

**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 : 29.02.2024

TIME : 12:00 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 29.02.2024**

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Agenda Item No.	Subject
Agenda Item No. 01: -	Confirmation of the Minutes of the meeting held on 09.02.2024
Agenda Item No. 02: -	Application for approval to lease out the space to vendor for setting up canteen facility in SEZ premises submitted by M/s. Embassy Pune TechZone Pvt Ltd. (Developer)
Agenda Item No. 03: -	Monitoring of Performance for M/s. Flextronics Technologies India Pvt Ltd.

Minutes of the 92nd Meeting of the Approval Committee held under the Chairmanship of 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 09.02.2024 via video conferencing.

1	Name of the SEZ	M/s. Embassy Pune TechZone Pvt. Ltd.-SEZ
2	Sector	IT/ITES
3	Meeting No.	92 nd
4	Date	09.02.2024

Members present

Sr	Name and Designation (S/Shri.)	Department
1	Smt. Mital Hiremath Joint Development Commissioner	Pune Cluster SEZ, Pune
2	Smt. Bharati Ahuja Asst. Commissioner, IT	Nominee of Income Tax, Pune
3	Dr. Dileeraj Dabhole, Dy. DGFT	Nominee of DGFT, Pune
4	Smt. Leena 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 91st meeting held on 18.12.2023

After deliberation, the Committee confirmed the minutes of the 91st Approval Committee 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)

After deliberation, the Committee approved the proposal of the Developer for leasing out built up space to vendor for setting up EV vehicle charging station facility in SEZ premises, 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

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 compliance 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.

Agenda Item No. 03: Monitoring of performance of M/s. LTIMindtree Ltd.

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

- The unit in 4 years from FY 2019-20 to 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.
- The unit has achieved positive NFE of Rs. 168.17 Cr. in FY 2022-23 on cumulative basis i.e., 96.33%
- The unit has achieved employment of 252 employees (Men-174, Women-78)

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.

After deliberation, the committee approved the change in Board of Directors of the unit, in terms of Instruction 109 dated 18.10.2021, issued by MOC&I, as detailed below:

Approved List of Board of Directors:


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

The approval is subject to the conditions as laid down in Instruction No. 109, as

applicable, issued by MOC&I

- a. Seamless continuity of the SEZ activities with unaltered responsibilities and obligations for the altered entity;
- b. Fulfillment of all eligibility criteria applicable, including security clearances etc. by the altered entity and its constituents;
- c. Applicability of and compliance with all Revenue/Company Affairs/SEBI etc. Act/Rules which regulate issues like capital gains, equity change, transfer, taxability etc.
- d. Full financial details relating to change in equity/merger, de-merger, amalgamation or transfer in ownership etc. shall be furnished immediately to Member (IT&R), CBDT, Department of Revenue and to the jurisdictional Authority.
- e. The assessing officer shall have the right to assess the taxability of the gain/loss arising out of the transfer of equity or merger, de-merger, amalgamation, transfer in ownership etc. as may be applicable and eligibility for deduction under relevant sections of the Income Tax Act, 1961.
- f. The applicant shall comply with relevant State Government laws, including those relating to lease of land, as applicable.
- g. The applicant shall furnish details of PAN and jurisdictional assessing office of the unit to CBDT.
- h. The applicant shall be recognized by the new name or such arrangement in all the records.

Meeting ended with a vote of thanks to the Chair.


19.02.2024
(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:

Proposal 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 canteen 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 canteen 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. 7-India Convenience Retail Ltd.	To operate and provide the canteen facility	Ground Floor 2.1, Rio Grande, Embassy Pune TechZone Pvt Ltd.-SEZ	1100Sq.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 the employees of units and

developers.

- A retail operator/ vendor will not avail any direct or indirect tax benefits available under the SEZ scheme.
- There will be live cooking in above mentioned premises.
- All necessary licenses and safety measures will be adhered to as required by authorities.
- The Developer has enclosed following document:
 - Online Application No. 422400055405
 - Service provider request letter dated 10.01.2024
 - Embassy Pune TechZone Pvt Ltd. Space availability confirmation letters dated 13.02.2024
 - Copy of Fire NOC Approval dated 09.02.2019
 - Copy of Form B dated 05.01.2024

e. ADC's observation:

- The committee may kindly consider the proposal of the Developer to lease out the space to vendor for setting up canteen 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 THE APPROVAL COMMITTEE

a) Proposal:

Monitoring of the performance of M/s. Flextronics Technologies India Pvt Ltd. an IT/ITES unit located in Embassy Pune TechZone Pvt. Ltd-SEZ, for 5 year from FY2018-19 to FY2022-23 of 2nd Block period.

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

Monitoring of the performance of the unit for 5 year from FY2018-19 to FY2022-23 of 2nd 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: (2nd block Period)

(Rs. In Cr.)

	2018-19	2019-20	2020-21	2021-22	2022-23	TOTAL
FOB Value of Exports	155.56	210.96	231.73	248.26	177.10	1023.60
FE Outgo	10.20	5.78	3.29	2.42	20.37	42.06
NFE	145.37	205.17	228.44	245.84	156.73	981.54

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	
2018-19	155.56	138.48	0.00	0.00	17.72	0.03	0.00
2019-20	210.96	134.83				-0.22	0.00
2020-21	231.73	164.53				1.41	0.00
2021-22	248.26	177.09				0.52	0.00
2022-23	177.10	185.48				1.10	0.00

Total	1023.60	800.40	0.00	0.00	17.72	2.84	0.00
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C. Cumulative NFE achieved: (Rs. in Lakhs)

Year	Cumulative NFE Achieved	Cumulative % NFE Achieved
2018-19	137.01	98.94
2019-20	270.39	98.93
2020-21	433.32	98.97
2021-22	608.77	99.00
2022-23	792.50	99.01

(d) Other Information:

LOA No. & Date	SEEPZ/PEPPL-SEZ/FTIPL/06/2013-14/1601 dated 05.02.2014
Location of Unit	3 rd Floor in Wing A and 7 th Floor in Wing A & B, Building Rhine (1.5), Embassy Pune TechZone Pvt Ltd.-SEZ, Plot No 03A, RGIP, Phase-II, Hinjewadi, Pune-411057
Validity of LOA	17.03.2024
Item(s) of manufacture/ Services	IT & ITES
Date of commencement of production	18.03.2014
Execution of BLUT	49.71 Crores
Outstanding Rent dues	NA
Labour Dues	NA
Validity of Lease Agreement	05, years Valid till 31.01.2029
Pending CRA Objection, if any	NA
Pending Show Cause Notice/ Eviction Order/Recovery Notice/ Recovery Order issued, if any	NA
Actual employment for the block period No. of employees as on 31.03.2023	1613 (Men-1019, Women-594)
Area allotted (in sq.ft.)	81334 Sq.ft
Area available for each employee per sq.ft. basis (area / no. of employees)	50.40 Sq. Ft.

Investment date	till Building	NA
	Plant & Machinery	30.01Crore
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 now has been filed well within the time limit, or otherwise.		Yes
If no, details of the Year along with no of days delayed to be given.		

➤ The Specified Officer report vide letter dated 27.02.2024 has submitted reported as detailed below:

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

(a) **Export: From the year 2018-2019 to 2022-2023**

(Rs. In Crore)

Year/ Period	Figures reported in APR (FOB Value)	Figures as per Softex / Customs Records	Difference , if any	Reason for Difference / Remarks
2018-2019	138.48	139.10	-(0.62)	Difference is due to Exchange Rate Variation.
2019-2020	134.83	135.43	-(0.60)	Difference is due to Exchange Rate Variation.
2020-2021	143.68	143.27	0.41	Difference is due to Exchange Rate Variation.
2021-2022	177.09	177.42	-(0.33)	Difference is due to Exchange Rate Variation.
2022-2023	185.48	186.11	-(0.63)	Difference is due to Exchange Rate Variation.

(b) **Import**

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

From the year 2018-2019 to 2022-2023

(Rs. In Crore)

Year/ Period	Figures as per Revised APR	Figures as per SEZ Online / Customs Records	Difference, if any	Reason for Difference / Remarks
2018-2019	0.03	0.03	Nil	NA
2019-2020	(0.22)	(0.22)	Nil	NA
2020-2021	0.00	0.00	Nil	NA
2021-2022	0.74	0.74	Nil	NA
2022-2023	1.09	1.09	Nil	NA

(c) **BLUT**

1	Value of BLUT Executed (Duty	F.No. SEEPZ/PEPPL-SEZ/FTIPL/06/2013-
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	<p>foregone) (including for CG / Raw Material / Services)</p> <p>Value of Additional BLUT executed</p> <ul style="list-style-type: none"> - Year: Date of acceptance - BLUT amount: <p>TOTAL value of BLUT Executed</p>	<p>14/5764 dated 15.05.2014</p> <p>BLUT Amount Rs. 7.29 Cr.</p> <p>F.No. SEEPZ-SEZ/PEPPL-SEZ/FTIPL/06/2013-14/Vol-II/33400 dated 03.11.2016</p> <p>BLUT Amount -Rs. 8.50 Cr.</p> <p>F.No. SEEPZ-SEZ/PEPPL-SEZ/FTIPL/06/2013-14/VOL-II/1752 dated 08.07.2019</p> <p>BLUT Amount -Rs. 33.92 Cr.</p> <p>TOTAL BLUT 49.71 Cr.</p>																									
2	<p>Total Duty Foregone on goods & services procured (Category-wise BLUT value utilized separately for imported and indigenous goods and services) This should be based on BLUT worksheet which provides for estimated value and duty foregone separately for each category of procurement.</p>	<p>(Value In Crore)</p> <table border="1"> <thead> <tr> <th rowspan="2">F.Y.</th><th>Goods</th><th rowspan="2">Services</th></tr> <tr> <th>Imp. & Ind.</th></tr> </thead> <tbody> <tr> <td>2018-2019</td><td>0.52</td><td>1.98</td></tr> <tr> <td>2019-2020</td><td>0.27</td><td>3.53</td></tr> <tr> <td>2020-2021</td><td>1.06</td><td>1.87</td></tr> <tr> <td>2021-2022</td><td>1.01</td><td>1.79</td></tr> <tr> <td>2022-2023</td><td>0.64</td><td>3.04</td></tr> <tr> <td>2023-2024 (Up to 31.01.2024)</td><td>0.34</td><td>2.02</td></tr> <tr> <td>Total</td><td>3.84</td><td>14.23</td></tr> </tbody> </table>	F.Y.	Goods	Services	Imp. & Ind.	2018-2019	0.52	1.98	2019-2020	0.27	3.53	2020-2021	1.06	1.87	2021-2022	1.01	1.79	2022-2023	0.64	3.04	2023-2024 (Up to 31.01.2024)	0.34	2.02	Total	3.84	14.23
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Total	3.84	14.23																									
(a)	<p>Employment made as on date (as on end of block period / year up to which monitoring is being done)</p>	<p>As on 31st March, 2023:</p> <p>Man: 1019</p> <p>Woman: 594</p> <p>Total: 1613</p>																									
(b)	<p>Details of pending Foreign Remittance beyond Permissible period, if any</p> <p>(as on 31.03.2023)</p> <p>To cross-check the same and verify whether necessary permission from AD Bank / RBI has been obtained.</p>	<p>No Foreign Remittance is pending beyond the permissible period for export invoices raised till 31st March, 2023.</p>																									
(c)	<p>Whether all Softex has been filed for</p>	<p>No Softex Forms pending for filing.</p>																									

	<p>the said period. If no, details thereof.</p> <p>SO to also check whether unit has obtained Softex condonation from DC office / RBI and if approved, whether they have filed such pending Softex.</p>																						
(d)	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 the Softex Forms till March, 2023 have been certified.																					
(e)	Whether unit has filed any request for Cancellation of Softex	The Unit has filed Request ID No. 141900179175 for cancellation of Softex filed against Invoice No. FY-19-P02-18-19 dt. 20.05.2018. The unit has filed application dtd. 24.02.2021 to the JDC office for approval.																					
(f)	<p>Whether any Services provided in DTA / SEZ/EOU/STPI etc. against payment in INR in r/o IT/ITES Unit during the period.</p> <p>If yes, details thereof (year wise details to be provided)</p>	They have not provided any services in DTA / SEZ / EOU / STPI etc. against payment in INR w.r.t. IT/ITES Services.																					
(g)	<p>Has the unit cleared any Capital Goods procured duty free in DTA against payment of Duty, or otherwise?</p> <p>Full details to be provided along with value of assets and duty discharged.</p>	<p>Yes. Unit have cleared obsolete goods as E-waste for destruction as per below details:</p> <p>(Rs in Cr)</p> <table border="1"> <thead> <tr> <th>FY.</th><th>A.V.</th><th>Duty Paid</th></tr> </thead> <tbody> <tr> <td>18-19</td><td>0.03</td><td>0.00</td></tr> <tr> <td>19-20</td><td>0.10</td><td>0.02</td></tr> <tr> <td>20-21</td><td>0.07</td><td>0.01</td></tr> <tr> <td>21-22</td><td>1.11</td><td>0.34</td></tr> <tr> <td>22-23</td><td>1.18</td><td>0.18</td></tr> <tr> <td>Total</td><td>2.49</td><td>0.55</td></tr> </tbody> </table>	FY.	A.V.	Duty Paid	18-19	0.03	0.00	19-20	0.10	0.02	20-21	0.07	0.01	21-22	1.11	0.34	22-23	1.18	0.18	Total	2.49	0.55
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Total	2.49	0.55																					
(i)	Is the unit sharing any of their infrastructure with other units or are utilizing infrastructure of	No																					

	<p>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>	
(j)	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.	No. However, the Unit has started filing DSPF Forms for the services procured. Till 23.02.2024, 1336 invoices have been approved by the SO Office. The Unit has submitted an undertaking to file the remaining DSPF.
(k)	<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>	The Unit have filed all the DTA Procurement w.r.t. the goods procured by them during the monitoring period.
(l)	Details of the request IDs pending for OOC in respect of DTA procurement on the date of submission of monitoring report	No any Request ID is pending for OOC.
(m)	<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>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</p>	The Unit have dry pantry however they have not obtained permission for the same. The unit vide letter dtd. 20.03.2023 has requested JDC office for approval of setting up cafeteria & appointment of vendor. This office has requested the unit to submit details of duty-free goods procured for setting up of cafeteria along with duty liability. Reminders have been issued in this regard. Last reminder was sent on 23.02.2024. But till date the unit has not submitted reply for the same. The premises of the unit have been physically visited and requested the unit that to pay the applicable differential duty along with interest which remains to be paid on the

	amount of duty / tax recovered or yet to be recovered	capital goods/ goods, procured / imported and installed in the proposed Cafeteria area.
(n)	Whether any violation of any of the provisions of law has been noticed / observed by the Specified Officer during the period under monitoring	No

(e) ADC's observations:

- The unit has achieved export of Rs. 800.40 Cr. against the projected export of Rs. 1023.60 Cr. i.e. 78.19%. in FY year 2022-23 on cumulative basis.
- The unit has achieved NFE of Rs. 792.50 Cr. i.e., 99.01% in FY year 2022-23 on cumulative basis.
- As per SO report the unit has achieved employment of 1613 employees (Men-1019, Women-594)
- Further, the unit had merged with their Unit-2 in FY 2019-20, accordingly, their export value for the year was calculated after adding the value of export of Unit 2 with value of export with Unit 1
- Approval committee may kindly monitor the performance of the for 5 year from FY2018-19 to FY2022-23 of 2nd Block period., in terms of Rule 54 of SEZ Rules, 2006.