	Multi product	1000	No	1/11/2006	Y	

16	LMJ Warehousing Private Limited	Kandla, Gujarat	GJ	FTWZ	40	No	4/9/2006	Y	
17	AEC Marketing Pvt. Ltd.	Village Morkhal, Silvassa, Union Territory of Dadra and Nagar Haveli	DNH	Gems and Jewellery	12.16	Yes	24/04/2007	Y	New
18	MAN Industries (India) Limited	Bada Bangarda, Indore, Madhya Pradesh	MP	IT/ITES	118.6	Partial possession	8/5/2007	Y	New
19	Saloni Business Park Private Limited	Village Kharivli, Taluka Wada, District Thane, Maharashtra	MH	Biotechnology Park	27.24	Promoters of the Company owns and are in possession of land	21/3/2007	Y	Deferred on 12th July, 2007 BOA

## Annexure - 2

## Supplementary agenda for conversion of in-principle to formal approval

Sl. No	Developer	Location	State	Product	Area (hectares)	Land Possession
1	Andhra Pradesh Industrial Infrastructure Corporation Limited (APIIC)	Annangi Village, Madditadu Mandal, Prakasham District, Andhra Pradesh	AP	Building products	106.36	Y
2	Sterling Erection and Infrastructure Private Limited	Jambusar, Bharuch, Gujarat	GJ	Multi product	3380	Y
3	Sunny Vista Realtors Private Limited	Panvel, District Raigarh, Maharashtra	MH	Services sector	135.12	Y

## Nokia India Private Limited

Authorized operations	Quantum	Justification
Clinic/medical centers/hospital	Up to 100 bed	Essentially for the health purposes of the employees/staff members of the zone. However, these facilities may also be made available to visitors to the zone and residents of the surrounding area to achieve economic viability.
School/training/educational institution including creche	Total built up area not exceeding 25000 sq.m	Essentially for the education purposes of the children of the employees/staff members of the zone. However, these facilities may also be made available to residents of the surrounding areas to achieve economic viability
Office space/shopping arcade/Retail space etc.	Not exceeding 50,000 sq.m.	Essentially for the employees/staff members of the zone. However, these facilities may also be made available to visitors to the zone and residents of the surrounding areas to achieve economic viability
Hotel/service apartment	Hotel not exceeding 100 rooms/service apartments not exceeding 100 with total built up area not exceeding 10,000 sq.m.	Essentially for the employees/staff members of the zone. However, these facilities may also be made available to visitors to the zone and residents of the surrounding areas to achieve economic viability
Sport facilities like gym and tennis courts		Essentially health and recreation purposes of the employees/staff members of the zone. However, these facilities may also be made available to visitors to the zone and residents of the surrounding areas to achieve economic viability
Fire station		For safety measures
Multi level car parking		Necessary infrastructure for smooth functioning of the zone.
Bus bay		Necessary infrastructure for smooth functioning of the zone.



No. T9/SEZ/2001-C

7<sup>th</sup> July 2007

To

The Secretary to the Govt. of India,  
Ministry of Commerce and Industries,  
Department of Commerce (EPZ Section),  
Udyog Bhavan, New Delhi - 110011.

**(Attn: Shri.Yogendra Garg, Director (SEZ))**

Sir,

Sub:- Request for permission to annex water area to the SEZ at Puthuvypeen (Developer-Cochin Port Trust)

- Ref:-
1. Your letter No.F(2)/2/2002-EPZ dated 18.04.'07 (copy enclosed)
  2. Ministry of Commerce & Industry Notification dated 02.11.06 (copy enclosed.)
  3. Your letter No. F (2) 2/2002- EPZ dated 11.05.'06 addressed to M/s. Petronet LNG Ltd, New Delhi (copy enclosed)
  4. Letter No.3/20/2002:Infra:CSEZ/3480 dated 29-05-2007 addressed to M/s. BPCL-Kochi Refinery (BPCL-KR) from the Development Commissioner, CSEZ (copy enclosed).

Kind reference is invited to the letter and the Notification cited above (1 & 2), relating to the Puthuvypeen SEZ comprising an area of 285.8413 hectares owned by Cochin Port Trust (Developer).

2. The BoA has subsequently approved the following proposals related to Puthuvypeen SEZ:

- (i) proposal submitted by M/s.Petronet LNG Ltd. (PLL) to be the Co-Developer providing the required infrastructure for a LNG Port & Regasification Terminal project;
- (ii) proposal submitted by BPCL-KR to be the Co-Developer providing the required infrastructure for a Single Point Mooring project; and
- (iii) proposals relating to the authorised operations to be carried out by PLL and BPCL-KR in the Puthuvypeen SEZ, vide letters (3) and (4) under reference cited above.

3. As per Ministry's letter (3) cited under reference, the approved authorised operations during construction include 'Marine Works' which in turn includes construction of mooring dolphins, mooring dolphins, unloading platforms

Contd...2

gangway tower, walkway bridges, approach trestle and deep sea jetty, in the water area at the southern side of the Puthuvypeen SEZ, adjoining the Port's approach channel. Moreover, the approved authorised operations include the operation and maintenance of LNG re-gasification facilities, Port Jetties etc. From the above, it can be seen that the water area at the southern side of the Puthuvypeen SEZ is an integral part of the LNG Port and Regasification Terminal.

4. As per the Development Commissioner, CSEZ's letter (4) cited under reference, addressed to the M/s. BPCL-Kochi Refinery (BPCL-KR), the BoA in its meeting held on 26<sup>th</sup> April, 2007 has approved the authorised operations proposed to be carried out by BPCL-KR in the Puthuvypeen SEZ. These authorised operations, inter alia, include the following:

- (i) Installation of Single Point Mooring (SPM) and undersea pipeline from SPM to Shore Tank Farm (STF).
- (ii) Construction of Crude oil storage tanks at STF and connecting piping.

It may please be noted that: (i) the SPM, the unloading point of crude oil from ships, is located in the Arabian Sea about 19 km off Puthuvypeen SEZ; and (ii) the undersea pipeline connects the SPM to the Shore Tank Farm (STF) situated in the Puthuvypeen SEZ. Though these are integral to the SPM/ crude oil receipt facilities project, they are presently not under the SEZ. Operating in such a situation would be difficult, as the crude oil has to be first unloaded at DTA, taken to the STF in SEZ, and then pumped to the refinery in DTA, thereby resulting in multiple entry and exits. Similarly, problems will also arise when lightering of imported crude and loading of imported crude from STF to other refineries, are taken up at a later date as now proposed.

5. Moreover, the benefits of exemptions, concessions and drawbacks as per the SEZ Act, 2005 will not be available for the above marine works, which are both approved authorised activities and without which the projects taken up by PLL and BPCL-KR will not be operable. It may also be noted that 'infrastructure' as per the definition given in the SEZ Rules, 2006, inter alia, include 'port including jetties, single point moorings, storage tanks, interconnecting pipelines..'.

6. In this context, it is also informed that the balance land areas available at the southern end of Puthuvypeen SEZ and water area in front of it, being very near to the Port's approach channel, have been reserved by the Port for providing berthing facilities for deep draft vessels, and some of these projects like International Bunkering Terminal are likely to be taken up shortly. Problems similar to those explained in the case of PLL and BPCL-KR would arise in the case of these facilities also, as the important marine infrastructure facilities like berths, basins, jetties etc. would be outside the SEZ.

7. As such, the water areas which are integral parts of the infrastructure facilities within the Puthuvypeen SEZ are also to be brought under the purview of the SEZ for ensuring its smooth functioning and accordingly, we propose to annex the water area within the following boundaries/co-ordinates contiguous to the Puthuvypeen SEZ as shown in the drawing enclosed as Appendix-A.

a) Water area to be annexed for LNG Port & other port facilities

Boundaries	
North	Puthuvypeen SEZ
West	Co-ordinates Point (1) : Latitude 09° 58' 27.9" , Longitude 76° 13' 30.1" Point (2) : Latitude 09° 58' 04.6" , Longitude 76° 13' 06.4"
South	Cochin Port's Approach Channel Co-ordinates Point (2) : Latitude 09° 58' 04.6" , Longitude 76° 13' 06.4" Point (3) : Latitude 09° 58' 09.4" , Longitude 76° 14' 20.0" Point (4) : Latitude 09° 58' 11.3" , Longitude 76° 14' 28.6"
East	Co-ordinates Point (4) : Latitude 09° 58' 11.3" , Longitude 76° 14' 28.6" Point (5) : Latitude 09° 58' 16.4" , Longitude 76° 14' 23.4"

b) Water area for the SPM and undersea pipeline

Boundaries	
North	Co-ordinates Point (A) : Latitude 10° 00' 02.59" , Longitude 76° 13' 08.92" Point (G) : Latitude 10° 00' 02.59" , Longitude 76° 03' 10.14" Point (F) : Latitude 10° 00' 26.01" , Longitude 76° 03' 10.14" Point (E) : Latitude 10° 00' 26.01" , Longitude 76° 01' 51.32"
West	Co-ordinates Point (E) : Latitude 10° 00' 26.01" , Longitude 76° 01' 51.32" Point (D) : Latitude 09° 59' 06.33" , Longitude 76° 01' 51.32"
South	Co-ordinates Point (D) : Latitude 09° 59' 06.33" , Longitude 76° 01' 51.32" Point (C) : Latitude 09° 59' 06.33" , Longitude 76° 03' 10.14" Point (H) : Latitude 09° 59' 29.75" , Longitude 76° 03' 10.14" Point (B) : Latitude 09° 59' 29.75" , Longitude 76° 13' 08.92"
East	Co-ordinates Point (F) : Latitude 10° 00' 26.01" , Longitude 76° 03' 10.14" Point (G) : Latitude 10° 00' 02.59" , Longitude 76° 03' 10.14" Point (A) : Latitude 10° 00' 02.59" , Longitude 76° 13' 08.92" Point (B) : Latitude 09° 59' 29.75" , Longitude 76° 13' 08.92" Point (H) : Latitude 09° 59' 29.75" , Longitude 76° 03' 10.14" Point (C) : Latitude 09° 59' 06.33" , Longitude 76° 03' 10.14"

:4:

The ownership of the above water areas vest with the Cochin Port Trust and the notification issued by the Govt. of India in this regard is enclosed as Appendix-B.

8. It is requested that our proposal to annex the water area as indicated above to the Puthuvypeen SEZ be considered favourably and formal letter of approval/amended Notification issued, at the earliest.

Thanking you,

Yours faithfully,

  
(N. Ramachandran)  
CHAIRMAN

CC: The Development Commissioner- with a request to kindly  
Cochin Special Economic Zone, recommend to the Ministry  
Kakkanad. for attaching the water areas to the  
existing SEZ.



6 MAY 2006  
437  
Cochin Port Trust, Cochin

No. F.2(2)/2/2002-EPZ  
Government of India  
Ministry of Commerce & Industry  
Department of Commerce  
(SEZ Section)

Administrative Office  
2906  
5 MAY 2006  
Cochin Port Trust

To,  
The Developer,  
Cochin Port Trust,  
Willingdon Island,  
Cochin.

Office of the Superintending Engineer  
09 MAY 2006  
Cochin Port Trust, Cochin-9

Dated the 18<sup>th</sup> April, 2006

Subject: Setting up of a Port-based Special Economic Zone at Puthuvypeen,  
Cochin - Reg

Sir(s),

With reference to your above mentioned application, Government of India is pleased to grant formal approval to your proposal for development, operation and maintenance of a Special Economic Zone, as per details given below:-

I PROPOSAL and PROJECT DETAILS:- To set up a Port-based Special Economic Zone over an area of 285 hectares at Puthuvypeen, Cochin.

II DEVELOPER: - Cochin Port Trust.

III General Conditions:

- (i) The Developer shall develop, operate and maintain the Special Economic Zone in terms of the Special Economic Zones Act, 2005 and the rules made there-under.
- (ii) The Developer shall execute Bond-cum-Legal Undertaking as required under rules 12 and 22 of the Special Economic Zone Rules, 2006 for the authorised operations.
- (iii) The Developer shall obtain the required approval from various statutory authorities under relevant statutes and regulations of the Government of India and the State Government and local bodies.
- (iv) The Developer shall make adequate provision for rehabilitation of the displaced persons.
- (v) The project shall be implemented and operated in terms of the Special Economic Zones Act, 2005 and the rules and orders made there-under.
- (vi) The Developer shall conform to the environmental requirements.
- (vii) The Developer shall abide by the local laws, rules, regulations or bye-laws in regard to area planning, sewerage disposal, pollution control, labour laws and the like as may be locally applicable.
- (viii) The Developer shall raise the required funds for the project. External commercial borrowing, if any, will be as per the guidelines of the Ministry of Finance, Department of Economic Affairs, Government of India, New Delhi.
- (ix) This approval is valid for a period of three years within which time the Developer shall implement the project. The project implementation progress report will be submitted to Government of India every six months.
- (x) This approval is liable to be suspended in case of violation of any of the terms and conditions stipulated herein.

- (xi) The operation and maintenance of the facilities will be made as per the standards specified in the proposal and to the satisfaction of the users.
- (xii) The Developer shall maintain adequate manpower to provide the facilities.
- (xiii) The user charges will be finalized in consultation with the Development Commissioner and the users. This shall be subject to revision as per the agreed terms.
- (xiv) The Developer shall obtain the approval of Board for specific activities proposed to be undertaken for development, operation and maintenance of Special Economic Zone. Based on the activities approved by the Board, the Developer shall be entitled for duty free import or domestic procurement of goods for the approved activities under rules 10 after the Special Economic Zone has been notified.
- (xv) The authorized operations shall be carried out in terms of the parameters laid down in the Special Economic Zones Act, 2005 and the Rules and orders made there-under and in accordance with the proposal approved herein.
- (xvi) No duty free goods shall be available for personal use of, or consumption by officials, workers, staff or owners of the Unit or Developer.
- (xvii) Normally, no extension of validity period of three years for implementation of the project will be considered. Any request, however, may be considered by the Board, on merits. Such request shall be submitted to the Government six months before expiry of the approval period.

2. This approval shall be also subject to other conditions as approved by the Board.

3. The Developer may convey acceptance of all the terms and conditions indicated above within thirty days from the date of issue of this letter. All future correspondence may be addressed to the Deputy Secretary (SEZ), Department of Commerce, Udyog Bhavan, New Delhi-11.

4. The Developer may send exact details of the area along with a map indicating the Special Economic Zone area certified by the District Revenue Authorities for notification in the Gazette of India.

5. The Developer shall furnish to the Development Commissioner, Cochin Special Economic Zone returns on import, procurement and utilization of goods, as provided for under the Special Economic Zone Rules, 2006.

Yours faithfully,



( Rajgopal Sharma )

Deputy Secretary to the Govt. of India

Tel. (011) 2306 3365

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART-II,  
SECTION -3, SUB-SECTION (II), dated the 2 November, 2006]

Government of India  
Ministry of Commerce and Industry  
(Department of Commerce)

New Delhi, the 2 November, 2006.

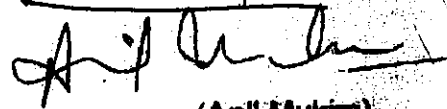
### NOTIFICATION

S.O. (E).- In exercise of the powers conferred by sub-section (1) of section 4 of the Special Economic Zones Act, 2005 (28 of 2005) read with rule 8 of the Special Economic Zones Rules, 2006 and after grant of the letter of approval on the 18<sup>th</sup> April, 2006, under sub section (10) of section 3 to M/s. Cochin Port Trust for setting up of a Special Economic Zone in the port at Puthuvypeen, Kerala, the Central Government, on being satisfied that the requirements under sub-section (8) of section 3 of the said Act and other related requirements are fulfilled, hereby notifies the following area at Puthuvypeen, Ernakulam District, in the State of Kerala, comprising of the survey numbers and the area given in the Table below, as a Special Economic Zone, namely:-

Table

Sl. No.	Survey number	Name of Village	Taluk	Area (In hectares)
(1)	(2)	(3)	(4)	(5)
1.	736	Elamkunnappuzha	Kochi	27.3542
2.	347	Puthuvype	Kochi	213.8701
3.	238/2	- do -	Kochi	44.5170
			Total:	285.8413 hectares

(F. No. F.2(2)/2/2002-EPZ)



(Anil Mukim)

Joint Secretary to the Government of India

No. F.2(2)/2002-EPZ  
Government of India  
Ministry of Commerce and Industry  
Department of Commerce  
(SEZ Section)

Udyog Bhawan, New Delhi  
Dated the 11<sup>th</sup> May, 2007

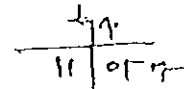
M/s Petronet LNG Limited,  
1<sup>st</sup> Floor, World Trade Centre,  
Babar Road, Barakhamba Lane  
New Delhi - 110001  
(Fax: 23414271)

Subject: Approval for authorized operations in the port based SEZ at  
Puthuvyppeen, Cochin - Reg.

In continuation to this Department's reference of even number dated 14<sup>th</sup> February 2007 on the above subject and with reference to your letter dated 28<sup>th</sup> February 2007, I am directed to convey the approval for the expansion of the list of the authorized operations to be carried out in the Port Based Special Economic Zone at Puthuvyppeen, Cochin proposed to be developed by Cochin Port Trust, as per the list attached at the Annexure of this letter in terms of the Special Economic Zones Act, 2005 and the Special Economic Zones Rules, 2006.

2. The procedure prescribed in Special Economic Zones Rules, 2006 must be followed for availing the said exemptions, drawback and concessions.

Yours faithfully,



(YOGENDRA GARG)

Director

Tel: 2306 3434

E-mail: y.garg@nic.in

1. Authorized operations during construction-

The construction of following:

2.0 LNG receiving and regasification facility

Construction of LNG receiving and regasification facility with a capacity to import, store and regasify 5 MMTPA of LNG based on a stream factor of 365 days per annum including

- Marine works
- Unloading facilities
- LNG storage tanks
- Boil-off gas recovery system
- Send out facilities
- Utilities
- Instrumentation

3.0.0 Marine works

- Mooring Dolphins
- Breasting Dolphins
- Un-loading platforms
- Gangway tower
- Walkway bridges connection the above
- An approach trestle including the jetty head. The deep-sea jetty

1. Unloading facilities

- LNG unloading arms
- Natural Gas Arm
- Unloading lines
- Vapour return line (for transfer of the boil-off gas during unloading operations) to the LNG carriers

1.0.0 LNG storage tank

Construction of 2 LNG storage tanks

2.0.0 Boil-off gas recovery system

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The boil-off gas recovery system designed for the compression and re-condensation of boil-off gas generated in the LNG storage tanks during normal operations and unloading of LNG from the ship and comprising:

- Cryogenic compressors
- Common suction knock-out drum
- Common suction gas de-superheater
- Recondensor

### 3.0.0 Send-out facilities

- LNG in-tank pumps
- HP LNG pumps
- LNG vaporizer

The LNG vaporizer system will comprise --

- Shell and tube vaporizers ("STV")
- Submerged combustion vaporizers ("SCV")

### 4.0.0 Utilities

Utilities will comprise --

- Power supply system --
  - Sub-station for distribution of power
  - Feeder connection from Kerala State Power Utility
- Fire water system
- Nitrogen generation plant

### 5.0.0 Instrumentation

The instrumentation equipment will comprise --

- Distributed Control system
- Emergency shutdown system
- Fire-gas-spill detection system

### 1.1 Construction of Buildings --

- 1.1.1 Boundary wall
- 1.1.2 Administrative Building
- 1.1.3 Canteen and Catering facilities for employees
- 1.1.4 Security office

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- 1.1.5 Reception Centre
- 1.1.6 Clinic/medical centre for employees
- 1.1.7 Laboratory and warehouse.

IV. Authorized operations during operation –

Operation and maintenance of an LNG regasification terminal of 2.5 MMTPA capacity (expandable to 5 MMTPA) for providing regasification services for LNG and marketing and distribution of the regassified LNG therefrom. The operation will broadly include –

- 2. Port, Jetties
- 3. Storage tanks
- 4. Natural gas/liquefied natural gas distribution and interconnecting pipelines
- 5. Regasification and distribution of gas

WAP

Government of India  
Ministry of Commerce & Industry  
Department of Commerce  
(SEZ Section)

Udyog Bhavan, New Delhi  
Dated the 14<sup>th</sup> February, 2007

To

M/s. Petronet LNG Limited,  
1<sup>st</sup> Floor, World Trade Centre,  
Babar Road, Barakhamba Lane  
New Delhi - 110001  
(Fax: 23414271)

Subject: 1. Approval of M/s. Petronet LNG Limited as a co-developer of port based SEZ at Puthuvypeen, Cochin.  
2. Approval for authorized operations in the port based SEZ at Puthuvypeen, Cochin - Reg.

Reference: - Your proposal dated 30<sup>th</sup> November, 2006 and letter dated 30<sup>th</sup> November, 2006.

Sr,

With reference to your above mentioned application, Government of India is pleased to approve your proposal as Co-Developer for providing infrastructure facilities in the port based Special Economic Zone at Puthuvypeen, Cochin, as per the details given below:

- (1) Name of the Co-Developer: - Petronet LNG Limited
- (2) Details of facilities proposed to be provided: Providing following infrastructure facilities in the SEZ:

A list of facilities to be provided in the SEZ is at Annexure - I

Your Agreement dated 10<sup>th</sup> November, 2006 entered into with the Developer of the aforesaid port based Special Economic Zone at Puthuvypeen, Cochin for providing infrastructure and other common facilities shall form part of this approval.

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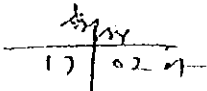
- (i) The Co-developer shall provide infrastructure facilities, mentioned above, the port based Special Economic Zone at Puthyvypeen, Cochin in terms of the Special Economic Zones Act, 2005 and the rules and the orders made there-under.
  - (ii) The Co-developer shall execute Bond-cum-Legal Undertaking as required under the Special Economic Zone Rules, 2006 for the authorised operations.
  - (iii) The Co-developer shall obtain the required approval from various statutory authorities under relevant statutes and regulations of the Government of India and the State Government and local bodies.
  - (iv) The project shall be implemented and operated in terms of the Special Economic Zones Act, 2005 and the rules and orders made there-under.
  - (v) The Co-developer shall conform to environmental requirements.
  - (vi) The Co-developer shall abide by the local laws, rules, regulations or bye-laws in regard to area planning, sewerage disposal, pollution control, labour laws and the like as may be locally applicable.
  - (vii) The Co-developer shall raise the required funds for the facilities being created. External commercial borrowing, if any, will be as per the guidelines of the Ministry of Finance, Department of Economic Affairs, Government of India, New Delhi.
  - (viii) This approval is valid for a period of three years within which time the Co-developer shall create the approved facilities. The progress of implementation will be submitted to Government of India every six months.
  - (ix) This approval is liable to be suspended in case of violation of any of the terms and conditions stipulated herein.
  - (x) The operation and maintenance of the facilities will be made as per the standards specified in the proposal and to the satisfaction of the users.
  - (xi) The Co-developer shall maintain adequate manpower to provide the facilities.
  - (xii) The user charges will be finalized in consultation with the Development Commissioner and the users. This shall be subject to revision as per the agreed terms.
  - (xiii) The Co-developer shall obtain the approval of Board for specific activities proposed to be undertaken for development, operation and maintenance of Special Economic Zone. Based on the activities approved by the Board, the Co-developer shall be entitled for duty free import or domestic procurement of goods for the approved activities after the Special Economic Zone has been notified.
  - (xiv) The authorized operations shall be carried out in terms of the parameters laid down in the Special Economic Zones Act, 2005 and the rules and orders made there-under and in accordance with the proposal approved herein.
  - (xv) No duty free goods shall be available for personal use of, or consumption by officials, workers, staff or owners of the Unit or Developer.
- Primarily, the intention of such approval of Board is for implementation will be considered. Any request, however, may be considered by the Board,

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on merits. Such request shall be submitted to the Government six months before expiry of the approval period.

4. This approval shall be also subject to other terms and conditions as approved by the Board of Approval.
5. The Co-developer may convey acceptance of all the terms and conditions indicated above within thirty days from the date of issue of this letter. All future correspondence may be addressed to the Director (SEZ), Department of Commerce, Udyog Bhavan, New Delhi-11.
6. The Co-developer shall furnish to the Development Commissioner, Cochin Special Economic Zone returns on import, procurement and utilization of goods, as provided for under the Special Economic Zone Rules, 2006.
7. Reference is also invited to the letter dated 30.11.2006 regarding authorized operations and to convey the approval for authorized operations to be carried out in the port based Special Economic Zone at Puthuvypeen, Cochin, being developed by Cochin Port Trust, as per the list attached at Annexure - I of this letter in terms of the Special Economic Zones Act, 2005 and the Special Economic Zones Rules, 2006.
8. Government has, on 27<sup>th</sup> October, 2006, notified the list of authorized operations that can be undertaken in the SEZs and these alone would qualify for exemptions, concessions and drawback. A copy of the notification No. S.O. 1846 dated 27<sup>th</sup> October, 2006 is available on the Department's website [www.sezindia.nic.in](http://www.sezindia.nic.in)
9. Board of Approval in its meeting held on 21<sup>st</sup> September, 2006 had laid down the quantum of social infrastructure in the non-processing area of SEZs, which is enclosed at Annexure - II. The authorized activities will be subject to the quantum prescribed by the Board of Approval.
10. The procedure prescribed in Special Economic Zones Rules, 2006 must be followed for availing the said exemptions, drawback and concessions.

Yours faithfully,

  
17/02/07

(Yogendra Garg)  
Director

Tel. 2306 3434

E-mail: [y.garg@nic.in](mailto:y.garg@nic.in)

1. Central Board of Excise and Customs (Shri Devender Dutt, Member (Customs)), Department of Revenue, North Block, New Delhi.
2. Central Board of Direct Taxes (Shri R.R. Singh, Member (IT)), Department of Revenue, North Block, New Delhi.
3. Ministry of Finance (Shri Amitab Verma, Joint Secretary), Banking Division, Department of Economic Affairs.
4. Department of Industrial Policy and Promotion (Shri Gopal Krishna, Joint Secretary).
5. Ministry of Science and Technology (Shri I.B.Singh, Adviser), Technology Bhavan, Mehrauli Road, New Delhi.
6. Ministry of Small Scale Industry (Shri J. Sircar, Development Commissioner), Nirman Bhavan, New Delhi.
7. Ministry of Home Affairs (Shri L.C. Goyal, Joint Secretary), North Block, New Delhi.
8. Ministry of Defence (Shri Anand Misra, Joint Secretary (Coordination)).
9. Ministry of Environment and Forests (Shri J.M. Mauskar, Joint Secretary), Pariyavaran Bhavan, CGO Complex, New Delhi - 3.
10. Legislative Department (Shri S.R.Dalhetta, Joint Secretary and Legislative Counsel, Room No. 430, A-Wing, Shastri Bhavan, New Delhi).
11. Ministry of Overseas Indian Affairs (Shri G. Gurucharan, Joint Secretary (FS)), Akbar Bhawan, Chankyapuri, New Delhi.
12. Department of Urban Affairs, Town Country Planning Organisation, (Shri J.B.Kshirsagar, Chief Planner), Vikas Bhavan (E-Block), I.P. Estate, New Delhi.
13. Director General of Foreign Trade (Shri K.T. Chacko, DG), Department of Commerce, Udyog Bhavan, New Delhi.
14. Development Commissioner, Cochin Special Economic Zone, Cochin.
15. Government of Kerala (Shri John Mathai, Principal Secretary (Industries)), Government Secretariat, Trivandrum - 695001 (Fax: 0471-2333017).

**Petronet LNG Limited**

- (i) Office space
- (ii) Power (including power back up facilities)
- (iii) Fire protection system with sprinklers, fire and smoke detectors
- (iv) Food Services including Cafeteria, food court(s), Restaurants, coffee shops, canteens and catering facilities
- (v) Security offices, police posts, etc, at entry, exit and other points within and along the periphery of the site.
- (vi) Clinic/medical centres

~~U/S~~

## IT/ITES, Biotechnology, Gems &amp; Jewellery SEZ

- Shopping arcade/Retail space not exceeding 1000 sq.m.
- Housing/Service apartments with total area not exceeding 10,000 sq.m.

## Sector Specific SEZ

- Office space/Shopping arcade/Retail space/Multiplex not exceeding 50,000 sq.m.
- Up to 7500 houses with total space not exceeding 7,50,000 sq.m.
- Hotel with 100 rooms/100 Service apartments with total built up area not exceeding 10,000 sq.m.
- Clinic & Medical Centers including a maximum 100 bed Hospital
- School/Educational Institution of total built up area not exceeding 25000 sq.m.

## Multi Product SEZs

- Office space/Shopping arcade/Retail space/Multiplex not exceeding 200000 sq.m.
- Up to 25000 houses with total space not exceeding 25,00,000 sq.m.
- Hotel with 250 rooms/250 Service apartments with total built up area not exceeding 25,000 sq.m.
- Clinic & Medical Centers including a maximum 250 bed Hospital
- School/Educational Institution of total built up area not exceeding 2,50,000 sq.m.

12/

02 06 2007 11:05 FAX 0484 2705556

BPCL KOCHI REFIN

01

02 06 2007 10:56 FROM: CSEZ 91 484 2413074

TO: 2705556

P: 1/1

BPCL/COE/256/2009

Dhm (P)



OFFICE OF THE DEVELOPMENT COMMISSIONER  
COCHIN SPECIAL ECONOMIC ZONE (CSEZ)  
MINISTRY OF COMMERCE & INDUSTRY  
GOVERNMENT OF INDIA

KAKKANAD, COCHIN-682037

Phone: 2413111, 2413234, Fax: 2413074

E-Mail: mail@cepz.gov.in Website: http://www.csez.com

Dated: 29.5.2007

No.3/20/2002:Infra:CSEZ | 3480

To

M/s. Kochi Refineries Ltd.,  
Post Bag: 2, Kundannur,  
Maradu, Ernakulam- 682 304

Subject Application for Co-Developer Status.

Sir,

Please refer to your letter enquiring about the status of your application for operation under the Special Economic Zones Act, 2005. Your application had come up for consideration in the 10<sup>th</sup> meeting of the SEZ Board of Approvals held on 26<sup>th</sup> April, 2007. While seeking further clarity about the exact activities to be carried out, the Board approved the request of M/s. Bharat Petroleum Corporation -KRL to be a Co-Developer in the Port Based Special Economic Zone of Cochin Port Trust.

Further, in the same meeting the request of M/s. BPCL-KRL for approval of authorized operations was considered and the Board of Approvals approved the items listed in Annexure-26 subject to the condition that all these operations are to be within the notified area of the Special Economic Zone. Copy of the annexure is enclosed.

This is for your information.



Yours faithfully,

(C.J. Mathew)

Development Commissioner

Encl: As above.

**Minutes of the 10<sup>th</sup> meeting of SEZ BoA held on 26 April, 07****Annexure-25****BHARAT PETROLEUM CORPORATION LTD**







1. Installation of Single Point Mooring (SPM) and undersea pipeline from SPM to Shore Tank Farm (STF)
2. Construction of boundary walls and roads
3. Installation of water supply facilities, sanitation and sewage systems
4. Electrical power distribution systems
5. Telecom facilities & necessary cabling
6. Construction of buildings and warehouses
7. Construction of control rooms
8. Installation of fire fighting network and allied facilities
9. Setting up of Effluent treatment plant
10. Construction of Crude oil storage tanks at STF and connected piping
11. Construction of Crude oil Pump house

**All operations provided these are in the notified area of the SEZ.**

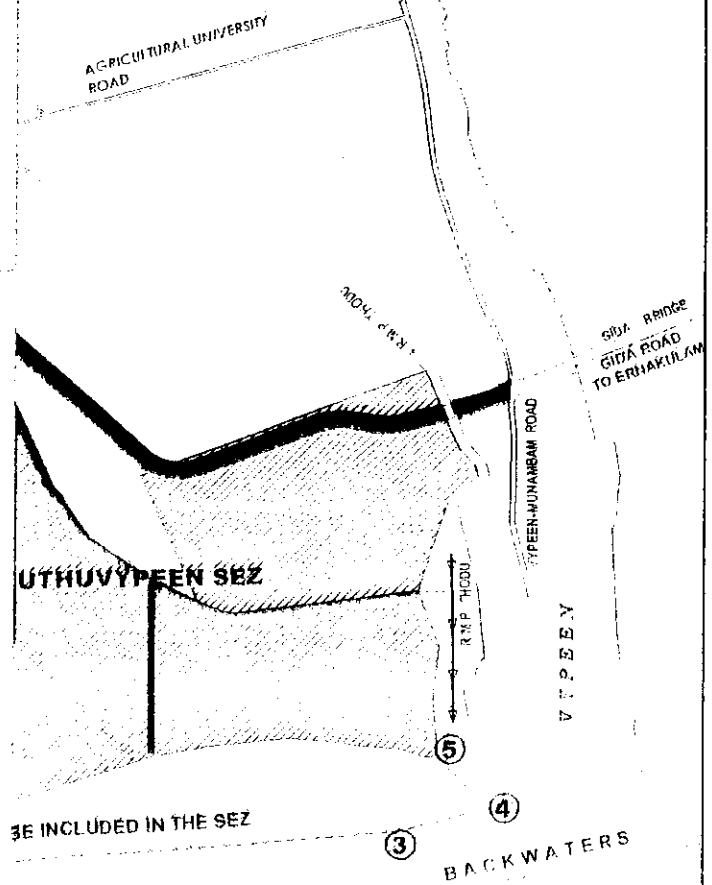
SKETCH SHOWING THE WATER AREA TO BE ANNEXED TO THE PUTHUVYPEEN SEZ



LEGEND

-  PUTHUVYPEEN SEZ AREA
-  WATER AREA TO BE ANNEXED TO SEZ
-  OTHER LAND AREA
-  WATER AREA
-  ROAD CONNECTIVITY TO THE SEZ (Proposed)
-  INTERNAL ROADS IN THE SEZ (Proposed)

SPM LOCATION





**MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS**  
**(Department of Shipping)**  
**(PORTS WING)**

**NOTIFICATION**

New Delhi, the 21st June, 2006

**G.S.R. 376(E).**— In exercise of the powers conferred by section 5 of the Indian Ports Act, 1908 (15 of 1908) and clause (q) of section 2 of the Major Port Trusts Act, 1963 (38 of 1963) and in supersession of the notification of the Government of India in the then Ministry of Shipping, (Ports Wing) number G.S.R. 107(E), dated the 26<sup>th</sup> February, 2001, except as respects things done or omitted to be done before such supersession, the Central Government hereby declares that the limits of the Port of Cochin shall be as follows :-

The Port of Cochin shall comprise of all areas contained on land lying within 45.76 meters of High Water Line, Kerala backwaters and the sea bounded by lines joining of the following positions subject to the condition that the existing ownership rights of properties within the extended Port limits will not be affected and will remain as existing on the date of this notification:-

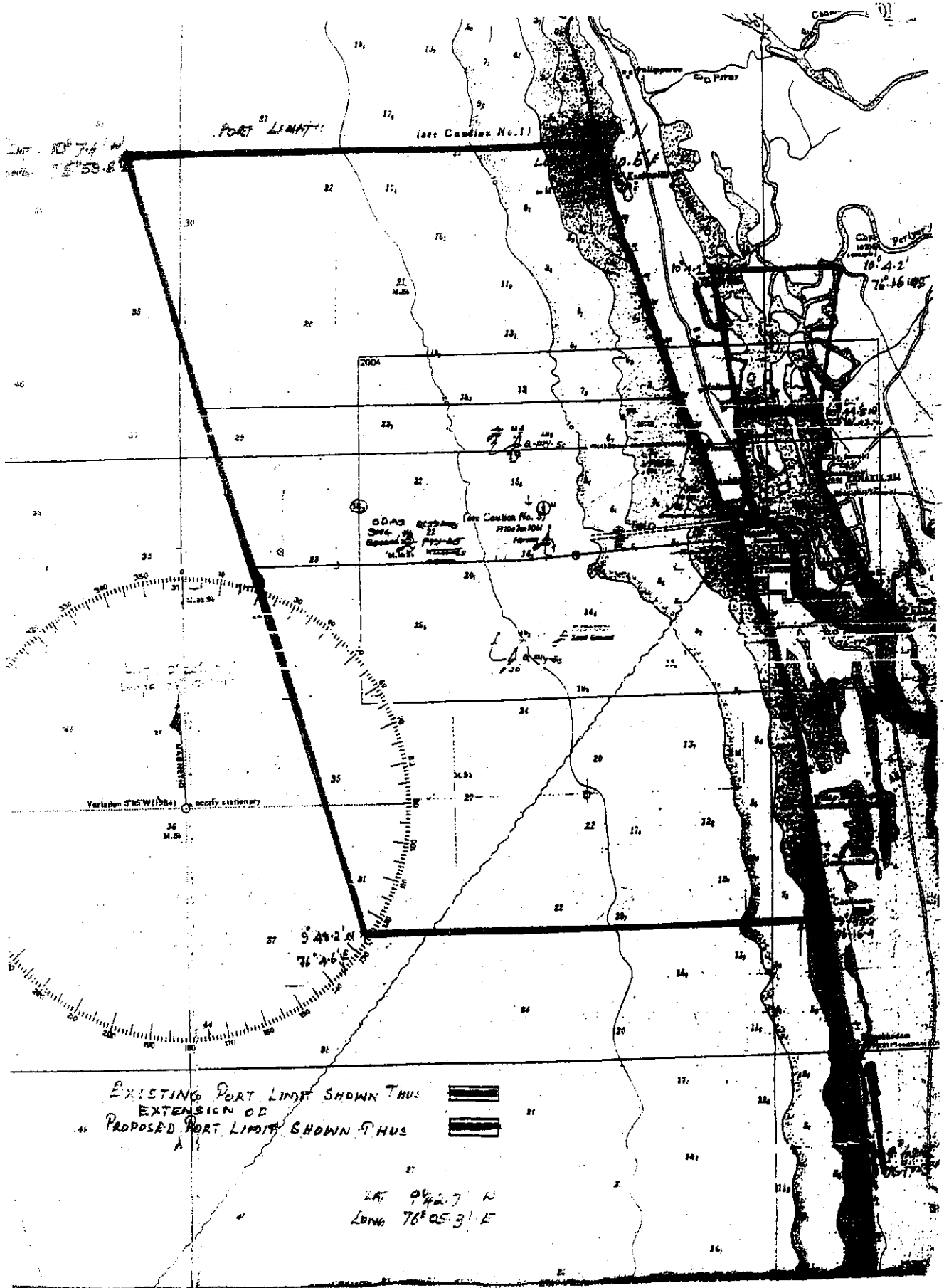
1. The northern boundary shall be from a point on the north western boundary of Cheranelloore in position Latitude 10° 04' 12" N, Longitude 76° 16' 57" E to a point on the eastern shore of Vypeen Island in position Latitude 10° 04' 12" N, Longitude 76° 13' 37.2" E and thence along the High Water mark on the eastern shore of Vypeen Island via Cochin Harbour entrance to a point on the western shore of Vypeen Island in position Latitude 10° 07' 24" N, Longitude 76° 10' 36" E and thereon to position "A" in the sea 12 nautical miles due west in position Latitude 10° 07' 24" N, Longitude 75° 38' 48" E.



- The southern boundary shall be from a point on the southern end of Thevara in position Latitude  $9^{\circ} 55' 30''$  N, Longitude  $76^{\circ} 18' 15''$  E to a point on the Katakochin shore in position Latitude  $9^{\circ} 55' 10''$  N, Longitude  $76^{\circ} 17' 30''$  E and thence along the High Water mark on the Mattancherry shore via Cochin Harbour entrance to a point on the western shore near Chellanum in position Latitude  $9^{\circ} 48' 12''$  N, Longitude  $76^{\circ} 16' 24''$  E and thence to a position "B" in the sea 12 nautical miles due West in Latitude  $9^{\circ} 48' 12''$  N, Longitude  $76^{\circ} 04' 36''$  E.
3. The western boundary shall be a straight line joining positions "A" and "B" as defined in paras 1 and 2 above.
4. The Eastern boundary shall be along the High Water mark along the foreshores from a point on the southern end of Thevara in position Latitude  $9^{\circ} 55' 30''$  N, Longitude  $76^{\circ} 18' 15''$  E, to a point on Ernakulam foreshore in position Latitude  $10^{\circ} 00' 44.5''$  N, Longitude  $76^{\circ} 16' 24.7''$  E, and thence to a point on the north western boundary of Cheranelloore in position Latitude  $10^{\circ} 04' 12''$  N, Longitude  $76^{\circ} 16' 57''$  E.
5. In addition to the above, the following shall also be included, namely:-
- all land belonging to the Cochin Port Trust and any areas reclaimed from the backwaters or the sea and that may be reclaimed within the limits specified above and accretion becoming within these limits;
  - all waterways connected to the backwaters within these limits;
  - all existing Port installations and future constructions like wharves, jetties, bridges etc. made for Port purposes and for public convenience.

[F.No. PR-23011/1/2006-PG]

A. K. BHALLA, Jt. Secy.

186567/162



EXISTING PORT LIMIT SHOWN THUS   
 EXTENSION OF  
 PROPOSED PORT LIMIT SHOWN THUS 

Lat  $9^{\circ} 48' 2'' N$   
 Long  $76^{\circ} 45' 31'' E$

## ANNEXURE 5



OFFICE OF THE DEVELOPMENT COMMISSIONER  
COCHIN SPECIAL ECONOMIC ZONE (CSEZ)  
MINISTRY OF COMMERCE & INDUSTRY  
GOVERNMENT OF INDIA  
KAKKANAD, COCHIN-682037  
Phone: 2413111, 2413234, Fax: 2413074  
E-Mail: mail@csez.gov.in Website:  
http://www.csez.com

No. 3/34/2006:Infra.CSEZ

Date: 6.8.2007

To  
Shri Yogendra Garg,  
Director (SEZ),  
Ministry of Commerce & Industry,  
Udyog Bhavan,  
New Delhi - 110 011

**Subject:** Request for permission to annex water area to the SEZ at  
Puthuvypeen by M/s. Cochin Port Trust - Regarding.

Sir,

Please refer to MOC&I Notification No. F.2(2)/2002:EPZ dated 2<sup>nd</sup> November, 2006 notifying Port based Special Economic Zone at Puthuvypeen, comprising an area of 285.8413 hectares with Cochin Port Trust as developer. M/s. Petronet LNG Limited (PLL), New Delhi and M/s. BPCL-KR have been designated as co-developers by the BOA for providing required infrastructure for a LNG Port and Re-gasification terminal project and Single Point Mooring Project respectively. BOA has also approved the authorized operations proposed to be carried out by PLL and BPCL-KR in the Puthuvypeen SEZ as per then extant procedure.

2 Puthuvypeen being a port-based SEZ, the infrastructure being established by the developer/co-developer will include facilities for handling of vessels and cargo. By definition and purpose, some of parts of this infrastructure will have to extend beyond the land area into the sea. By restricting the eligible infrastructure to the portion placed on land, the objectives of the SEZ scheme would have been only partially fulfilled. It may

contd on page 2

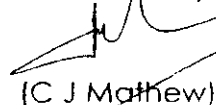
be noted that the definition of "infrastructure" in the SEZ Rules, 2006 incorporates some of these marine-related projects. Considering that these have a statutory recognition and they, by definition, would be overlapping into the sea, it would be a travesty of law to deny the full benefits of SEZ Act to the developer. Appropriately, that part of the sea adjoining the shore limits of the SEZ should also form part of the SEZ upto the maritime boundaries of the country. Legally, this would be in conformity with the general law that the maritime limit of the country is linked to the appropriate baseline.

3. Further, in the case of BPCL-KR, which has been authorized to install Single Point Mooring (SPM), the discharge point/load point is located in the Arabian Sea about 19 Kms. off Puthuvypeen SEZ with an undersea pipeline connecting the SPM to the STF situated in the Puthuvypeen SEZ. This is a project with a huge outlay and will be used for carrying crude for DTA operations also. In such instances, DTA cargo will have to undergo formalities of DTA twice with SEZ formalities in between thus rendering the entire procedure complex. Such complications can be avoided by declaring the adjoining sea area as an extension of the SEZ.

4. Since the waterbody is under the control of the developer, contiguity issue is not in question. Further all sea-related activities in the area are controlled by and done upon authorization from Cochin Port Trust, thus rendering control over this sea portion of the SEZ easy.

5. In view of the above, inclusion of water areas as detailed by Cochin Port Trust (*Annexed*) is a vital necessity for the successful working of the scheme.

Yours faithfully,



(C J Mathew)

Development Commissioner

2/3

a) Water area to be annexed for LNG Port & other port facilities

Boundaries	
North	Puthuvypeen SEZ
West	Co-ordinates Point (1) : Latitude 09° 58' 27.9" , Longitude 76° 13' 30.1" Point (2) : Latitude 09° 58' 04.6" , Longitude 76° 13' 06.4"
South	Cochin Port's Approach Channel Co-ordinates Point (2) : Latitude 09° 58' 04.6" , Longitude 76° 13' 06.4" Point (3) : Latitude 09° 58' 09.4" , Longitude 76° 14' 20.0" Point (4) : Latitude 09° 58' 11.3" , Longitude 76° 14' 28.6"
East	Co-ordinates Point (4) : Latitude 09° 58' 11.3" , Longitude 76° 14' 28.6" Point (5) : Latitude 09° 58' 16.4" , Longitude 76° 14' 23.4"

b) Water area for the SPM and undersea pipeline

Boundaries	
North	Co-ordinates Point (A) : Latitude 10° 00' 02.59" , Longitude 76° 13' 08.92" Point (G) : Latitude 10° 00' 02.59" , Longitude 76° 03' 10.14" Point (F) : Latitude 10° 00' 26.01" , Longitude 76° 03' 10.14" Point (E) : Latitude 10° 00' 26.01" , Longitude 76° 01' 51.32"
West	Co-ordinates Point (E) : Latitude 10° 00' 26.01" , Longitude 76° 01' 51.32" Point (D) : Latitude 09° 59' 06.33" , Longitude 76° 01' 51.32"
South	Co-ordinates Point (D) : Latitude 09° 59' 06.33" , Longitude 76° 01' 51.32" Point (C) : Latitude 09° 59' 06.33" , Longitude 76° 03' 10.14" Point (H) : Latitude 09° 59' 29.75" , Longitude 76° 03' 10.14" Point (B) : Latitude 09° 59' 29.75" , Longitude 76° 13' 08.92"
East	Co-ordinates Point (F) : Latitude 10° 00' 26.01" , Longitude 76° 03' 10.14" Point (G) : Latitude 10° 00' 02.59" , Longitude 76° 03' 10.14" Point (A) : Latitude 10° 00' 02.59" , Longitude 76° 13' 08.92" Point (B) : Latitude 09° 59' 29.75" , Longitude 76° 13' 08.92" Point (H) : Latitude 09° 59' 29.75" , Longitude 76° 03' 10.14" Point (C) : Latitude 09° 59' 06.33" , Longitude 76° 03' 10.14"

Contd...

FORM I  
FORM FOR APPEAL  
(See rule 55)

FOR OFFICIAL USE

Date:.....

<b>1. Name of the Appellant:</b>	M/s Glitz Global Inc
<b>2. Address:</b>	B-22, Sector-57, Noida (G.B. Nagar)
<b>3. Name and address of the authority, whose decision or order is brought up in appeal:</b>	Unit Approval Committee, Noida Special Economic Zone, Noida (G.B. Nagar).

4 Brief of the decision against which Appeal is made:

Appellant's LOA dated 14.12.05 was cancelled vide NSEZ's letter dated 11.01.07 (Annexure-I) and was advised to submit fresh application vide NSEZ's letter dated 17.01.07 (Annexure-II). The Appellant filed fresh application on 29.01.07, but the same was rejected by the Unit Approval Committee vide NSEZ's letter dated 21.03.07 (Annexure-III). This application is being filed against this decision of Unit Approval Committee.

**1 Reason as to why the decision needs review**

a. Proviso to Sub Section (3) of Special Economic Zone, 2005's Section 15 provides that in case of modification or rejection of a proposal, the Approval Committee shall afford a reasonable opportunity of being heard to the person.

concerned and after recording the reasons, either modify or reject the proposal.

- b. The application in the question itself was filed on the advice of NSEZ.
- c. The Appellant was called upon a brief meeting on 06.03.07, in which neither any specific objection was communicated, nor any particular documents were demanded.
- d. Instead of giving reasonable opportunity to the applicant as required by the provisions of Special Economic Zone, 2005, the application of the Appellant has been summarily rejected.
- e. The observations made in the cancellation letter (Annexure-III) are, at best flimsy and feeble and given an opportunity, they can be easily addressed by the applicant, up to the satisfaction of the authorities.
- f. Point wise facts against the observations made in the cancellation letter (Annexure-III) are as under:
  - i) *That copy of the assessment order of IT returns are (sic) not submitted-* Proposed unit is a proprietorship concern. It is mention worthy here that assessment orders are rarely issued by Income Tax authorities in case of return of individuals; and return filed under section 143 itself covered under regular assessment hence this observation has no substance.
  - ii) *Income shown in the IT returns of the Proprietor is on lower side and does not match with the size of the project and the*



*projections of exports indicated in the project report-* Income shown in the IT returns of the Proprietor does not reflect his 'Net Worth', the relevant parameter, worth to be considered for deciding the viability of the project. He is Director in M/s Metlon India Pvt. Ltd., a company, already in the field, in which the proposed unit is to be established and is having Capital to the tune of Rs. 85,00,000 in the same. (Annexure-IV) M/s Metlon India Pvt. Ltd. have further, undertaken to finance, the capital required in the proposed project. State Bank of India, Branch NEPZ, Noida has also principally agreed to finance the project. (Annexure-V)


In view of the above, there is no justification in raising any doubt about the ability of the proprietor to finance the project.

- iii) *Failure to implement the earlier project-* With regard to the failure in implementing the earlier project, proper justification has already been submitted to the NSEZ. It will not be out of way to say here that when a fresh application has been advised to submitted (Annexure-VI), the facts relating to the earlier application has little bearing or relevance currently.
- iv) *Reasons submitted for non implementation of the earlier project is not specific and convincing-* The promoters of the project, despite of their best intentions and despite of having confirmed orders. could not implement the project in question, is sufficient to prove the credibility of the reasons. Further, a reason is convincing to anyone or not, it is very subjective and always a matter of dispute.

v) *Lack of marketing arrangement in the present proposal-* The promoter, already in the same field, has wide network of customers. Even before start of the project, he has got confirmed orders (Annexure-VII), which is sufficient to prove the viability of the project, so far as marketing and sales potential is concerned.

2 **Any other remarks:** After going through the facts enumerated above, your honor will agree that the project in question is a fit case for approval and a great injustice will be caused, if the Appellant is denied the same. The Appellant has already suffered due to its rejection by Unit Approval Committee, Noida Special Economic Zone, Noida (G.B. Nagar).

An earnest request is being made to accord approval to the project on the priority basis. We undertake to commence the project immediately.

Signature of the Appellant: 

Name in Block Letters : M.D. REHMAN

Designation: .. PROPRIETOR

Tele No.: 0120 - 4324785

E-mail address rehmanco@gmail.com

Fax 0120 - 4324788

Enclosures: As above

## Comments :

M/s. Glitz Global Inc. were issued LOA No.09/19/2005- Proj/558 dated 14.12.2005 for setting up a unit in Noida Special Economic Zone for the manufacture and export of Glitter and Fancy yarn subject to the condition inter-alia that the unit would achieve positive Net foreign Exchange (NFE) during five years period. For implementation of the project, the unit had not executed Bond cum Legal Undertaking. The unit has been allotted plot No.129G/45 measuring 645 sq. mtrs. for implementation of the project.

As per condition No.3, the LOA is valid for one year from its date of issue within which the unit is required to implement the project and commence production. The validity of LOA had expired on 13.12.2006 and the unit had not taken any step to implement the project. The unit had not even started construction of building on the allotted plot. In view of the position explained above, the unit was issued notice dated 18.12.2006 to show cause as to why LOA dated 14.12.2005 should not be cancelled for non implementation of the project within the validity period of LOA. The unit did not submit the reply of show cause notice within the stipulated time period. During past one year, the unit has not taken any step for implementation of the project and the LOA dated 14.12.2005 was cancelled vide letter dated 11.01.07. .

The Proprietor of the unit met Development Commissioner and 16.01.07 and requested to revoke the cancellation of LOA. The unit was told that they may apply afresh for issue of LOA as Zone does not have the power for revocation of cancelled LOA. Accordingly, the unit submitted application in form-F of SEZ Rules, 2006 on 29.01.2007 and requested to issue of LOA. The proposal of the unit was considered and the Proprietor was requested to appear before Unit Approval Committee on 15.03.2007 at 11.00 AM for discussion on the proposal.

The proposal of the unit was considered in the Unit Approval Committee meeting held on 15.03.2007 in which the Proprietor of the unit was requested to present his case fully. The Committee rejected the proposal on the following grounds :

1. The copy of the assessment order of IT returns are not submitted.
2. Income shown in the IT returns of the Proprietor is on lower side and does not match with size of the project and the projections indicated in the project report.
3. Failure to implement the earlier project.
4. Reasons submitted for non implementation of the earlier project is not specific and convincing.
5. Lack of marketing arrangement in the present proposal.

Copy of the Minutes of the Unit Approval Committee meeting held on 15.03.07 is enclosed. On the basis of the minutes of the Unit Approval Committee meeting held on 15.03.07, rejection of the proposal to the unit was conveyed vide letter dated 21.03.07. It may be mentioned that unit's representative did not elaborate on aspect of non issue of assessment orders by Income Tax authorities, means of finance of the project in light of low income tax paid by him in last three years and reasons for non implementation of earlier project.

Comments :

M/s. Glitz Global Inc. were issued LOA No.09/19/2005- Proj/558 dated 14.12.2005 for setting up a unit in Noida Special Economic Zone for the manufacture and export of Glitter and Fancy yarn subject to the condition inter-alia that the unit would achieve positive Net foreign Exchange (NFE) during five years period. For implementation of the project, the unit had not executed Bond cum Legal Undertaking. The unit has been allotted plot No.129G/45 measuring 645 sq. mtrs. for implementation of the project.

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The proposal of the unit was considered in the Unit Approval Committee meeting held on 15.03.2007 in which the Proprietor of the unit was requested to present his case fully. The Committee rejected the proposal on the following grounds :

1. The copy of the assessment order of IT returns are not submitted.
2. Income shown in the IT returns of the Proprietor is on lower side and does not match with size of the project and the projections indicated in the project report.
3. Failure to implement the earlier project.
4. Reasons submitted for non implementation of the earlier project is not specific and convincing.
5. Lack of marketing arrangement in the present proposal.

Copy of the Minutes of the Unit Approval Committee meeting held on 15.05.07 is enclosed. On the basis of the minutes of the Unit Approval Committee meeting held on 15.05.07, rejection of the proposal to the unit was conveyed vide letter dated 21.03.07. It may be mentioned that unit's representative did not elaborate on aspect of non issue of assessment orders by Income Tax authorities, means of finance of the project in light of low income tax paid by him in last three years and reasons for non implementation of earlier project.

No. F. 2/6/2007-SEZ  
Government of India  
Ministry of Commerce and Industry  
Department of Commerce  
(SEZ Section)

Udyog Bhawan, New Delhi  
Dated the 16<sup>th</sup> August, 2007

**OFFICE MEMORANDUM**

**Subject:** Meeting of the Board of Approval of Special Economic Zone (SEZ) held on 30<sup>th</sup> August, 2007 at 10.00 A.M. - Reg.

17<sup>th</sup> meeting of the Board of Approval of the Special Economic Zones (SEZs) to consider proposals for setting up of SEZs is scheduled to be held under the Chairmanship of Secretary, Department of Commerce, on 30<sup>th</sup> August, 2007 at 10.00 A.M in Room No. 108, Udyog Bhawan, New Delhi. Main agenda for the meeting is as follows.

- (i) Item No. 1: Proposals for setting up of SEZs (Annexure-I).
- (ii) Item No. 2: Proposals for conversion of in-principle to formal approval (Annexure-II).

2. You are requested to kindly make it convenient to attend the meeting.

  
16/0807  
(YOGENDRA GARG)  
Director  
Tel: 2306 3434  
E-mail: y.garg@nic.in

1. Government of Haryana (Shri P.K. Chaudhury, Financial Commissioner and Principal Secretary), Department of Industries, Haryana Civil Secretariat, Chandigarh (Fax: 0172-2740526).
2. Government of Gujarat (Dr. D. Rajagopalan, Principal Secretary) Industries and Mines Department Sardar Patel Bhawan, Block No. 5, 3rd Floor, Gandhinagar - 382010. (Fax: 079-23250844).
3. Government of Karnataka (Shri K.M.Shivakumar Principal Secretary), Commerce and Industries Department, Room No. 106, Vikasa Soudha, Bangalore - 560001 (Fax: 080-22259870)

4. Government of Punjab (Shri S.C. Aggarwal, Industries, Industries Secretary), Udyog Bhawan, Sector -17A , Chandigarh- 160017.
5. Government of Nagaland (Shri Alemtemshi Jamir, Principal Secretary, Department of Industries and Commerce), Kohima, Nagaland. (0370 - 2270 120)
6. Union Territory of Daman and Diu and Dadra Nagar Haveli (Shri A.K. Singh, Secretary (Industries), Department of Industries, Secretariat, Moti Daman - 396220 (Fax: 0260-2230775).

Copy to PPS to CS/PPS to AS(RG)/PS to JS (AM)/PS to Dir (YG).



## Annexure -1

S. No.	Developer	Location	State	Product	Area (hectares)	Land possession	State Govt. Recommendation	Status of application
1	Gujarat Finance City Development Company Limited	Village Ratanpur and Phirojpur, Gandhinagar District, Gujarat	GJ	Multi services	100	Owned by Gujarat Urban Development Company Limited	Y	New
2	Gujarat Hydrocarbon and Energy SEZ Limited	Gujarat	GJ	Sector specific SEZ for providing products and related services for oil and gas, energy and petrochemical sector	220	No	Y	New
3	Welspun Anjar SEZ Ltd.	Village Varshamedi, Taluka Anjar, District Kutch, Gujarat	GJ	Engineering products	121	No	Y	New
4	DS Realetors Private Limited	National Highway No. 8, Village Kukrola and Sehrewan District Gurgaon, Haryana	HR	IT	56.65	Yes	Y	New

5	Sohna Buildcon Private Limited	Village Sohna, Tehsil Sohna, Gurgaon, Haryana	HR	Electronic Hardware including IT/ITES	10	Yes	Yes	New
6	Nagaland Industrial Development Corporation Limited	Dimapur - Nagaland	NG	Agro and Food processing	50	Yes	Yes	New
7	Bagmane Construction Private Limited	Mahadevapura K. R. Puram, Bangalore North, Karnataka	KN	IT/ITES	12	Yes	Yes	Deferred on 12 <sup>th</sup> July, 07 BOA
8	Sukhm Infrastructures Pvt. Ltd.	Mohali (S.A.S. Nagar) District, Punjab	PB	IT/ITES	11.627	Yes	Yes	New

## Annexure -II

## Proposals for conversion of in-principle to formal approval

S. No.	Developer	Location	State	Product	Area (hectare)	Land possession
1	Alok Infrastructure Private Limited	Village Surangi, Near Silvassa, Dadra and Nagar Haveli	DNH	Textiles	73.48	Y