

SEEPZ SPECIAL ECONOMIC ZONE

ANDHERI (EAST), MUMBAI.

AGENDA FOR

**MEETING OF THE APPROVAL COMMITTEE FOR SECTOR
SPECIFIC SPECIAL ECONOMIC ZONE FOR IT/ITES AT AIROLI,
NAVI MUMBAI OF M/S. GIGAPLEX ESTATE PVT. LTD. - SEZ.**

**VENUE : Conference Hall, BFC Building, 2nd Floor, Behind the
Office of the Development Commissioner, SEEPZ-SEZ,
Andheri (East), Mumbai.**

DATE : 08th July, 2015.

TIME : 12.00 Noon

MEETING OF THE APPROVAL COMMITTEE FOR SECTOR SPECIFIC SPECIAL ECONOMIC ZONE FOR IT/ITES AT AIROLI, NAVI MUMBAI OF M/S. GIGAPLEX ESTATE PVT. LTD. - SEZ UNDER THE CHAIRMANSHIP OF DEVELOPMENT COMMISSIONER, SEEPZ-SEZ ON 08th July, 2015.

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Agenda Item No.	Subject
Agenda item No. 01 : -	Confirmation of minutes of the meeting held on 05.06.2015.
Agenda item No. 02 : -	Application for wider scope of services under the category "Renting of Immovable Property" required for Authorized Operations received from M/s. Gigaplex Estate Pvt. Ltd. - SEZ

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AGENDA ITEM NO: 01

Minutes of the 8th Meeting of the Approval Committee held under the Chairmanship of Development Commissioner for Sector Specific Special Economic Zone for IT/ITES at Airoli, Navi Mumbai of M/s. Gigaplex Estate Pvt. Ltd. SEZ, on 05.06.2015.

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1. Name of the SEZ : M/s. Gigaplex Estate Pvt. Ltd.
2. Sector : IT/ITES
3. Meeting No. : 8
4. Date : 05.06.2015

Members Present:

1. Shri. P. S. Raman : Member
Joint Development Commissioner
SEEPZ-SEZ.
2. Shri. G. C. Jain : Nominee of Service Tax,
Dy. Commissioner, Mumbai-VII
Service Tax, Mumbai-VII
3. Smt. S. R. Motwani : Nominee of Additional
Asst. DGFT, DGFT, Mumbai.
4. Smt. S. A. Avasare : }
Asst. Commissioner, Central Excise, }
Belapur-III. }
5. Ms. Pallavi Gupta : }
Asst. Commissioner, Central Excise, }
Belapur. }
Nominee of the Commissioner of
Central Excise,
Navi Mumbai
6. Shri. V. S. Kumatkar : Nominee of the Jt. Director of
Industries Inspector, Industries (MMR).
7. Shri. K. K. Srivastav : Member
Specified Officer,
Serene - SEZ
8. Shri. Vaibhav Kamthe, : Nominee of Developer
Manager,
Gigaplex Estate Pvt. Ltd. - SEZ

Agenda Item No. 1: Confirmation of Minutes of the meeting held on 22.04.2015.

The Minutes of the 7th Meeting held on 22.04.2015 were confirmed.

Agenda Item No.02: Regularization of construction of buildings in the processing area - M/s. Gigaplex Estate Pvt. Ltd. - SEZ

The representative of the Developer requested for regularization of construction of buildings in the processing area vide their application dated 05.05.2015.

After deliberation, the Committee approved regularization of construction of following buildings in the processing area as per Instruction No. 54 dated 30.04.2010 of MOC & I :

Sr. No.	Office Building/ Structure	Total Area Planned/Proposed in Sq.mtrs	Completed/ Constructed Area in Sq.mtrs	Status
1	Building No.2	48,885.84	-	Under Construction
2	Building No.3	52,874.37	-	Under Construction
3	Building No.4	28,774.70	-	Under Construction
4	Building No.5	29,154.40	29,154.40	Completed
5	Building No.6	30,774.05	30,774.05	Completed
	TOTAL	1,90,463.36	59,928.45	

Agenda Item No.03: Approval of List of Goods for Authorized Operations - Gigaplex Estate Pvt. Ltd - SEZ

The representative of the Developer requested for approval of list of goods at an estimated cost of Rs. 50 Lakhs for their default Authorized Operation No. 11, Office Space (BUA) within the Processing Area.

After deliberation, the Committee approved the list of goods (Adhesive Epoxy Resin/Hardener/Filler) to be used for filling joints between Tiles/flooring works for their default Authorized Operations at an estimated cost of Rs. 50 Lakhs.

Agenda Item No.04: Approval of List of Goods for Authorized Operations - Gigaplex Estate Pvt. Ltd - SEZ

The representative of the Developer requested for approval of list of goods at an estimated cost of Rs. 9.25 Lakhs for their default Authorized Operation No. 11, Office Space (BUA) within the Processing Area.

After deliberation, the Committee approved the list of goods (Hydra Crane) for their default Authorized Operations at an estimated cost of Rs. 9.25 Lakhs.

Supplementary Agenda Item No.01: Approval for additional location with revision of projections for a period of 5 years of M/s. Capgemini India Pvt. Ltd.

After deliberation, the Committee approved the proposal of M/s. Capgemini India Pvt. Ltd. for Additional Location admeasuring viz. 6th Floor, Building No. 05, Plot No. IT-05, Gigaplex Estate Pvt. Ltd. - SEZ, Airoli Knowledge Park, TTC Industrial Area, Airoli, Navi Mumbai - 400 708 with revision of projection envisaging FOB value of exports Rs.46689 Lakhs and NFE earning of Rs.43833 Lakhs with an employment for 536 persons.

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


Chairperson - cum -
Development Commissioner.

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

AGENDA NOTE FOR CONSIDERATION OF UNIT APPROVAL COMMITTEE

a) Proposal: -

Application for wider scope of services under the category "Renting of Immovable Property" required for Authorized Operations received from M/s. Gigaplex Estate Pvt. Ltd. - SEZ

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

The developer has requested for approval of the following activities within the service of "Renting of Immovable Property":

1. Land Development Charges
2. Supply of Water Charges
3. Revalidation Fees
4. Extension Fees
5. Scrutiny Fees
6. Fire Protection Charges
7. Hoardings and Display Charges
8. Transfer of Land Charges
9. Additional FSI Fees
10. Road Divider and Footpath charges
11. Road Width Charges
12. Processing Fees
13. Amendment of Plan Fees
14. Building Completion Certificates Fees
15. Road Construction/Opening Charges

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

In terms of Rule 10 of SEZ Rules, 2006 and Notification No. 12/2013-ST dated 01.07.2013.

d) Other Information:

M/s. Gigaplex Estate Pvt. Ltd. - SEZ has been granted Formal Approval No. F.1/5/2011-SEZ, dated 06.01.2012 amended on 11.04.2013 for IT/ITES SEZ at Airoli Knowledge Park - TTC Industrial Area, Villages Airoli and Dighe, District Thane, Navi Mumbai, in the state of Maharashtra bearing Plot No. IT-5 mentioned in the Notification No. S.O.1695 (E) dated 11th June 2013.

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MIDC is the land authority and the Special Planning Authority for their notified SEZ. Payments are made to MIDC towards the above activities which pertain to "Immovable Property (Land)" which has been leased by MIDC and hence should be bracketed with the same service with a wider definition to include the aforesaid activities.

The major service of land lease is covered under the category of Immovable Property Service for which they have already received approval from UAC vide letter dated 01.11.2010.

A copy of letter dated 05.06.2015 is enclosed.

The proposal of the developer is placed before the Approval Committee for consideration.

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Gigaplex Estate Private Limited

CIN :- U45202MH1990PTC057919



5th June 2015

To,
The Development Commissioner
 SEEPZ Special Economic Zone
 Ministry of Commerce
 Andheri(E), Mumbai 400 096

Sub : Approval of wider scope of Services under the category "Renting of Immovable Property"

Ref : Circular dated 19th May 2015 issued by TRU, Department of Revenue, Ministry of Finance, Government of India

Dear Sir,

This has reference to the captioned subject and aforementioned references. We are a developer of a Sector Specific IT/ITES situated at Plot No. IT-5, Airoli Knowledge Park-TTC Industrial Area, Village Airoli and Dighe, Dist. Thane, Maharashtra. The land has been leased by Maharashtra Industrial Development Corporation, an Undertaking of the State Government, on which SEZ has been notified.

Prior to Finance Bill 2015, only support services by Government or local authority to business entities was taxable under reverse charge. However, Circular No. D.O.F. No. 334 /5/2015-TRU dated 19th May 2015 stipulates exclusion of all services provided by the Government or Local Authority to a business entity from Negative List from a date which is to be declared / notified by Government of India.

MIDC is the land authority and the Special Planning Authority, for our notified SEZ. Payments are made to MIDC towards Development charges, Water charges, Revalidation charges, Extension charges, Scrutiny fee, Fire Protection Fund, Rent for Hoardings and displays, Differential Premium for Transfer of Land, Premium for Additional FSI, Annual Lease Rent, Road Divider and Footpath charges, Road Width Charges, Processing Fees;

3006
5/6/15

Regd. Off. : Raheja Tower,
 Plot No. C-30, Block 'G',
 Bandra Kurla Complex,
 Bandra (E), Mumbai-400 051.
 Phone : 91-22-2656 4000
 Fax : 91-22-2656 4004
 Website : www.krahejacorp.com

Gigaplex Estate Private Limited

CIN :- U45202MH1990PTC057919



Amended Plan Charges, etc. These payments / fees are essentially for the construction of infrastructure / development of land plot in SEZ. The major service of Land Lease is covered under the category of Renting of Immovable Property Service, for which we have already received approval from UAC vide letter ref. SEEPZ/NEWSEZ/SERENE/ST/AIROLI/2006-07/ALOS/6444 dated 01/11/2010.

We opine that the other services, provided by MIDC, for which the aforementioned payments are being made to MIDC, pertains to the "Immovable Property (Land)" which has been leased by MIDC and hence should be bracketed with the same service with a wider definition to include aforesaid activities. Based on the approval by UAC for the same, ab initio service tax exemption can be claimed by the developer of SEZ (i.e. Serene) for services by MIDC.

The Services provided by MIDC is wholly used for development of SEZ. We, therefore, request you to kindly approve the above activities(enclosed herewith – Annexure – I) within the service of "Renting of Immovable Property" and oblige.

Thanking you,

Yours truly

For Gigaplex Estate Limited



Authorized Signatory

Encl:a/a

Regd. Off. : Raheja Tower,
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