

**SEEPZ SPECIAL ECONOMIC ZONE
ANDHERI (EAST), MUMBAI.**

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AGENDA FOR

**MEETING OF THE APPROVAL COMMITTEE FOR
SECTOR SPECIFIC SPECIAL ECONOMIC ZONE FOR
IT/ITES AT PUNE OF M/S. EMBASSY PUNE TECHZONE
PVT. LTD.-SEZ**

DATE : 09.02.2024

TIME : 04:00 P.M.

**MEETING OF THE APPROVAL COMMITTEE FOR SECTOR
SPECIFIC SPECIAL ECONOMIC ZONE FOR IT/ITES AT PUNE,
UNDER THE CHAIRMANSHIP OF DEVELOPMENT
COMMISSIONER, SEEPZ-SEZ ON 09.02.2024**

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Agenda Item No.	Subject
Agenda Item No. 01: -	Confirmation of the Minutes of the meeting held on 18.12.2023
Agenda Item No. 02: -	Application for Approval of leasing out built up space to vendor for setting up EV vehicle charging station facility submitted by M/s. Embassy Pune TechZone Pvt Ltd. (Developer)
Agenda Item No. 03: -	Monitoring of performance of M/s. LTIMindtree Ltd.
Agenda Item No. 04: -	Application for Approval of change in Board of Directors submitted by M/s. Mercedes-Benz Research and Development India Pvt. Ltd.

Minutes of the 91st Meeting of the Approval Committee held under the Chairmanship of Shri R. K. Mishra, Zonal Development Commissioner, SEEPZ-SEZ, Mumbai for Sector Specific Special Economic Zone for IT/ITES of M/s. Embassy Pune TechZone Pvt. Ltd.-SEZ, Pune, held on 18.12.2023 via video conferencing.

1	Name of the SEZ	M/s. Embassy Pune TechZone Pvt. Ltd.-SEZ
2	Sector	IT/ITES
3	Meeting No.	91 st
4	Date	18.12.2023

Members present

Sr	Name and Designation (S/Shri.)	Department
1	Smt. Mital Hiremath Joint Development Commissioner	Pune Cluster SEZ, Pune
2	Shri. Sandeep Sathe, DCIT-Circle 4, Pune	Nominee of Income Tax, Pune
3	Shri Suresh B Dhapodkar, FTDO, DGFT	Nominee of DGFT, Pune
4	Smt. Malathi J. Nair Superintendent	Nominee of Customs, Pune

Special Invitee

Sr	Name and Designation	Department
1	Shri Satbir Sharma Specified Officer	SEEPZ-SEZ, Pune Cluster

Agenda Item No.01: Confirmation of Minutes of the 90th meeting held on 05.12.2023

After deliberation, the Committee confirmed the minutes of the 90th Approval Committee meeting held on 05.12.2023.

Agenda Item No. 02: Application for Approval of regularization of Cafeteria in the SEZ Unit-premises Submitted by M/s. Volkswagen Group Technology Solutions India

The proposal of M/s. Volkswagen Group Technology Solutions India for regularization of Cafeteria in SEZ Unit premises was placed before the Approval Committee.

After deliberation, the Committee approved the proposal of the unit for regularizing of Cafeteria and appointment of service provider, in the Unit's premises, in terms of Instruction No. 95 issued by MOC&I. Details of location, service providers and area allocated for Cafeteria :

Name of Vendor	Activity	Location of Cafeteria	Area in Sq.ft
M/s. Basil Hospitality Pvt. Ltd.	Cafeteria for providing food and Beverages to the SEZ Unit Employees	9 th Floor, wing A Embassy Pune Tech Zone-SEZ.	2500
		10 th Floor, wing B Embassy Pune Tech Zone-SEZ.	1800

This approval is subject to the following conditions:

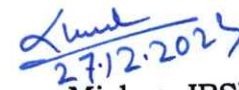
1. The Service Provider will not be eligible for any exemptions, drawback, concessions or any other benefits available under Section 7 or Section 26 of the SEZ Act for creating or operating such facilities.
2. Developer and Service provider shall adhere all the statutory compliances such as Fire NOC and other clearances required for setting up / running of such facility.
3. The facility will be for exclusive use of the employees of the units and the Developer.
4. There will not be any live cooking at the above mentioned location.

Agenda Item No. 03: Monitoring of Performance for M/s. Virtusa Consulting Services P Ltd.

The performance of the unit for the FY 2018-19 to 2022-23 i.e 05 years of 1st Block period (i.e. 2018-19 to 2022-23) was placed before the Approval Committee for Monitoring purpose in terms of Rule 54 of SEZ Rules, 2006.

The Committee observed that the Unit has achieved export revenue of Rs. 384.20 Crores as against projected export of Rs. 163.96 Crores & positive NFE of Rs. 375.30 Crores in the 5th year of 2022-23 on cumulative basis with an employment of 451 employees (Men-318, Women-133).

Meeting ended with a vote of thanks to the Chair.


 (Rajesh Kumar Mishra, IRS)
 Chairman-cum- Development
 Commissioner

GOVT. OF INDIA,
OFFICE OF THE DEVELOPMENT COMMISSIONER,
SEEPZ-SEZ (PUNE CLUSTER)

AGENDA NOTE FOR CONSIDERATION OF THE APPROVAL COMMITTEE

a. Proposal:

Application submitted by M/s. Embassy Pune TechZone Pvt. Ltd-SEZ (Developer). located at Plot No.03, Rajiv Gandhi Infotech Park, Phase-II, Hinjewadi, Pune-411 057, for approval to lease out the space to vendor for setting up EV vehicle charging station facility in SEZ premises.

b. Specific issue on which decision of Approval Committee is required:

- Approval of the committee to lease out the space to vendor for setting up EV vehicle charging station facility in SEZ premises, as detailed below, in terms of Rule 11 (5) of SEZ Rules, 2006, as detailed below:

Sr. No.	Name of the Vendor	Activity	Location	Area.
1	M/s. Reliance BP Mobility Ltd.	To set up EV vehicle charging station	Block No. 2, Mississippi, Ground Floor, Parking	320 sq.ft

c. Relevant Provision:

As per Rule 11 (5) of SEZ Rules, 2006

"(5) The land or Build up space in the processing area or Free Trade and Warehousing Zone shall be given on lease only to the entrepreneurs holding valid Letter of Approval issued under Rule 19 and [the lease period shall not be less than five years but notwithstanding any other condition in the lease deed, the lease rights would cease to exist in case of the expiry or cancellation of the Letter of Approval;]

PROVIDED that the Developer may, with the prior approval of the Approval Committee, grant on lease land or built-up space, for creating facilities such as canteen, public telephone booths, first aid centres, creche and such other facilities as may be required for the exclusive use of the Unit.

d. Other information:

- M/s. Embassy Pune TechZone Pvt. Ltd., located at Plot No.03, Rajiv Gandhi Infotech Park, Phase-II, Hinjewadi, Pune-411 057 India has been granted Formal Approval bears No. F.2/365/2006-SEZ dated 25.06.2007
- Further, The Developer has submitted that:
 - The services will be utilized by all their units' and developers' employees.

- A retail operator/ vendor will not avail any direct or indirect tax benefits available under the SEZ scheme
- The Developer has enclosed following document:
 - Online Application No. 422400041674
 - Service provider request letter dated 02.02.2024
 - Embassy Pune TechZone Pvt Ltd. Space availability confirmation letters dated 02.02.2024
 - Copy of Fire NOC Approval dated 29.01.2019
 - Copy of Form B dated 05.01.2024
 - Copy of CIN M/s. Reliance BP Mobility Ltd.
 - Copy of PAN Card of M/s. Reliance BP Mobility Ltd

e. ADC's observation:

- The committee may kindly consider the proposal of the Developer for approval to lease out the space to vendor for setting up retail facility in SEZ premises., in terms of Rule 11 (5) of SEZ Rules, 2006.

GOVT. OF INDIA,
OFFICE OF THE ZONAL DEVELOPMENT COMMISSIONER,
SEEPZ – SEZ (PUNE CLUSTER)

AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

a) **Proposal:**

Monitoring of the performance of M/s. LTIMindtree Ltd. an IT/ITES unit located in Embassy Pune TechZone Pvt. Ltd-SEZ, Pune, for 4 years from 2019-20 to 2022-23 of 1st Block period.

b) **Specific Issue on which decision of UAC is required:**

Monitoring of the performance of the unit for 4 years from 2019-20 to 2022-23 of 1st Block period, in terms of Rule 54 of SEZ Rules, 2006.

c) **Relevant provisions: -**

As per Rule 54 of SEZ Rules, 2006

“Performance of the Unit shall be monitored by the Approval Committee as per the guidelines given in Annexure appended to these rules”.

A. Approved Projections: (1st block Period)

(Rs. In Cr.)

	2019-20 1 st Year	2020-21 2 nd Year	2021-22 3 rd Year	2022-23 4 th Year	2023-24 5 th Year	TOTAL
FOB Value of Exports	0.46	28.73	76.61	124.49	172.37	402.65
FE Outgo	0.91	2.86	7.37	14.38	17.03	42.55
NFE	-0.45	25.87	69.23	110.11	155.34	360.11

B. Performance as compared to projections: FY 2021-22 to 2022-23 (Rs. In Cr.)

Year	Export		F.E. OUTGO				
	Projected	Actual	Raw Material (Goods/Services)		C.G. import		Other outflow
			Projected	Actual	Projected	Actual	Actual
2019-20	0.46	0.46	0.00	0.00	6.32	0.88	0.03
2020-21	28.73	4.05				-0.15	0.18
2021-22	76.61	63.55				-0.09	3.12
2022-23	124.49	106.53				0.13	2.78
Total	230.29	174.59	0.00	0.00	6.32	0.77	6.11

C. Cumulative NFE achieved: (Rs. in Cr.)

Year	Cumulative NFE Achieved	Cumulative % NFE Achieved
2019-20	0.34	73.75
2020-21	4.14	91.63
2021-22	64.50	94.76
2022-23	168.17	96.33

(d) Other Information:

LOA No. & Date	SEEPZ-SEZ/EOPPL-SEZ/L&T/289/2019-20/2000 dated 30.08.2019	
Location of Unit	4 th & 5 th Floor, Nile Building, Embassy Pune TechZone Pvt. Ltd.-SEZ, Plot No 03A, RGIP, Hinjewadi, Phase-II, Pune-411057	
Validity of LOA	19.01.2025	
Item(s) of manufacture/ Services	IT & ITES	
Date of commencement of production	20.01.2020	
Execution of BLUT	Rs.61.95 Cr.	
Outstanding Rent dues	NA	
Labour Dues	NA	
Validity of Lease Agreement	10 years	
Pending CRA Objection, if any	NA	
Pending Show Cause Notice/ Eviction Order/Recovery Notice/ Recovery Order issued, if any	NA	
Projected employment for the block period No. of employees as on 31.03.2023	252 (Men-174, Women-78)	
Area allotted (in sq.ft.)	85,400Sq.ft	
Area available for each employee per sq.ft. basis (area / no. of employees)	338.88 Sq. Ft.	
Investment till date	Building	NA
	Plant & Machinery	0.36 Crore
Quantity and value of goods exported under Rule 34 (unutilized goods)	NA	
Value Addition during the monitoring period	NA	
Whether all the APRs being considered	Yes	

now has been filed well within the time limit, or otherwise.

If no, details of the Year along with no of days delayed to be given.

- The Specified Officer report vide letter dated 02.02.2024 has reported as detailed below:

a. Details of year-wise **Exports** are as under:

For 2019-20 and 2022-23 of 1st Block period (Rs. In Cr.)

Year/Period	Figures as per APR (In Lakh)	Figures as per Softex/SB / Customs Records (In Lakhs)	Difference if any (In Lakhs)	Reason for Difference/Remark
(1)	(2)	(3)	(4)	(5)
2019-20	0.46	3.07	-2.61	(-2.61) Credit Notes Issued
2020-21	4.05	4.03	0.02	1. (+00.06) Difference on account of Exchange rate 2. (-00.04) Credit notes issued
2021-22	63.55	62.62	0.93	1. (+00.49) Difference on account of Exchange rate 2. (-00.21) Credit Notes Issued 3. (+00.65) Onsite Services
2022-23	106.53	105.76	(00.77)	1. (+00.79) Difference on account of Exchange Rate 2. (-00.45) Credit Notes issued 3. (+00.43) onsite services

b. Import

(Capital Goods including procurement done on IUT (from SEZ, EOU, STPI, EHTP) basis.

(Rs. In Lakhs)

Year/Period	Figures as per APR (In Lakhs)	Figures as per Customs Records / Bond Register (In Lakhs)	Difference if any	Reason for Difference/Remark
2019-20	0.88	0.84	0.04	*

2020-21	0.72	0.00	0.72	*
2021-22	0.64	0.00	0.64	*
2022-23	0.77	0.13	0.64	**

*2019-20- 0.88 Crore is the cumulative net CIF value after amortization from 2019-20, whereas the 0.84 Crore as on date for the FY 2019-20

*2020-21- 0.72 Crore is the cumulative net CIF value after amortization from 2019-20 & 2020-21, whereas the 0.00 Crore as on date for the FY 2020-21

*2021-22- 0.64 Crore is the cumulative net CIF value after amortization from 2019-20 to 2021-22, whereas the 0.00 Crore as on date for the FY 2021-22

**Rs.0.77 Crore is cumulative net CIF value after amortization from 2019-20 to 2022-23, whereas the Rs. 0.13 Crore is the value only for FY 2022-23

(C) BLUT**(Rs. In Cr)**

1	Value of BLUT Executed (Duty foregone) (including for CG / Raw Material / Services)	FY. 2019-2020 F. No. SEEPZ-SEZ/SERUM-PUNE/04/2006-07/VOL-II/2162 Dated 17-10-2019.		
	TOTAL Duty value of BLUT Executed	Rs. 68.63		
	Bond Balance	Rs. 61.95		
2	Total Duty Foregone on goods & services procured.	(Rs. In Cr)		
	Category Wise:	F.Y.	Goods	Services
			Imp. & Ind.	
	Year Wise	2019-2020	0.69	0.66
		2020-2021	0.29	1.65
		2021-2022	0.04	1.51
		2022-23	0.16	1.54
		Total	1.18	5.36
3	Has the Unit procured goods and or services without having sufficient balance in their BLUT. If yes, Month & Year when the BLUT was exhausted. Details of the consignments and Total value of Goods procured without having sufficient or nil balance in	No		

	BLUT							
(d)	Employment made as on date (as on end of block period / year up to which monitoring is being done)	FY 2022-23 Men: 174 Women: 78 Total:252						
(e)	Details of pending Foreign Remittance beyond Permissible period if any (as on 31.03.2022) To cross-check the same and verify whether necessary permission from AD Bank / RBI has been obtained.	No Foreign Remittance is pending.						
(f)	Whether all Softex has been filed for the said period. If no, details thereof. SO to also check whether unit has obtained Softex condonation from DC office / RBI and if approved, whether they have filed such pending Softex.	All Softex have been filed.						
(g)	Whether all Softex has been certified, if so till which month has the same been certified. If not, provide details of the Softex and reasons for pendency.	All Certified						
(h)	Whether unit has filed any request for Cancellation of Softex	NO						
(i)	Whether any Services provided in DTA / SEZ/EOU/STPI etc. against payment in INR in r/o IT/ITES Unit during the period. If yes, details thereof (year wise details to be provided)	NO						
(k)	Has the unit cleared any Capital Goods procured duty free in DTA against payment of Duty, or otherwise? Full details to be provided along with value of assets and duty discharged.	Following are the details of removal of capital goods: <table border="1"> <thead> <tr> <th>FY</th><th>A.V.</th><th>Duty Payable</th></tr> </thead> <tbody> <tr> <td>2019-2020</td><td>Nil</td><td>Nil</td></tr> </tbody> </table>	FY	A.V.	Duty Payable	2019-2020	Nil	Nil
FY	A.V.	Duty Payable						
2019-2020	Nil	Nil						

		2020-2021	Nil	Nil
		2021-2022	Nil	Nil
		2022-2023	Nil	Nil
		TOTAL	Nil	Nil
(l)	<p>Is the unit sharing any of their infrastructures with other units or are utilizing infrastructure of another unit in the same or other SEZ?</p> <p>If so, details thereof, including the details of the unit with whom the sharing is being made, and the payment terms.</p> <p>If approval for sharing of common infrastructure has been obtained from UAC / DC office, the date of UAC / Approval letter to be indicated</p>	NO		
(m)	Whether all DSPF for services procured during the said monitoring period under consideration has been filed by the unit and whether the same has been processed for approval by the SO Office.	All the DSPF for Service procured during the period from 2019-2020 to 2022-23 has been filed by the Unit and has been approved by the SO office.		
(n)	<p>Whether unit has filed all DTA procurement w.r.t. the goods procured by them during the monitoring period for the relevant period.</p> <p>If no, details thereof</p>	Yes		
(o)	Details of the request IDs pending for OOC in respect of DTA procurement on the date of submission of monitoring report	NIL		
(p)	<p>Has the unit set up any cafeteria / canteen / food court in unit premises?</p> <p>If yes, whether permission from UAC / DC office has been issued, or otherwise office has been issued, or otherwise.</p>	<p>Yes, The SEZ Unit have cafeteria in Unit and approval is taken from UAC.</p> <p>F. No. SEEPZ-SEZ/L&T/29/2019-</p>		

	<p>Whether unit has availed any duty paid goods / services for setting up such facility?</p> <p>If yes, whether unit has discharged such duty / tax benefit availed? details to be given including amount of duty / tax recovered or yet to be recovered</p>	<p>20/304</p> <p>Dated 30-03-2021.</p>
(q)	Whether any violation of any of the provisions of law has been noticed / observed by the Specified Officer during the period under monitoring	Nil

(e) ADC's observations:

- The unit in FY 2022-23 of 1st block period has achieved export revenue of Rs.174.59 Cr. on cumulative basis against the projected export of Rs. 230.29 Cr. i.e., 75.81%
- The unit has achieved positive NFE of Rs. 168.17 Cr. in FY 2022-23 on cumulative basis i.e., 96.33%
- As per SO report the unit has achieved employment of 252 employees (Men-174, Women-78)
- Approval committee may kindly monitor the performance of the Unit for 4 years from 2019-20 to 2022-23 of 1st Block period, in terms of Rule 54 of SEZ Rules, 2006.

**GOVT. OF INDIA,
OFFICE OF THE ZONAL DEVELOPMENT COMMISSIONER,
SEEPZ – SEZ (PUNE CLUSTER)**

AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

a. Proposal:

Application filed by M/s. Mercedes-Benz Research and Development India Pvt. Ltd., located at Embassy Pune TechZone Pvt. Ltd.-SEZ, for approval of Change in Board of Directors.

b. Specific Issue on which decision of Approval Committee is required:

Approval of the committee for Change in Board of Directors in terms of Instruction No.109 dated 18.10.2021, issued by MOC&I. as detailed below:

List of existing Board of Directors:

Sr. No	Name of Directors	Designation	Appointment Date	Resignation Date
1.	Manu Ramachandra Saale	CEO and Managing Director	01.04.2014	-
2	Mahesh Nandkumar Medhekar	Wholetime Director	05.12.2017	-
3.	Jan Henrik Florian Brecht	Director	05.12.2017	-
4.	Torsten Eder	Director	23.09.2022	-
5.	Sven Magnus Obsterg	Director	23.09.2022	-
6.	Christian Klann	Director	18.08.2021	01.03.2023

Proposed list of Board of Directors:

Sr. No	Name of Directors	Designation	Appointment Date
1.	Manu Ramachandra Saale	CEO and Managing Director	01.04.2014
2	Mahesh Nandkumar Medhekar	Wholetime Director	05.12.2017
3.	Jan Henrik Florian Brecht	Director	05.12.2017
4.	Torsten Eder	Director	23.09.2022
5.	Sven Magnus Obsterg	Director	23.09.2022
6.	Ulf. Nestler	Director	03.08.2023

c. Relevant provisions:

Instruction no. 109 dated 18.10.2021 issued in supersession of Instruction No.

89& 90 dated 17.05.2018, 03.08.2018 respectively, issued by SEZ Section, Department of Commerce and Industry, Government of India,

"Reorganization including change of name, change of shareholding pattern, business transfer arrangements, court approved mergers and demergers, change of constitution, change of Directors, etc., may be undertaken by the Unit Approval Committee (UAC) concerned subject to the condition that the Developer / Co-Developer / Unit shall not opt out or exit out of the Special Economic Zone and continues to operate as a going concern. All liabilities of the Developer / Co-Developer / Unit shall remain unchanged on such re-organization."

d. Other Information:

- M/s. Mercedes-Benz Research and Development India Pvt. Ltd. Company was granted LOA No.SEEPZ-SEZ/PEPPL-SEZ/MBRDIPL/18/2014-15/5297 dated 25.03.2015
- Location: 4th to 6th Floor, Wing B, Congo Building, Block 1.3, Embassy Pune TechZone Pvt. Ltd.-SEZ, Plot No. 03, RGIP, Hinjewadi, Phase-II, Pune-411 057
- DCP: 01.07.2015
- LOA valid upto: 30.06.2025
- **Reason for change Board of Directors.**: The unit has informed that, Christian Klann, Director has resigned on 01.03.2023 and Ulf Nestler has been appointed as Director on 03.08.2023, hence there is a change in Board of Directors.
- The Unit has submitted the following documents with the application:
 - Copy of DIR-12 for Torsten Eder and Sven Magnus Obsterg, Ulf Nestler
 - Copy of IDR-12 for Christian Klann, Director who has resigned w.e.f. 01.03.2023
 - Copy of Passport for Torsten Eder and Sven Magnus Obsterg, Ulf Nestler
 - Undertaking for following terms and conditions of Instruction No. 109
 - Undertaking for taking responsibility of arising any liabilities in future against the outgoing director.
- Further, the unit has submitted that, due to internal audit and calendar year & financial year end closure, the company missed to submit the change of Director details of Torsten Eder and Sven Magnus Obsterg. Accordingly, the unit has requested to condone the delay in intimation of change in Board of Directors. Further, the unit has submitted that, they are actively performing at Embassy-SEZ with positive NFE and complying all the SEZ provisions.

e. ADC observation:

- Approval committee may kindly consider the proposal for change in Board of directors, in terms of Instruction No. 109 dated 18.10.2021, issued by MOC&I
