

**Minutes of 59<sup>th</sup>(fifty-ninth) meeting of the Approval Committee for the Sector specific SEZ for multi-services developed by M/s: GIFT SEZ Ltd., held on 06-07-2018 at 10:30 hours under Chairmanship of Shri Upendra Vasishth, ndc, Zonal Development Commissioner, Kandla Special Economic Zone, in the conference room of the Zonal DC's office, Kandla-SEZ, Ahmedabad.**

List of participants is annexed as Annexure-I

Approved minutes of the previous meeting were confirmed by the Approval Committee.

**59-A) Fresh cases for GIFT – Multi Services - SEZ:-**

**59-A-01) Proposal of M/s. PCS (IFSC) Private Limited, Gandhinagar for setting-up of financial services – capital market intermediary unit in GIFT-SEZ, Gandhinagar.**

Shri Prashant Trivedi, Compliance Officer of the applicant company under valid authority, appeared before the Approval Committee for personal interview. He explained their proposal for setting-up an IFSC financial services unit in GIFT-SEZ, Gandhinagar. The applicant company is engaged in the business of financial service. The representative confirmed and informed that the proposal is to provide “financial services as capital market intermediary in GIFT IFSC in accordance with the SEBI (IFSC) Guidelines, 2015. A brief detail of the proposal is as under:-

- FOB value for export of services for said project for 05 (five) years period is projected as Rs. 669.16 lakhs, with foreign exchange outgo at Rs. 223.29 lakhs resulting in NFE of Rs. 445.87 lakhs (66.63%).
- The Co-Developer (Volupia) vide letter dated 30-05-2018 has earmarked the required premises/space in the SEZ for the proposed project, which is also confirmed by the Developer (GIFT).
- The Approval Committee emphasized that the applicant has to furnish a copy of the registered Lease Deed to the Development Commissioner within six months from issuance of the Letter of Approval for the allotted premises in SEZ, as required in terms of Rule-18 (2) (ii) of the SEZ Rules, 2006.
- It was further decided by the Approval Committee that the Company will not be able to commence business activities as long as the mandatory as well statutory approvals are not acquired from the concerned regulatory authority. The Bond cum LUT shall also be executed under the SEZ Rules in order to facilitate initial setting-up process.
- Earlier, this applicant was issued Letter of Approval (LOA) dated 30-12-2016 based on the approval granted by this Approval Committee in its 35<sup>th</sup> meeting held on 30-12-2016; however the approval holder could not manage to make the said approval operative by commencing activities/services of the approved Authorized Operations within the stipulated time limit of 01 (one) year. Thus, the said LOA dated 30-12-2016 was deemed to have been lapsed with effect from 29-12-2017 in terms of Rule-19 (5) of the SEZ Rules, 2006, and Lapse Order dated 19-03-2018 was issued by the Development Commissioner's office has the

**Minutes of 59<sup>th</sup>(fifty-ninth) meeting of the Approval Committee for the Sector specific SEZ for multi-services developed by M/s. GIFT SEZ Ltd., held on 06-07-2018 at 10:30 hours under Chairmanship of Shri Upendra Vasishth, ndc, Zonal Development Commissioner, Kandla Special Economic Zone, in the conference room of the Zonal DC's office, Kandla-SEZ, Ahmedabad.**

aforesaid approval holder had not sought any approval for extension in validity of the LOA dated 30-12-2016 within the stipulated time limit.

- However, the applicant is eager to set-up the financial service unit in GIFT-Multi-services-SEZ, and during the course of discussion it was informed that have meanwhile received the mandatory SEBI approval for IFSC operation on 25-05-2018.

In view of the above facts and circumstances, the Approval Committee after due diligence and deliberation once again approved the current proposal, subject to standard terms and conditions, of the SEZ Rules, 2006 and other stipulated and mandatory norms/requirements of SEBI.

**59-A-02) Proposal of M/s. Motilal Oswal Finsec IFSC Limited, Gandhinagar for setting-up of financial services – capital market intermediary unit in GIFT-SEZ, Gandhinagar.**

Shri Abhijit Tare, Director, and Shri Gaurav Kedia, CEO of the applicant company, appeared before the Approval Committee for personal interview. They explained their proposal for setting-up an IFSC financial services unit in GIFT-SEZ, Gandhinagar. The applicant company is engaged in the business of financial service. The representative confirmed and informed that the proposal is to provide “financial services as capital market intermediary in GIFT IFSC in accordance with the SEBI (IFSC) Guidelines, 2015. A brief detail of the proposal is as under:-

- FOB value for export of services for said project for 05 (five) years period is projected as Rs. 1831.53 lakhs, with foreign exchange outgo at Rs. 216.70 lakhs resulting in NFE of Rs. 1614.83 lakhs (88.16%).
- The Co-Developer (Volupia) vide letter dated 06-04-2018 has earmarked the required premises/space in the SEZ for the proposed project, which is also confirmed by the Developer (GIFT).
- The Approval Committee emphasized that the applicant has to furnish a copy of the registered Lease Deed to the Development Commissioner within six months from issuance of the Letter of Approval for the allotted premises in SEZ, as required in terms of Rule-18 (2) (ii) of the SEZ Rules, 2006.
- It was further decided by the Approval Committee that the Company will not be able to commence business activities as long as the mandatory as well statutory approvals are not acquired from the concerned regulatory authority. The Bond cum LUT shall also be executed under the SEZ Rules in order to facilitate initial setting-up process.

The Approval Committee after due diligence and deliberation once again approved the current proposal, subject to standard terms and conditions, of the SEZ Rules, 2006 and other stipulated and mandatory norms/requirements of SEBI.



Minutes of 59<sup>th</sup>(fifty-ninth) meeting of the Approval Committee for the Sector specific SEZ for multi-services developed by M/s. GIFT SEZ Ltd., held on 06-07-2018 at 10:30 hours under Chairmanship of Shri Upendra Vasishth, ndc, Zonal Development Commissioner, Kandla Special Economic Zone, in the conference room of the Zonal DC's office, Kandla-SEZ, Ahmedabad.

**59-A-02) Proposal of M/s. Encfu Advisors LLP, Gandhinagar, setting-up of new services related unit in GIFT-SEZ, Gandhinagar.**

Shri Smit Patel, Designated Partner of the applicant company, appeared before the Approval Committee for personal interview. He explained background of the company's business of various types of professional services viz. To provide advisory services related to Mergers & Acquisition and Private Placement exclusively to the clients from the renewable energy, resource efficiency and environmental friendly technology related sectors. A brief detail of the proposal is as under:-

- FOB value for export of services for said project for 05 (five) years period is projected as Rs. 2051.76 lakhs, with foreign exchange outgo at Rs. 172.00 lakhs, resulting in NFE of Rs. 1879.76 lakhs (91.61%).
- The Co-Developer (Volupia) vide letter dated 01-06-2018 has earmarked the required premises/space in the SEZ for the proposed project, which is also now confirmed by the Developer (GIFT).
- The Approval Committee noted that the applicant/promoter is an upcoming entrepreneur, and as stated had work experience with M/s. Continua AG of Germany, and M/s. UB Ventures of Malaysia
- The Approval Committee emphasized that the applicant has to furnish a copy of the registered Lease Deed to the Development Commissioner within six months from issuance of the Letter of Approval for the allotted premises in SEZ, as required in terms of Rule-18 (2) (ii) of the SEZ Rules, 2006. The Approval Committee also clearly explained to the applicant that they cannot provide any services to clients in DTA from GIFT Multi Services SEZ, no transaction can be undertaken in Indian Rupees (INR) from SEZ and all services/transactions be should be in free currencies.

The Approval Committee after due diligence and deliberation approved the project, subject to standard terms and conditions of the SEZ Rules, 2006.

**59-B) Other cases for GIFT – Multi-services - SEZ:-**

**59-B-01) Approval of list of goods & services required for Authorized Operations; request of the Co-Developer M/s. Brigade (Gujarat) Projects Pvt. Ltd., GIFT-SEZ – Under Section -14 (1) (a) of the SEZ Act, 2005, read with Rule – 10 & 12 of the SEZ Rules, 2006.**

Shri Rajesh Parmar DGM-Admin, and Shri Pravsh Naskav, AG-Projects, representatives of the Co-Developer (Brigade), explained requirement of duty-free goods for authorized operations sought vide their letters dated 19-06-2018, and 25-06-2018. It was stated that these goods are required for carrying out default Authorized Operations as



**Minutes of 59<sup>th</sup>(fifty-ninth) meeting of the Approval Committee for the Sector specific SEZ for multi-services developed by M/s. GIFT SEZ Ltd., held on 06-07-2018 at 10:30 hours under Chairmanship of Shri Upendra Vasishth, ndc, Zonal Development Commissioner, Kandla Special Economic Zone, in the conference room of the Zonal DC's office, Kandla-SEZ, Ahmedabad.**

under, which are covered under Instruction No. 50 of the DOC, for their zonal facility building in processing area:-

- 1) Complete construction work of office building in processing area  
(Building No. 14-A – electrical network/infra work, plumbing, etc.)

The above proposal is approved by the Approval Committee. Further, directed that all duty-free goods intended to be imported/procured, are required for basic development, construction, and other related infrastructure work in the notified SEZ. Chairman of the Approval Committee reiterated that the Specified Officer of the SEZ should ensure that procurement of duty free goods is strictly meant for Authorized Operations inside the SEZ and to ensure duty-free goods/materials are duly accounted and properly used within the stipulated time of one (01) year as provided in the SEZ Rules, 2006.

**59-B-02) Approval of submission of Quarterly/Half yearly Performance Reports by the Co-Developer – M/s. Brigade (Gujarat) Projects Pvt. Ltd., GIFT Multi-services–SEZ, Gandinagar:-**

The Approval Committee noted and taken on records the Quarterly/Half Performance Reports for the period ending upto March, 2018 duly certified by an independent Chartered Engineer filed by the Developer to the Development Commissioner, KASEZ.

**59-B-03) Approval of list of goods & services required for Authorized Operations; request of the Developer M/s. GIFT SEZ Ltd., (GIFT) – Under Section -14 (1) (a) of the SEZ Act,2005, read with Rule – 10 & 12 of the SEZ Rules, 2006.**

Shri S. P. Srivastav, AVP (SEZ) of the Developer (GIFT), explained requirement of duty-free goods for authorized operations sought vide their letter dated 28-06-2018. It was stated that these goods are required for carrying out approved and default Authorized Operations as under, which are covered under Instruction No. 50 of the DOC, for their zonal facility buildings in processing area:-

“Water treatment plant, water supply lines (dedicated lines up to source), sewage lines, storm water drains and water channels of appropriate capacity.”

The duty-free goods intended to be procured, are required for basic development, construction, and other related infrastructure work in the notified SEZ. The Approval Committee approved the same and reiterated that the Specified Officer of the SEZ should ensure that procurement of duty free goods is strictly meant for Authorized Operations

**Minutes of 59<sup>th</sup>(fifty-ninth) meeting of the Approval Committee for the Sector specific SEZ for multi-services developed by M/s. GIFT SEZ Ltd., held on 06-07-2018 at 10:30 hours under Chairmanship of Shri Upendra Vasishth, ndc, Zonal Development Commissioner, Kandla Special Economic Zone, in the conference room of the Zonal DC's office, Kandla-SEZ, Ahmedabad.**

inside the SEZ and to ensure duty-free goods/materials are duly accounted and properly used within the stipulated time of one (01) year as provided in the SEZ Rules, 2006.

**59-B-04) Request of the Developer (GIFT), for permission to sub-contract part of authorized operations in DTA, under Rule-41 of the SEZ Rules, 2006.**

Shri S. P. Srivastav, AVP (SEZ) of the Developer (GIFT), explained requirement of getting sub-contracting work done in Domestic Tariff Area (DTA) for preparation of Ready Mix Concrete (RMC). The said proposal is approved by the Approval Committee subject to standard terms and conditions of the SEZ Rules, 2006, and GST Regulations, and shall have proper checks and balances as prescribed in respect of to and fro movement of duty-free goods/materials, to be ensured by the Specified Officer.

**59-B-04) Request of the Developer – M/s. GIFT SEZ Limited for extension of time for execution of Lease Deed with the approved units in GIFT-SEZ.**

Chairman of the Approval Committee apprised other members of the Committee regarding the decision taken in its 49<sup>th</sup> meeting held on 01-11-2017 wherein time upto 30-04-2018 was given to all approved units to move out of incubation/temporary premises to permanent premises in the SEZ and enter into Lease Deed for minimum period of five (05) years, which was further extended upto 30-06-2018, by the 56<sup>th</sup> meeting of this Approval Committee held on 27-04-2018.

Shri S. P. Srivastav, AVP (SEZ) of the Developer (GIFT), informed the status of the said matter has given out in their letter dated 28-06-2018, that there is a slow and satisfactory shift to permanent premises wherein regulatory norms are to be complied with various agencies. Therefore, they are seeking time upto 30-09-2018 for submission of Registered Lease Deed by approved SEZ units after following all regulatory approvals/norms.

The Approval Committee noted the status from November, 2017 till June, 2018 of approved SEZ units submitting the Registered Lease Deeds. Thereafter, the Approval Committee agreed to request and approved/allowed submission of Registered Lease Deed by approval holders as required under the SEZ Rules, 2006, upto 30-09-2018.



( Upendra Vasishth )  
Chairman of Approval Committee,  
& Development Commissioner,  
Kandla Special Economic Zone.

**Minutes of 59<sup>th</sup>(fifty-ninth) meeting of the Approval Committee for the Sector specific SEZ for multi-services developed by M/s. GIFT SEZ Ltd., held on 06-07-2018 at 10:30 hours under Chairmanship of Shri Upendra Vasishth, ndc, Zonal Development Commissioner, Kandla Special Economic Zone, in the conference room of the Zonal DC's office, Kandla-SEZ, Ahmedabad.**

ANNEXURE-I

The following members were present:-

01.	Shri Upendra Vasishth, ndc, Zonal Development Commissioner, Kandla Special Economic Zone	Chairman
02.	Shri Satyadeep Mahapatra, JDC, Kandla-SEZ.	Nominee of the Director-SEZ, DOC, MOC&I, New Delhi. Through video conferencing.
03.	Shri Haroon Bilal, Assistant DGFT, Ahmedabad	Nominee of the Jt. DGFT, Ahmedabad.
04.	Shri J. K. Bhatt, DIC, Gandhinagar.	Nominee of the GM, DIC, Gandhinagar.
05.	Shri Arvind Kumar, AGM AGM, SEBI, Western Region, Ahmedabad.	Special Invitee representing Market regulator – SEBI.
06.	S. P. Srivastav, AVP (SEZ), M/s. GIFT SEZ Limited.	Special Invitee representing the developer - GIFT