

**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. MINDSPACE BUSINESS  
PARKS PRIVATE LIMITED.**

SOURCE : Video Conferencing through Cisco WEBEX application.

DATE : Monday, 15<sup>th</sup> June, 2020

TIME : 11:30 A.M.

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**Meeting of the Approval Committee for Sector Specific Special Economic Zone for IT/ITES of M/s. Mindspace Business Parks Private Limited - SEZ under the Chairmanship of Development Commissioner, SEEPZ-SEZ on Monday, 15<sup>th</sup> June, 2020.**

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<b>Agenda Item No.</b>	<b>Subject</b>
<b>Agenda Item No. 01 : -</b>	Confirmation of minutes of the meeting held on 17.03.2020.
<b>Agenda Item No. 02 : -</b>	Approval for Monitoring Performance of the unit for the period of 4 years i.e. 2015-16 to 2018-19 of – M/s. eClerx Services Limited at Mindspace-SEZ.
<b>Agenda Item No. 03 : -</b>	Approval for Monitoring Performance of the unit for the period of 4 years i.e. 2015-16 to 2018-19 of – M/s. Neural IT Private Limited at Mindspace-SEZ.
<b>Agenda Item No. 04 : -</b>	Approval for Monitoring Performance of the unit for the period of 4 years i.e. 2015-16 to 2018-19 of – M/s. GeBBS Healthcare Solutions Private Limited at Mindspace-SEZ.

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Minutes of the 87<sup>th</sup> Meeting of the Approval Committee for Sector Specific Special Economic Zone of M/s. Mindspace Business Parks Pvt. Ltd. - SEZ, at Airoli, under the Chairmanship of Development Commissioner, SEEPZ-SEZ held on 17<sup>th</sup> March, 2020 at BFC Building, SEEPZ-SEZ, Mumbai - 400 096.

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1. Name of the SEZ : M/s. Mindspace Business Parks Pvt. Ltd.  
2. Sector : IT/ITES.  
3. Meeting no : 87<sup>th</sup>  
4. Date : 17<sup>th</sup> March, 2020

**Members Present:**

1. Shri. C. P. S Chauhan : Member  
Jt. Development Commissioner SEEPZ-SEZ  
2. Shri. Chaitanya Anjariya : Nominee of Commissioner of Income Tax  
Additional Commissioner Mumbai  
3. Shri. Devendra Singh : Nominee of the Additional DGFT  
Asstt. DGFT Mumbai  
4. Shri. Satish Das : Nominee of Commissioner of Customs.  
Asstt. Commissioner Customs Mumbai  
5. Smt. Ashwini Waghmare : Nominee of Directorate of Industries,  
Industries Inspector Mumbai.  
6. Shri. Sanjay Nanaware : Nominee of MPCB, Mumbai.  
Field Officer

**Special Invitee:-**

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

**Agenda Item No. 01: Confirmation of Minutes of the 86<sup>th</sup> meeting held on 05.02.2020.**

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The Minutes of the 86<sup>th</sup> Meeting held on 05.02.2020 were confirmed with consensus.



Agenda Item No. 02: Approval of removing the condition of only pre-cooked food to be served by service providers in their SEZ premises - M/s. Mindspace Business Parks Pvt. Ltd. - SEZ.

The Developer requested for removing the condition of only pre-cooked food to be served by service providers in their SEZ premises of M/s. Mindspace Business Parks Pvt. Ltd. - SEZ.

The proposal of the developer for approval of Services Providers for running, operating & managing food and beverages kiosks for the welfare of the employees of the units of M/s. Mindspace Business Parks Pvt. Ltd.-SEZ was placed before UAC meeting held on 02.01.2020 and the Committee approved the proposal with condition that no cooking of food shall take place in the said premises. The Developer has resubmitted the application for removing the above said condition and the same was placed before the Approval Committee Meeting held on 05.02.2020 and the Committee deferred the proposal and decided to inspect the above mentioned area for the Service Providers.

As per the direction of Approval Committee Meeting held on 05.02.2020, the inspection of M/s. Mindspace Business Parks Pvt. Ltd.-SEZ (Developer) w.r.t. Fire NOC has been carried on dated 09.03.2020 by DC-SEEPZ office.

The details of the two Service Providers are as follows:

Sr. No.	Service Provider	Location	Area	Brand	Scope	Documents Enclosed
1	M/s. Grace Foods.	Ground Floor Club House. M/s. Mindspace Business Parks Pvt. Ltd. - IT/ITES-SEZ.	85 Sq. Ft. Carpet Area	Ferns and Petals	Providing of Services for running, managing and operating a Food and Beverages outlet under the brand / trade name "Ferns and Petals".	- Provisional Offer - Map - Fire NOC
2.	M/s. Shreenathji Foods.	Ground Floor Club House. M/s. Mindspace Business Parks Pvt. Ltd. - IT/ITES-SEZ.	85 Sq. Ft. Carpet Area	Hasty Tasty	Providing of Services for running, managing and operating a Food and Beverages outlet under the brand / trade name "Hasty Tasty".	- Provisional Offer - Map - Fire NOC

**Decision:-** After deliberation, the Committee approved the proposals of Developer for above said two Service Providers in terms of SEZ Rule 11(5) of SEZ Rules, 2006:

Subject to condition that:-

- i. The Service Provider shall not avail any direct and Indirect tax benefits under SEZ Act and SEZ Rules.
- ii. The agency shall not sell the food outside the SEZ area from the space allotted to them in the SEZ.
- iii. The SEZ Developer shall allocate the area within the limit approved for the said authorized operation.


Agenda Item No. 03: Proposal of M/s. Sutherland Global Services Pvt. Ltd. for Monitoring Performance of the unit over a period of 5 years (1<sup>st</sup> Block) i.e. 2014-15 to 2018-19 at M/s. Mindspace Business Parks Pvt. Ltd. - SEZ.

The Unit requested for renewal of LOA vide letter dated 06.12.2019. The Unit has commenced their production w.e.f. 01.03.2015.

The Annual Performance Report for the years 2014-15 to 2018-19 were submitted by the unit and monitored by the Specified Officer, Mindspace-SEZ vide letters dated 10.08.2017, 29.05.2018 and 26.02.2020. The unit has achieved Positive NFE of Rs. 12615.36 Lakhs on cumulative basis.

**Decision:-** After deliberation, the Committee noted the performance of the unit for the years 2014-15 to 2018-19, that the unit has achieved Positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The meeting ended with the vote of thanks to the Chair.

  
28/3/22

  
Chairperson-cum-  
Development Commissioner

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

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**AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE**

**a) Proposal :-**

Monitoring Performance of the unit M/s. eClerx Services Limited located at M/s. Mindspace Business Parks Private Limited - SEZ, for a period of 4 years i.e. 2015-16 to 2018-19.

**b) Specific Issue on which decision is required :-**

Monitoring Performance of the unit M/s. eClerx Services Limited located at M/s. Mindspace Business Parks Private Limited - SEZ, over a period of 4 years i.e. 2015-16 to 2018-19.

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

**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.”

**d) Other Information :**

M/s. eClerx Services Limited, has been granted Letter of Approval No. SEZ/SERENE-THANE/(12)/LOA-12/2009-10/(30)/393 Dated 27.12.2005 for IT/ITES at Unit No. 401, 4<sup>th</sup> Level, Building No. 14, Plot No. 3, Mindspace Business Parks Private Limited - SEZ, Thane-Belapur Road, Airoli, Navi Mumbai – 400708. The Unit has commenced their production activity w.e.f. 07.07.2010. The LOA is valid till 06.07.2020.

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The unit has submitted Annual Performance Reports for the year 2015-16 to 2018-19 duly certified by the Chartered Accountant.

Further, Specified Officer in their letter No. S/1-007/SPPL-SEZ/ECLERX/APR/15-16 dated 22.06.2017 and 22.11.2017, No. S/I-MISC-007/SPPL-SEZ/Eclerx/A.P.R./2015-16 dated 07.12.2019 and 13.12.2019 has stated that the unit has achieved positive NFE for the period of 2015-16 to 2018-19.

The Specified Officer has given below the details of Bond Utilization:

	<b>BLUT executed for (Rs. In Lakhs)</b>	<b>Utilization of Bond</b>	<b>Balance</b>
2018-19	160.24	42.05	118.19

The brief detail of the Export Performance as seen from the APRs & existing FE Outflow and Inflow details submitted by the unit for the period of 4 years is as indicated below: -

**(Figs. In Lakhs)**

निर्यात Export			आयात Import CG/RM.				
वर्ष Year	प्रोजेक्टेड Projected	वास्तविक Actual	वर्ष Year	प्रोजेक्टेड Projected		वास्तविक Actual	
				CG (5 Years)	RM	CG	RM
2015-16	24474.70	30605.15	2015-16	335.00	0	401.42	0.00
2016-17	25154.55	24577.53	2016-17			148.73	
2017-18	25834.40	22308.39	2017-18			232.02	
2018-19	26514.25	24853.93	2018-19			200.89	
<b>कुल TOTAL</b>	<b>1,01,977.9</b>	<b>1,02,345</b>	<b>कुल TOTAL</b>	<b>335.00</b>	<b>0.00</b>	<b>983.06</b>	<b>0.00</b>

As per APRs submitted by the unit to this office, performance of the unit is monitored which is as under:

Year	NFE Achieved (In Lakhs)	% NFE Achieved
2015-16	25717.33	84.03 %
2016-17	46074.09	83.49 %
2017-18	63421.30	81.84 %
2018-19	82415.03	80.53 %

A copy of details of calculations of NFE achieved during the years 2015-16 to 2018-19 is enclosed.

The unit has achieved positive NFE i.e. **Rs. 82415.03/-** lakhs on cumulative basis during the year 2015-16 to 2018-19.

**ADC Recommendation:**

- APRs submitted by the unit for the years 2015-16 to 2018-19.
- The unit has achieved Positive NFE of **Rs. 82415.03/-** lakhs on cumulative basis during the year 2015-16 to 2018-19.
- The unit has exceeded C.G. Import Rs. 983.06/- lakhs against projected C.G. Import Rs. 335.00/- lakhs.
- Recommended to Approval Committee for monitoring as per Rule 54 of SEZ Rules, 2006.

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**AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE**

**a) Proposal :-**

Monitoring Performance of the unit M/s. Neural IT Private Limited located at M/s. Mindspace Business Parks Private Limited - SEZ, for a period of 4 year i.e. 2015-16 to 2018-19.

**b) Specific Issue on which decision is required :-**

Monitoring Performance of the unit M/s. Neural IT Private Limited located at M/s. Mindspace Business Parks Private Limited - SEZ, over a period of 4 years i.e. 2015-16 to 2018-19.

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

**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.”

**d) Other Information :**

M/s. Neural IT Private Limited, has been granted Letter of Approval No. SEZ/SERENE-THANE/(08)/LOA-08/2009-10/(26)/97 Dated 27.01.2010 for Software at Office No. 3, 8<sup>th</sup> Office Level, Building No. 03, Mindspace Business Parks Private Limited - SEZ, Thane-Belapur Road, Airoli, Navi Mumbai – 400708. The Unit has commenced their production activity w.e.f. 01.06.2010. The LOA is valid till 31.05.2020.

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The unit has submitted Annual Performance Reports for the year 2015-16 to 2018-19 duly certified by the Chartered Accountant.

Further, Specified Officer in his letter No. S/I-MISC-002/NEURAL IT-APR/2016-17 dated 09.06.2020 has stated that as per Export Data received from NSDL and data for the year 2015-16 to 2018-19 provided by Unit along data with supporting d

ocuments minor discrepancy has been found as shown above. Thus Units explanation was sought, further the unit had stated that they will re-submit the same if required and that due to loss of clients they could achieved only 93.75% of projected NFE.

The Specified Officer has given details of NFE of the unit which is as follows:

F.Y.	Export-FOB value in INR			NFE (Rs. In Lakhs)			
	APR Data	NSDL Data	Projected Export	Projected NFE	NFE as per APR	Year wise %	Cumulative NFE
2015-16	657.90	671.96	611.56	596.64	654.69	110.26%	654.69
2016-17	535.05	525.18	672.71	656.30	533.98	81.52%	1188.67
2017-18	470.33	423.80	739.98	721.93	463.56	65.14%	1652.23
2018-19	944.25	946.62	813.98	794.13	943.88	118.90%	2596.11
<b>Total</b>	<b>2607.53</b>	<b>2567.56</b>	<b>2838.23</b>	<b>2769.00</b>	<b>2596.11</b>		<b>93.75%</b>

The brief detail of the Export Performance as seen from the APRs & existing FE Outflow and Inflow details submitted by the unit for the period of 4 years is as indicated below: -

**(Figs. In Lakhs)**

Export			Import CG/RM.				
Year	Projected	Actual	Year	Projected		Actual	
				CG (5 Years)	RM	CG	RM
2015-16	611.56	657.90	2015-16	0.00	0	0.00	0.00
2016-17	672.71	535.05	2016-17			0.00	
2017-18	739.98	470.33	2017-18			0.00	
2018-19	813.98	944.25	2018-19			0.00	
<b>TOTAL</b>	<b>2838.23</b>	<b>2607.53</b>	<b>TOTAL</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

: 3 :

As per APRs submitted by the unit to this office, performance of the unit is monitored which is as under:

Year	NFE Achieved (In Lakhs)	% NFE Achieved
2015-16	518.21	99.38 %
2016-17	1065.38	99.60 %
2017-18	1652.23	99.34 %
2018-19	2596.11	99.56 %

A copy of details of calculations of NFE achieved during the years 2015-16 to 2018-19 is enclosed.

The unit has achieved positive NFE i.e. **Rs. 2596.11/-** lakhs on cumulative basis during the year 2015-16 to 2018-19.

**ADC Recommendation:**

- APRs submitted by the unit for the years 2015-16 to 2018-19.
- The unit has achieved Positive NFE of **Rs. 2596.11/-** lakhs on cumulative basis during the year 2015-16 to 2018-19.
- Recommended to Approval Committee for monitoring as per Rule 54 of SEZ Rules, 2006.

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**AGENDA NOTE FOR CONSIDERATION OF APPROVAL COMMITTEE**

**a) Proposal :-**

Monitoring Performance of M/s. GeBBS Healthcare Solutions Pvt. Ltd. located at Mindspace-SEZ - SEZ over a period of 4 years (1<sup>st</sup> Block Period) i.e. 2015-16 to 2018-19.

**b) Specific Issue on which decision is required :-**

Monitoring Performance of the unit M/s. GeBBS Healthcare Solutions Pvt. Ltd. over a period of 4 years (1<sup>st</sup> Block Period) i.e. 2015-16 to 2018-19.

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

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”.*

**d) Other Information :**

<b>Name of the unit</b>	M/s. GeBBS Healthcare Solutions Pvt. Ltd.
<b>Located at</b>	Unit No. 01, Unit No. 03, 3 <sup>rd</sup> Office Level of Building No. 05, M/s. Mindspace Business Parks Pvt. Ltd. - SEZ, Thane-Belapur Road, Airoli, Navi Mumbai - 400 708.
<b>LOP No. &amp; Date</b>	LOA No. SEEPZ/NEW-SEZ/SERENE-THANE/42/2014-15/5849 Dated 15.05.2014
<b>Item (s) of manufacture</b>	IT Enabled Services.
<b>Date of Commencement of production</b>	01.04.2015

The unit vide letter dated 04.02.2020 has requested for renewal of LOA for the further period of 5 years (2<sup>nd</sup> Block Period) i.e. 01.04.2020 to 31.03.2025.

The unit has submitted Annual Performance Report for the years 2015-16 to 2018-19 duly certified by the Chartered Accountant & Authorized signatory. The performance of the unit has been monitored from 2015-16 to 2018-19 on cumulative basis.

The Specified Officer vide letters dated 04.03.2020 has submitted verification report for the years 2015-16 to 2018-19 and stated that the Unit has achieved positive NFE throughout the consideration period i.e. 2015-16 to 2018-19 as per data submitted by the Unit and NSDL.

The specified officer has submitted summary of the data retrieved from the NSDL & APRs submitted by the unit:

F.Y.	Export-FOB value			NFE (Rs. In Lakhs)			
	APR Data	NSDL Data	Projected Export	Projected NFE	NFE as per APR	Year Wise %	Cumulative NFE
2015-16	1288.38	1288.38	4223.00	4063.00	1288.38	31.71%	1288.38
2016-17	3139.00	3139.00	5279.00	5128.00	3139.00	61.21%	4427.38
2017-18	4597.00	4597.00	6598.00	6471.00	4577.47	70.73%	9004.85
2018-19	9090.63	9090.63	8247.00	8145.00	8777.10	107.76%	17781.95
Total	18115.01	18115.01	24347.00	23807.00	17781.95		74.69%

The Specified Officer has also stated that, the unit has submitted APRs for the years 2015-16 to 2018-19 duly certified by the Chartered Accountant. The Import/Export data pertaining to 2015-16 to 2018-19 was retrieved from NSDL for cross verification with data submitted by the Unit in the APRs of corresponding years.

Further, as per Export/Import data received from NSDL and data for the years 2015-16 to 2018-19 provided by Unit along data with supporting documents no discrepancy has been found. The unit has achieved only 74.69% the Projected Export /NFE till date as mentioned above, they have achieved positive NFE for the year 2015-16, 2016-17, 2017-18 and 2018-19 as per APRs and NSDL Data.

Further, the Specified Officer has also stated that, the Unit has submitted Bond Balance Statement from inception till date for Unit operated from Mindspace- SEZ. Details of Bond Consumption are as below:

(Rs. In Lakhs)	BLUT executed of Bond (Rs.)	Utilization of Bond	Balance
2014-15	125.00	33.32	91.68
2015-16	91.68	21.29	70.39
2016-17	70.39	2.93	67.46
2017-18	67.46	0.00	67.46
2018-19	67.46	0.00	67.46

As per above declaration Unit is having Rs. 67.46 Lakhs balance in Bond.

As per APR submitted by the unit, performance of the unit is monitored on cumulative basis which is as under:

(Figs. In

Lakhs)

Year	NFE Achieved	% NFE Achieved
2014-15 to 2014-15	-116.83	-114.69%
2014-15 to 2015-16	1316.78	83.03%
2014-15 to 2016-17	3768.25	92.17%
2014-15 to 2017-18	6429.58	94.05%
2014-15 to 2018-19	12615.36	96.29%

The performance of the unit from 2014-15 to 2018-19 year-wise is indicated below.

(Figs. in Lakhs)

निर्यात Export			आयात Import CG/RM.				
वर्ष Year	प्रोजेक्टेड Projected	वास्तविक Actual	वर्ष Year	प्रोजेक्टेड Projected		वास्तविक Actual	
				CG	RM	CG	RM
2015-16	4223.00	1288.38	2015-16	200.00 (For 5 years)	0.00	0.00	0.00
2016-17	5279.00	3139.00	2016-17			0.00	0.00
2017-18	6598.00	4597.00	2017-18			0.00	0.00
2018-19	8247.00	9090.63	2018-19			0.00	0.00
<b>कुल TOTAL</b>	<b>24347.00</b>	<b>18115.01</b>		<b>200.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

A copy of details of calculations of NFE achieved on cumulative basis is enclosed.

The unit has achieved positive NFE i.e. **Rs. 17781.95/- lakhs** on cumulative basis during the block period of 2015-16 to 2018-19.

**ADC Recommendation:**

- The APRs submitted by the unit for the years from 2015-16 to 2018-19 has been monitored by this office and unit has achieved positive NFE of **Rs. 17781.95/- lakhs** on cumulative basis.
- Recommended to Approval Committee for monitoring as per Rule 54 of SEZ Rules, 2006.

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