

Minutes of the 146th (one hundred-forty Sixth) meeting of the Approval Committee for GIFT-Multiservice-SEZ held on Friday, October 04, 2024, at 1100 hours, from the conference room of the Developer (GIFT-SEZ, Gandhinagar), through hybrid mode, i.e., in-person as well as video conferencing mode.

- The list of participants is annexed as Annexure-I.

146-I) The circulated minutes of the 145th meeting of the Approval Committee for GIFT-Multiservice-SEZ, held on September 04, 2024, were confirmed by the Approval Committee for GIFT-SEZ.

CASE No. 146-B-1

Sub: Delay in submission of registered lease deed by M/s. Moon SEZ and Management Consultants LLP.

Date of Original LOA: June 30, 2022.

Validity of LOA extended up to: December 31, 2024.

The Approval Committee, in its 141st meeting held on April 5, 2024, had given an extension for submission of registered lease deeds till April 30, 2024, which had to be submitted within six months from the issuance of the LOA, i.e., up to December 27, 2022.

The Unit has submitted the registered lease deed dated June 28, 2024, against a query raised by DC's office in their request for commencement of operation vide SEZ Request ID: 422400108432, on September 4, 2024.

The Rule 18(2)(ii) of the SEZ Rules, 2006, for furnishing of lease deed to DC office is as follows:

“a copy of the registered lease deed shall be furnished to the Development Commissioner concerned within six months from the issuance of the Letter of Approval and failure to do so, the Approval Committee may take action to withdraw the Letter of Approval after giving an opportunity of being heard”.

The Approval Committee may like to hear from the Unit about the delay in submission of registered lease deed in terms of Rule 18(2)(ii).

Decision of UAC: After due deliberations, the Approval Committee post facto approved the extension as requested by the entity, subject to the normal terms and conditions of the SEZ Rules, 2006.

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CASE No. 144-B-2

Sub: Request of M/s. Sustainable BPO LLP for a change in name of the Unit and change in the Board of Directors.

M/s. SUSTAINABLE BPO LLP, via SEZ-Online request ID: 422400105201 dated March 29, 2024, has requested approval for the change of name of the unit.

A brief chronology of amendments in the LLP deed is as under:

1. Original LLP deed dated 04.11.2019:
 - A) Partners:**
 - 1) Mr. PATEL JAYESHKUMAR RAMABHAI.
 - 2) Mrs. SHAH JASMINE JA YANTILAL.
 - B) Capital Contribution of Total 1 Lakh Rupees as under:**
 - 1) Mr. PATEL JAYESHKUMAR RAMABHAI- Rs. 75000.
 - 2) Mrs. SHAH JASMINE JAYANTILAL- Rs. 25000.
2. 1st amendment dated 06.03.2020.

Capital Contribution of total 4,26,33,619.00 Rupees as under:

 - 1) Mr. PATEL JAYESHKUMAR RAMABHAI- Rs. 75000.
 - 2) Mrs. SHAH JASMINE JAYANTILAL- Rs. 4,25,58,619.
3. 2nd amendment dated 21.01.2021.

New partner Introduced Mr. Rishabh Kamal Shah.

Capital Contribution of Total 20 Crore Rupees as under:

 - 1) Mr. PATEL JAYESHKUMAR RAMABHAI- Rs. 10 Cr.
 - 2) Mrs. SHAH JASMINE JAYANTILAL- Rs. 5 Cr.
 - 3) Mr. Rishabh Kamal Shah- Rs. 5 Cr.
4. 3rd amendment dated 01.03.2023.

One of the Partners Mr. Rishabh Kamal Shah left and two more partners Mr. KAMAL SHAILESHBHAI SHAH & Mr. ANILKUMAR RAMABHAI PATEL added.

Capital Contribution of Total 20 Crore Rupees as under:

 - 1) Mr. PATEL JAYESHKUMAR RAMABHAI- Rs. 50 Lakhs
 - 2) Mrs. SHAH JASMINE JAYANTILAL- Rs. 5 Cr.
 - 3) Mr. KAMAL SHAILESHBHAI SHAH- Rs. 5 Cr.
 - 4) Mr. ANILKUMAR RAMABHAI PATEL - Rs. 9.5 Cr.
5. 4th amendment dated 18.01.2024.

Change of name as under:
SUSTAINABLE BPO LLP.
To
SUSTAINEDGE GLOBAL LLP.

Capital Contribution of Total 1 Crore Rupees as under:

 - 1) Mr. PATEL JAYESHKUMAR RAMABHAI- Rs. 5 Lakhs
 - 2) Mrs. SHAH JASMINE JAYANTILAL- Rs. 25 Lakhs.
 - 3) Mr. KAMAL SHAILESHBHAI SHAH- Rs. 25 Lakhs.
 - 4) Mr. ANILKUMAR RAMABHAI PATEL - Rs. 45 Lakhs.

As per instruction no. 109 dated October 18, 2021, reorganization, including change of name, change of shareholding pattern, business transfer arrangements, court approved mergers and demergers, change of constitution, change of Directors, etc., may be undertaken by the Unit Approval Committee (UAC) concerned, subject to the condition that the Unit shall not opt out or exit out of the Special Economic Zone and continues to operate as a going concern. All liabilities of the Unit shall remain unchanged upon such reorganization.

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It is submitted that earlier the Unit had communicated just the 4th amendment to the DC's office whereas, they have submitted the earlier amendments while enquired about the same by this office. The Approval Committee may like to take on record the earlier amendments in the LLP deed by the partnership firm/SEZ-Unit.

In support of their request for a change of name they have submitted the following documents:

1. Amendment in LLP deed (4th amendment) dated 18.01.2024.
2. RoC certificate dated 20.02.2024.

The change in name of the unit requires approval/clearance of the Approval Committee in terms of Rule 19, read with DOC's Instruction No. 109.

The Approval Committee may like to decide on the request of the unit for a change in name as well as partners of the LLP as above.

Decision of UAC: After due deliberations, the Approval Committee has taken on record the change in name of the unit from "SUSTAINABLE BPO LLP" to "SUSTAINEDGE GLOBAL LLP," along with the changes in the partners of the LLP, subject to the normal terms and conditions of the SEZ Rules, 2006, and other applicable rules.

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CASE No. 146-C-1

Subject:- Approval of list of goods & services required for Authorized Operations; request of the Co-Developer M/s. Nila Spaces Limited in GIFT-SEZ, Gandhinagar – Under Section-14 (1) (a) of the SEZ Act, 2005, read with Rule-10 & 12 of the SEZ Rules, 2006.

Sector Specific SEZ for Multi-services, being developed by M/s GIFT Company Limited (formerly M/s. GIFT SEZ Limited), Gandhinagar was notified for an area of 105-43-86 Hectares at Villages Phirozpur and Ratanpur, District Gandhinagar vide Notification No. S.O.1910 (E), dated 18-08-2011. Further, an area of 61-18-29 Hectares and an area of 44-25-57 Hectares were demarcated as processing and non-processing area respectively on 26-11-2015. The ministry of Commerce & industry has approved the default list of Authorized Operations to be undertaken by the developer in the notified area, vide instruction no. 50, dated 15-03-2010 and for the approved Authorized operations vide letter dated 07-03-2012 of the DOC.

Further, the Government of India has approved a co-developer namely M/s. Nila Spaces Limited, vide letter No. F.1/145/2007-EPZ, dated 05-04-2023 for development, construction, maintenance, and operation of commercial building over an area admeasuring 5000 square meters (land) 7500 square meters (built-up area) at Block-11, Plot Nos. T1-T4, within the Processing Area of GIFT-SEZ, Gandhinagar.

The Co-Developer (Nila Spaces) vide their letter dated 14-09-2024 (copy enclosed) has now sought approval for procurement of duty-free goods & services required for the default authorized operations, viz. “construction of all types of building”, i.e., carpentry work, Wallpaper, Glass & Digital Film Work under works contract and procurement of various IT and other materials. The duty-free services required are for basic development, civil/construction, and other related infrastructure work in the notified SEZ. The Co-Developer has submitted the requisite Chartered Engineer’s certificate for the proposed activities to be undertaken, for the authorized operations.

The Approval Committee may kindly like to accord approval for duty free procurement of goods and services for undertaking authorized operations in the notified area of SEZ, as per list the enclosed with letter dated 14-09-2024 of the co-developer (Nila Spaces).

Decision of UAC: After discussion and due deliberations, the Approval Committee approved the list of goods and services for authorized operations, subject to submission of a revised Chartered Engineer's certificate (summary statement) excluding the value of the duty/taxes as the request is for the procurement of duty-free goods and services and subject to normal terms and conditions of the SEZ Rules, 2006, including but not limited to Rule 12(6) and 22(4) (to maintain a proper account of the import or procurement, consumption, and utilization of goods and services and submit quarterly and half-yearly returns) and to the satisfaction of the Specified Officer of the SEZ.

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CASE No. 146-C-2

Subject: - Approval of list of goods and services required for Authorized Operations; request of the Developer M/s. GIFT City Co. Ltd. (GIFT) under Section-14 (1) (a) of the SEZ Act 2005, read with Rule-10 & 12 of the SEZ Rules, 2006.

Sector Specific SEZ for Multi-services, being developed by M/s GIFT City Co. Ltd., Gandhinagar was notified for an area of 105-43-86 Hectares at Villages Phirozpur and Ratanpur, District Gandhinagar vide Notification No. S.O.1910 (E), dated 18-08-2011. Further, an area of 61-18-29 Hectares and an area of 44-25-57 Hectares were demarcated as processing and non-processing area respectively on 26-11-2015. The ministry of Commerce & industry has approved the default list of Authorized Operations to be undertaken by the developer in the notified area, vide instruction No. 50, dated 15-03-2010 and for the approved Authorized operations vide letter dated 07-03-2012 of the DOC.

The Developer (GIFT) vide application/letter as under (copy) has sought approval of duty-free goods and services required for default Authorized Operations in terms DoC's Instruction No. 50, infrastructure work to be undertaken in the notified SEZ. Details of items sought for duty-free procurement is as under: -

| Sr. No. | Developer's application dated | Default Authorized Operations (As per DOC's Instruction No. 50) | Approx Value of procurement |
|---------|-------------------------------|---|-----------------------------|
| 01) | 18-09-2024 | Roads with street lighting, signals, and signage (Sr. No. 1) | Rs. 2.73 lakhs |

The Developer has submitted the requisite Chartered Engineer's certificate for the proposed activities to be undertaken, for the authorized operations.

The Approval Committee may kindly like to accord approval for duty free procurement of goods & services for undertaking authorized operations in the notified area of SEZ, as per list enclosed with letter dated 18-09-2024 of the Developer (GIFT), in accordance with the SEZ Rules, 2006.

Decision of UAC: Decision of UAC: After discussion and due deliberations, the Approval Committee approved the list of goods and services for authorized operations, subject to normal terms and conditions of the SEZ Rules, 2006, including but not limited to Rule 12(6) and 22(4) (to maintain a proper account of the import or procurement, consumption, and utilization of goods and services and submit quarterly and half-yearly returns) and to the satisfaction of the Specified Officer of the SEZ.

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ANNEXURE – I

The following members were present in the meeting:

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|---|---|--|
| 1 | Shri Lokesh H.D., ITS, Development Commissioner/GIFT-SEZ. | Chairperson- by VC. |
| 2 | Shri Purushottam Kumar, IRS, Additional CIT. | Nominee of Commissioner of Income Tax, Ahmedabad- by VC. |
| 3 | Shri Dharmendrasinh Jadeja, GM/DIC, Gandhinagar. | Member- by VC. |
| 4 | Shri Ashwin Golapkar, Assistant DGFT. | Nominee of Additional DGFT, Ahmedabad – by VC. |
| 5 | Shri Piyush Gandhi, Sr. VP. | Nominee of Special Invitee representing the Developer. |