

भारत सरकार / GOVERNMENT OF INDIA,
विकास आयुक्त का कार्यालय / OFFICE OF DEVELOPMENT COMMISSIONER
सीपज़ - विशेष आर्थिक क्षेत्र / SEEPZ SPECIAL ECONOMIC ZONE
वाणिज्य एवं उद्योग मंत्रालय / MINISTRY OF COMMERCE & INDUSTRY,
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Date: 09.06.2021

To

All members of EPCES
EOUs/SEZs/Developers

Dear Sir/Madam,

Subject: EPCES Elections to constitute New Central Governing Council & Regional Governing Council of EPCES for 2021-23.

It is informed that as per direction of Central Government, EPCES has started the process to conduct elections of Central Governing Council members of EOU, SEZ Units and SEZ Developers (1 vacancy each) and Regional Vice-Chairman and Regional Governing Council members of EOU, SEZ Units and SEZ Developers (7 vacancies each) through E-voting in accordance with provisions contained in para 2.92 of the Handbook of Procedures of Foreign Trade Policy 2015-20.

The Development Commissioners of the respective zones have been nominated as the **Returning Officers** for conducting the above said elections.

We have uploaded the list of Electorate (the members who have paid their membership to EPCES before 31.3.2021, eligible to participate in the election process) on the website www.seepz.gov.in of the SEEPZ-SEZ Zone. **We request you to go through the list of Electorate and submit your objections, if any, latest by 25.6.2021.**

After scrutiny of the objections, list of electorate will be finalized and the nomination forms along with election schedule, will be sent on July 2, 2021, to all the eligible members inviting nominations for Central Governing Council, Regional Governing Council of EPCES for the term 2021-23.

We request the members to kindly note the following points with regards to EPCES Election Process:

1. Only the **eligible members** representing EOU/SEZ Unit/Developer/Co-Developer category can participate in the EPCES Election Process.

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2. As per Article 13.1 of MOA & AOA of EPCES, the members who have **paid membership subscription by 31st March, 2021 are eligible** to participate in the above mentioned election process.

3. In order to participate in the above mentioned elections, the candidate should be a valid representative of the members company of EPCES as per **Article 10.1 & 4.2 of Memorandum of Association & Articles of Association** of EPCES

The Extracts of the Articles 10.1 Authorization

- (a) any **Partnership firm**, which is a member of this Council, shall **by consent of all partners**, authorize any one of its partners to act as its representative at any meeting and election of the Council or of the Governing council.
- (b) in the **absence of any such authority** in the case of any Partnership firm , any one partner whose name has been registered in the records of the Council shall be entitled to act as a representative of the firm at any meeting of the Council or of the Governing Council.
- (c) any **Company or cooperative society or other corporation** which is a member of this Council shall, **by a resolution authorize any of its directors or any person in the position of directors** to act its representative at any meeting and election of the Council or Governing Council.
- (d) a **sole proprietary firm or hindu undivided family firm** shall be represented by its proprietor or karta, as the case may be
- (e) a person authorized to represent an entity by or under clause (a),(b), (c) or (d) of this article shall thereupon be entitled to exercise the same rights including voting rights and powers on behalf of the member whom he represents, as if he were an individual member of this Council, of the same class as the firm, company, society or other corporation, for any meeting and election of the Council or Governing Council.
- (f) any authority granted under clause (a) or (c) of this article shall be effective only on expiry of seven days from the date on which it is lodged with the Council.

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The Extracts of the Articles 4.2 of MOA and AOA of the Council states as under:

"A member of the Council will only be **eligible to be elected** to any position in the Council if he/she, or **the SEZ/EOU entity represented** by him/her, has to his/her/entity credit, during any preceding financial year **exports of not less than Rs.1 crore**, except for SEZ Developer.

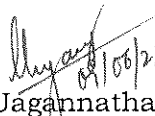
Provided further that a member will only be eligible to be **elected as Chairman/Vice-Chairman/Regional Chairman/Regional Vice-Chairman**, if he/she, or the SEZ/EOU entity represented by him/her, has to his/her/entity credit, during any preceding financial year exports of not less than Rs. 5 crore, except for SEZ Developer.

An **SEZ Developer** member of the Council or its representative will **only be eligible** to be elected to any position in the Council if the **investment made** by developer is **equal to or more than Rs. 50 crore**, including investment in land.

Provided further that the **SEZ Developer or its representative** will only be eligible to be elected to the **position of Chairman/Vice-Chairman/Regional Chairman/Regional Vice-Chairman** if the investment made by the developer is **equal to or more than Rs. 50 crore excluding investment made in land**".

In view of the above, it is requested to check your company's details in the electorate list and submit your objections/feedback to this office and accordingly participate in the election process to constitute Central Governing Council and Regional Council of EPCES for the term 2021-23.

Yours faithfully,


(Shyam Jagannathan)
Development Commissioner
SEEPZ-SEZ