

Minutes of the 143<sup>rd</sup> (one hundred-forty third) meeting of the Approval Committee for GIFT-Multiservice-SEZ to be held on Wednesday, June 05, 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.

**Case No. 143-I** The circulated minutes of the 142<sup>nd</sup> meeting of the Approval Committee for GIFT Multiservice-SEZ, held on April 30, 2024, were confirmed by the Approval Committee for GIFT-SEZ.

- The date for the next meeting of the Approval Committee shall be announced in due course.

### **CASE No. 143-A-1**

SEZOnline portal's request ID with date & Office reg. no.:	112400002105 dated 26/04/2024; GIFT/SEZ/DCO/II/217/2023-24.		
Name of the applicant:	M/s. GEDU HIGHER SERVICES PRIVATE LIMITED.		
Address (Regd. Office):	Unit No. GA - 16, having 24 seats, i.e. Seat Nos. 1 to 24, Pragma Accelerator, Block -15, Zone -1, Road No- 11, GIFT-SEZ, Gandhinagar – 382355.		
Office address (proposed):	Unit No. GA - 16, having 24 seats, i.e. Seat Nos. 1 to 24, Pragma Accelerator, Block -15, Zone -1, Road No- 11, GIFT-SEZ, Gandhinagar – 382355.		
Details of PLOA:	The Co-Developer (M/s. Savvy ATS Realty LLP.) vide letter/PLOA dated April 3, 2024, has earmarked & confirmed the required premises/space in the SEZ for the proposed project.		
PAN:	AALCG1381Q.		
Type of firm:	Private Limited Company.		
Name of the Promoter: (Proprietor/Partner/Director/Trustee)	<b>Directors: (Mr./Mrs.):</b> 1. Vishwajeet Rana. 2. Nirmala Devi.		
Sector:	IFSCA University support service (non-IFSCA unit).		
Proposed items of services:	Infrastructure support services to International Branch Campuses to be setup in GIFT IFSC.	995427/5473761	
Expense and Investment (In lakh Rs.)	<b>Import</b>	<b>Indigenous</b>	<b>Total</b>
1. Plant & Machinery:	0.00	10.00	10.00

2.	Capital Goods:	0.00	800.00	800.00
3.	Raw materials/Consumables etc.:	0.00	0.00	0.00
4.	Input Services:	0.00	0.00	0.00
Total:		0.00	810.00	810.00
Sources of funds:		Company owned funds.		
Area of land/office/premises (square m):		46.45.		
<b>Employment:</b>		100 persons (50 men & 50 women).		
FOB value of Exports (in 5 yrs. period):		Rs. 1,23,138.00 lakhs (Rs. 24,627.60 lakhs per annum).		
FE outgo (in 5 yrs. period):		Rs. 1,19,678.00 lakh.		
<b>NFE (in 5 yrs. period):</b>		<b>Rs. 3,460.00 lakhs (2.81%).</b>		
Jurisdiction of Customs/Central Excise (Specify Commissionerate and Range):		SO/GIFT-SEZ.		
<b>Decision of the Approval Committee:</b>				
The Approval Committee after due diligence and deliberation <b>approved</b> the project, subject to standard terms and conditions, of the SEZ Rules, 2006, and compliance of all mandatory/statutory requirements of applicable Acts, Rules, and Regulations.				

### **CASE No. 143-B-1**

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 requests as under (copies enclosed) 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.	SEZ-Online Request ID with date	Default Authorized Operations (as per DOC's Instruction No. 50)	Approx Value of procurement
01)	422400164351 dated 22/05/2024.	Supply, Installation, Testing & Commissioning of Potable water distribution pipeline network and associated Instrumentation & Electrical works to block-15 in SEZ area of GIFT City.	Rs. 53.68 Lakhs
02)	422400166775 dated 23/05/2024.	Electrical Works in Utility Tunnel in GIFT SEZ Block-14 &15.	Rs. 4.60 Lakhs.
03)	422400166790 dated 23/05/2024.	Replacement of existing tile carpet at Aspire-3 in SEZ Area of GIFT City.	Rs. 2.40 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 the table above for the Developer (GIFT), in accordance with the SEZ Rules, 2006.

**Decision of the Approval Committee:**

**The Approval Committee after due diligence and deliberation approved the above proposal subject to standard terms and conditions of the SEZ Rules, 2006, and compliance of all mandatory/statutory requirements of any Acts, Rules, and Regulations. The Developer shall ensure utilization of duty-free material/services, strictly in the ambit of the SEZ Act and Rules.**

**CASE No. 143-B-2**

Subject: - Approval of list of goods and services required for Authorized Operations; request of the Co-Developer M/s. SHILP INFRAPROJECTS LLP 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 Co-Developer (SHILP INFRAPROJECTS LLP) vide requests as under (copies enclosed) 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.	SEZ-Online Request ID with date	Default Authorized Operations (as per DOC's Instruction No. 50)	Approx Value of procurement
01)	422400147046 dated 07/05/2024.	Aluminium Work in Incubation Center (through service contract).	Rs. 26.22 Lakhs
02)	422400136001 dated 26/04/2024.	HVAC Work in Incubation Center (through service contract).	Rs. 189.94 Lakhs.

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 & services for undertaking authorized operations in the notified area of SEZ, as per the table above for the Co-Developer (SHILP INFRAPROJECTS LLP), in accordance with the SEZ Rules, 2006.

**Decision of the Approval Committee:**

**The Approval Committee after due diligence and deliberation approved the above proposal subject to standard terms and conditions of the SEZ Rules, 2006, and compliance of all mandatory/statutory requirements of any Acts, Rules, and Regulations. The Co-Developer shall ensure utilization of duty-free material/services, strictly in the ambit of the SEZ Act and Rules.**

**CASE No. 143-B-3**

Subject: - Approval of list of goods and services required for Authorized Operations; request of the Co-Developer M/s. SYB SHILP LLP 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 Co-Developer (SYB SHILP LLP) vide request as under (copy enclosed) 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.	SEZ-Online Request ID with date	Default Authorized Operations (as per DOC's Instruction No. 50)	Approx Value of procurement
01)	422400163500 dated 21/05/2024.	Construction of the commercial Building (Diaphragm Wall and Anchoring Work, Still Visuals)	Rs. 995.43 Lakhs

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 & services for undertaking authorized operations in the notified area of SEZ, as per the table above for the Co-Developer (SYB SHILP LLP), in accordance with the SEZ Rules, 2006.

**Decision of the Approval Committee:**

**The Approval Committee after due diligence and deliberation approved the above proposal subject to standard terms and conditions of the SEZ Rules, 2006, and compliance of all mandatory/statutory requirements of any Acts, Rules, and Regulations. The Co-Developer shall ensure utilization of duty-free material/services, strictly in the ambit of the SEZ Act and Rules.**

**CASE No. 143-B-4**

Subject: - Approval of list of goods and services required for Authorized Operations; request of the Co-Developer M/s. NILA SPACES LIMITED 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 Co-Developer (NILA SPACES LIMITED) vide requests as under (copies enclosed) 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.	SEZ-Online Request with date	Default Authorized Operations (as per DOC's Instruction No. 50)	Approx Value of procurement
01)	422400172902 dated 29/05/2024.	A. 22. Construction of all type of Buildings in processing area.	Rs. 5,17,43,323.32. Rs. 4,09,06,557.00.

The Co-Developer has submitted the requisite Chartered Engineer's certificate for the proposed activities to be undertaken, for the authorized operations. It is seen from the documents submitted by the entity that they have attached two Chartered Engineers Certificate for procurement of goods and services. The details of the same are as follows:

Sr. No.	Certificate	Goods and Services proposed to be consumed	Value (in Rs.)
1)	Certificate dated 26.9.2023 issued by M/s Ronak M Patel and Associates	Material / Labour/ Fixed asset Cost/	5,17,43,323.32
2)	Certificate dated 23.05.2024 issued by M/s Mukesh M Shah	Material consumption/ services and works contract	4,09,06,557.00.

It is pertinent to mention here that M/s. Nila Spaces Ltd. vide their email dated June 01, 2024, has informed as under:

*"To facilitate the timely completion of extra requirements of our tenants and associated finishing work, **several suppliers have been engaged to provide works contract services for carrying out work like changes in interior works, false ceiling, curtains, partitions, electrical, air conditioning, carpentry work, paint work, water proofing work etc.** We wish to inform you that the approval process for these services is underway through the UAC mechanism, as detailed above. **In the interim period until***

***formal approval is obtained, these suppliers will be delivering materials to the site via delivery challan and commencing work as per the agreed terms.***

*Upon receipt of approval for the list of goods and services from the UAC, the suppliers will proceed to issue their final invoices for the completion of their respective tasks. However, in the event that any item from the list is not approved, we assure you that all necessary taxes and duties applicable will be promptly paid at the relevant time."*

In terms of Instruction 50, dated 15/03/2010, issued by DoC, Approval of DC/UAC is required for procurement of duty-free goods and services for the default authorized operations by the Developer/Co-Developer.

The Approval Committee may kindly like to decide for duty free procurement of goods & services for undertaking authorized operations in the notified area of SEZ, as per the table above for the Co-Developer (NILA SPACES LIMITED), in accordance with the SEZ Rules, 2006.

Further, it is seen from the documents that the certificate at serial no. 1 of the table above i.e. certificate dated 26.9.2023 issued by M/s Ronak M Patel and Associates was issued approximately 8 months back and therefore the probability of the goods already being brought inside the SEZ cannot be ruled out. The Approval Committee may like to examine whether retrospective permission can be granted for such goods.

**Decision of the Approval Committee:**

**The Approval Committee reviewed the application submitted by the Co-Developer, which combined two separate requests for the procurement of duty-free goods and services.**

**The first request was a new application, while the second related to a requirement for which the Chartered Accountant had issued the certificate on 26.9.2023. The Committee inquired from the applicant about the delay and the current status of the utilization of the goods and services involved therein.**

**The applicant explained that they had initially submitted a physical application on October 26, 2023, to the DC office but failed to apply through the SEZ-Online portal or follow up on the application. This delay was identified during an internal audit in May 2024, prompting them to submit the application through SEZ-Online on May 29, 2024.**

**The Approval Committee emphasized the importance of adhering to procedural rules, highlighting that, as per Rules 10 and 12 of the SEZ Rules, 2006, permission from the Committee is required before importing goods or services from the Domestic Tariff Area (DTA). The applicant acknowledged their mistake and requested the Committee to condone the delay,**

**committing to comply with all relevant rules and regulations in the future.**

**After thorough consideration, the Approval Committee approved the proposal, subject to the standard terms and conditions of the SEZ Rules, 2006, and compliance with all applicable laws. The Co-Developer is required to ensure that the duty-free materials and services are utilized strictly in accordance with the SEZ Act and Rules.**

### **CASE No. 143-B-5**

**Subject: - Approval of additional item of service under the "Works Contract" for authorised operation "Construction of IFSCA Headquarter building- Development of 3,00,000 square feet in the processing area of GIFT-SEZ.**

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.

Further, the Government of India, has approved a co-developer namely 'International Financial Services Centers Authority', vide letter no. F.2/145/200-SEZ, dated 26-10-2021, to develop, maintain and operate office building, for units to undertake export of services in the Processing Area of GIFT-SEZ, Gandhinagar, over a built-up area of 3,00,00 square feet (27,870.91 square meters). The Co-developer has also executed the Bond-cum-Legal-Undertaking with the Development Commissioner and Specified Officer, as required under Rule-22 of the SEZ Rules, 2006.

The Approval Committee/GIFT-SEZ in its 114th meeting held on January 04, 2023, had approved Works Contract under service accounting code (SAC) 995414 i.e. construction service of commercial building such as office building, exhibition and marriage halls, malls, hotels, restaurants, airports, rail or road terminals, parking garages, petrol and service stations, theaters, and other similar buildings.

The Co-Developer (International Financial Services Centers Authority) has now vide a letter dated 31/05/2024 (copy enclosed) sought approval of addition of items namely "Façade works for IFSCA HQ Building" falling under SAC 995442 i.e., "Installation, assembly and erection services of other prefabricated structures and constructions".

The above work shall be executed by the GIFT City Co. Ltd. as a

'Contractor'. All the payments for the said construction activity will be made by Gujarat International Finance Tee-City Company Limited (earlier GIFT SEZ LTD) and shall be reimbursed by IFSCA.

The Approval Committee may kindly like to deliberate the proposal for 'works contract' under Service Accounting Code (SAC) – 995442 for undertaking authorized operations in the notified area of GIFT-SEZ, as per letter dated 31/05/2024 of the co-developer (IFSCA).

**Decision of the Approval Committee:**

The Approval Committee noted that the approval for the Works Contract has already been granted to the Co-Developer by the Approval Committee in its 114th meeting held on January 4, 2023, for construction service of commercial buildings such as office building, exhibition and marriage halls, malls, hotels, restaurants, airports, rail or road terminals, parking garages, petrol and service stations, theaters, and other similar buildings under the Service Accounting Code mentioned therein (SAC 995414). However, the façade work that they seek approval for is covered under a different SAC, i.e., 995442.

The Approval Committee opined that the BOA has already given them approval to develop, maintain, and operate office building, for units to undertake export of services in the Processing Area of GIFT-SEZ, Gandhinagar, over a built-up area of 3,00,00 square feet (27,870.91 square meters). This request is within the purview of this authorization.

The Approval Committee after due diligence and deliberation approved the above proposal subject to standard terms and conditions of the SEZ Rules, 2006, and compliance of all mandatory/statutory requirements of any Acts, Rules, and Regulations. The Co-Developer shall ensure utilization of duty-free material/services, strictly in the ambit of the SEZ Act and Rules.

**ANNEXURE – I**

The following members were present in the meeting:

1	Shri S. C. Agarwal, IRS, Development Commissioner/GIFT-SEZ.	Chairperson- by VC.
2	Shri Purushottam Kumar, IRS, Additional CIT.	Nominee of Commissioner of Income Tax, Ahmedabad.
3	Shri Dharmendrasinh Jadeja, GM/DIC, Gandhinagar.	Member- by VC.
4	Dr. Rahul Singh, Jt. DGFT.	Nominee of Additional DGFT, Ahmedabad– by VC.
5	Shri Devanshu Dhorajia,	Nominee of the District Collector,

	Deputy Collector, Gandhinagar	Gandhinagar – by VC.
6	Shri Manish Rohatgi, Assistant Commissioner, Gandhinagar Division.	Nominee of the Commissioner of Central GST, Gandhinagar– by VC.
7	Shri Chetan Varma, AC, & SO, GIFT-SEZ, JDC (in-charge)	Nominee of the Director (SEZ), DoC, MoC&I, New Delhi.
8	Shri Rishi Kale, Manager/IFSCA Shri Akshat Ganeriwala, Maanager/IFSCA	Nominee of Special Invitee representing the IFSC Authority, Gandhinagar.
9	Shri Piyush Gandhi, Sr. VP.	Nominee of Special Invitee representing the Developer.