

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 OF M/s. GIGAPLEX ESTATE
PRIVATE LIMITED.**

SOURCE : Video Conferencing through Cisco WEBEX application.

DATE : Monday, 11th January, 2021.

TIME : 11:30 A.M.

Meeting of the Approval Committee for Sector Specific Special Economic Zone for IT/ITES of M/s. Gigaplex Estate Private Limited - SEZ under the Chairmanship of Development Commissioner, SEEPZ-SEZ on Monday, 11th January, 2021.

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Agenda Item No.	Subject
Agenda Item No. 01 : -	Confirmation of minutes of the meeting held on 18.11.2020.
Agenda Item No. 02 : -	Application for approval of List of Goods - M/s. Giagplex Estate Private Limited - SEZ.
Agenda Item No. 03 : -	Monitoring performance of the unit for a period of 4 years i.e. 2015-16 to 2018-19 - <u>M/s. GEP Solutions Private Limited (LOA - 54).</u>

Minutes of the 54th Meeting of the Approval Committee for Sector Specific Special Economic Zone for IT/ITES of M/s. Gigaplex Estate Private Limited-SEZ at Airoli, under the Chairmanship of Development Commissioner, SEEPZ- SEZ held on 18.11.2020 through Video Conferencing.

1. Name of the SEZ : M/s. Gigaplex Estate Private Limited-SEZ
2. Sector : IT/ITES
3. Meeting No. : 54th
4. Date : 18.11.2020

Members Present:

1. Shri. C. P. S. Chauhan : Member
Jt. Development Commissioner,
SEEPZ-SEZ
2. Smt. Mrunalini Devraj , : Nominee of Directorate of Industries
Deputy Director (Mumbai)
3. Shri. Chaitanya Anjaria : Nominee of Income Tax office, Kautilya
Addl. Commissioner Income Tax Bhawan, Bandra, Mumbai.
4. Shri. Rohit Kumar : Nominee of Income Tax office, Kautilya
Addl. Commissioner Income Tax Bhawan, Bandra, Mumbai.
5. Shri. D.T. Parte : Nominee of Additional DGFT,
Asstt. DGFT Mumbai.
6. Shri. Satish Das : Nominee of Commissioner of Customs.
Asstt. Commissioner Customs Mumbai

Special Invitee:-

- Shri. G.P. Sharma : Specified Officer, Gigaplex-SEZ

Agenda Item No. 1: Confirmation of Minutes of the meeting held on 28.09.2020.

The Minutes of the 53rd Meeting held on 28.09.2020 were confirmed with consensus.

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Agenda Item No. 02 : Approval of Service Provider for Indoor Sports Zone on artificial turf in the SEZ premises of M/s. Gigaplex Estate Private Limited-SEZ.

The Developer has requested for approval of following Service Provider for Indoor Sports Zone on artificial turf in their SEZ premises.

Service Provider	Location	Area	Brand	Scope	Documents enclosed
M/s. NextGen Sports	Second Floor, Building No. 4, Gigaplex-SEZ	2100 Sq.ft	Trickshot Sports Arena	Operating and Managing Indoor Sports Zone on artificial turf under the brand/trade name "Trickshot Sports Arena"	-Provisional LOI -Map -Fire NOC

Decision: After deliberation, the Committee deferred the proposal and directed to place the matter in the next Approval Committee Meeting with clear details of LOI issued by Developer to the service provider regarding the lease of area in terms of Rule 11(5) of the SEZ Rules 2006.

The meeting ended with the vote of thanks to the Chair


23.11.20


Chairperson-cum-
Development Commissioner

Action taken for the UAC Meeting held on 18.11.2020

Name of SEZ	Name of Unit	Subject	Action taken
Mindspace - SEZ	Larsen & Toubro Technology Services Limited (LOA - 18)	monitoring (Renewal)	monitoring noted.
Gigaplex - SEZ	Gigaplex Estate Private Limited - SEZ	Service Provider	proposal was deferred - Letter issued to the Developer 25.11.2020
Arshiya-SEZ	Arshiya Supply Chain	monitoring	Letter issued to the Specified Officer on 25.11.2020
Aurum - SEZ	Technoserve	monitoring (Renewal)	monitoring noted.

**GOVERNMENT OF INDIA
OFFICE OF THE DEVELOPMENT COMMISSIONER,
SEEPZ SPECIAL ECONOMIC ZONE,
ANDHERI (EAST), MUMBAI**

AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

a) Proposal :-

Request of the Developer M/s. Gigaplex Estate Private Limited – SEZ for approval of List of goods for their Authorized Operations.

b) Specific Issue on which decision is required :-

Approval for List of goods aggregates of Rs. 176.50 Lakhs required for their Authorized Operations.

c) Relevant provision of SEZ, Act, 2005 & Rules, 2006/ Instruction/ Notification:

Rule 12(2) of SEZ Rules, 2006 – “The Developer shall make an application, after obtaining approval for authorized operation under rule 9 to the Development Commissioner alongwith the list of goods and services, including machinery, equipments and construction materials required for the authorized operations, duly certified by Chartered Engineer for approval by the Approval Committee”.

And also Instruction No. 50, dated 15.03.2010 issued by MOC&I.

d) Other Information :

M/s. Gigaplex Estate Private Limited – SEZ, has been granted Formal Approval No. F.1/5/2011-SEZ Dated 06th January, 2012 in Sector Specific Special Economic Zone for IT/ITES at Plot No. IT-5, Airoli Knowledge Park, TTC Industrial Area, MIDC, Digha & Airoli Village, District – Thane, Maharashtra – 400 708.

The Developer vide letter dated 09.11.2020 has submitted list of Goods value of **Rs. 176.50 Lakhs** required for their Authorized Operation towards Landscaping, kits to follow Covid-19 protocol and Operations and Management of their SEZ.

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The Developer has also submitted Certificate of Chartered Engineer certified by Santosh K. Singh, Chartered Engineers, dated 10.11.2020 Membership No. M/118968/3 Dated 18.09.2001 in the prescribed format.

The Specified Officer vide letter dated 24.11.2020 has stated as under:

1. The Developer has requested for approval of material require for i) Landscaping work of garden beautification in Building lobby, food court area ii) Employee welfare iii) Awareness/directions within the Gigaplex-SEZ amounting to Rs. 176.50 lakhs.
2. The Developer has submitted list of items to be procured, which are covered under i) Sr. No. 08 i.e Landscaping and water bodies, ii) Sr. no. 20 i.e. Employees welfare facilities like crèche, Medical Centre and other such facilities and iii) Sr. no. 01 i.e. Roads with Street lightings, Signals and Signage as per Instruction no. 50 dated 15.03.2010.
3. The said list of goods appears to be just and proper for Authorized Operations.

A copy of Developer letter dated 09.11.2020 and Specified Officer's letter dated 24.11.2020 are enclosed.

e) ADC's Recommendation:

The proposal of the Developer for approval of List of goods aggregates of Rs. 176.50 Lakhs required for their Authorized Operations is scrutinized and placed before Approval Meeting for consideration in terms of Rule 12(2) of SEZ Rules, 2006 and MOC&I Instruction No. 50, dated 15.03.2010.

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AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE

a) Proposal :-

Monitoring of performance of the unit M/s. GEP Solutions Pvt. Ltd. located at Gigaplex - SEZ, for the period 2015-16 to 2018-19.

b) Specific Issue on which decision is required :-

Monitoring of performance of the unit M/s. GEP Solutions Pvt. Ltd. for a period of 4 years i.e. from 2015-16 to 2018-19.

c) Relevant provision of SEZ, Act, 2005 & Rules:

In terms of Rule 54 of SEZ Rules, 2006:-

(1) "Performance of the Unit shall be monitored by the Approval Committee as per the guidelines given in Annexure appended to these rules".

(2) "In case the Approval Committee comes to the conclusion that a Unit has not achieved positive Net Foreign Exchange Earning, 1[or stipulated Value Addition as specified in rule 53] or failed to abide by any of the terms and conditions of the Letter of Approval or Bond-cum-Legal Undertaking, without prejudice to the action that may be taken under any other law for the time being in force, the said Unit shall be liable for penal action under the provisions of the Foreign Trade (Development and Regulation) Act, 1992."

d) Other Information :

M/s. GEP Solutions Pvt. Ltd. has been granted Letter of Approval No. SEEPZ-SEZ/NEW-SEZ/SERENE-THANE/54/GSPL/2015-16 dated 05.10.2016 for Computer Software & IT and ITES and located at Unit no. 1201, 12th floor, Building no. 03, M/s. Gigaplex Estate Pvt. Ltd., Airoli Knowledge Park, Airoli, Navi Mumbai - 400 708. The unit has commenced their production activity w.e.f 01.12.2015. The LOA was valid till 30.11.2020. Thereafter, 2nd temporary extension was granted to the unit till 04.02.2021.

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The Specified Officer, Mindspace – SEZ, has submitted verification report for the years 2015-16 to 2018-19 and details of the unit are as under:

1. The unit has submitted revised manual APRs for the years 2015-16 to 2018-19 duly certified by their Chartered Accountant. The Import/Export data pertaining to the year 2015-16 to 2018-19 were retrieved from NSDL for cross verification with data submitted by the unit in the revised APRs of corresponding years as above. The details are as under:

(Rs. In LAKHS)

F.Y.	Export-FOB value			NFE				After verification Cumulative NFE
	APR Data	NSDL Data	Projected Export	Projected NFE	NFE as per APR	Year wise %	After Verification Year wise NFE	
2015-16	930.07	930.07	517.90	141.08	930.07	659.25	930.07	930.07
2016-17	4,072.12	4,072.12	4,152.83	2,706.86	3,959.55	146.27	3,959.55	4,889.62
2017-18	8,804.22	9,950.14	6,335.48	5,884.18	8,667.34	147.30	8,667.34	13,556.96
2018-19	10,456.65	8,871.02	7,101.01	6,679.21	10,319.12	154.50	10,319.11	23,876.07
Total	24,263.06	23,823.35	18,107.22	15,411.33	23,876.09		23,876.07	23,876.07

2. As per Import data received from NSDL data and revised manual APR data for the year 2015-16 to 2018-19 provided by unit along with supporting documents no discrepancy has been found.
3. However as per Export data received from NSDL data and data for the years 2015-16 to 2018-19 provided by unit along with supporting documents some minor discrepancy has been found. The unit declared that there are minor difference in total amount because of exchange rate of actual invoice date and Softex submission date.

4. Hence, the unit explanation for discrepancy in the Export data appears to be correct for the year FY2015-16 to 2018-19.
5. As per last APRs submitted by the unit, there is no foreign exchange realization pending beyond the permissible time limit.
6. The unit has achieved **Positive NFE** against their **projected Export & NFE** during the block period 2015-16 to 2018-19 as per information submitted by the Unit. The LOA block cum year wise performance/NFE, projections and Amortization calculation sheet is placed opposite for perusal.
7. As regards utilization of Bond Value, unit has submitted Bond Balance Statement from inception to till date for unit operated from Mindspace-SEZ. Details of Bond Consumption are as below;

(Rs. In Lakhs)	BLUT Opening value for (Rs.)	Addition of Bond	Utilization of Bond	BLUT Closing Balance
2015-16	100.00	0.00	0.00	0.00
2016-17		710.03	288.43	521.59
2017-18			46.90	474.69
2018-19			3.27	471.41
2019-20			0.88	470.54

*As per above declaration unit is having Rs. 470.54 lakhs, balance in Bond.

ADC Recommendation:

- APRs submitted by the unit for the years 2015-16 to 2018-19
- The unit has achieved positive NFE of Rs. 23876.07 Lakhs for the years 2015-16 to 2018-19 on cumulative basis as per S.O. verification report.
- Recommended to Approval Committee for monitoring as per Rule 54 of SEZ Rules, 2006.
