



Government of India
Ministry of Commerce & Industry
Department of Commerce
Office of the Development Commissioner
Indore Special Economic Zone
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F. No. A-76/ISEZ/UAC-Infosys SEZ/2013-14/ 919

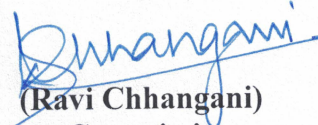
Dated: 30.08.2019

OFFICE - MEMORANDUM

Sub: First Meeting (2019-20 series) of the Approval Committee for Infosys SEZ, to be held on 04.09.2019 at 11:30 a.m. – Reg.

Undersigned is directed to inform you that the First Meeting (2019-20 series) of the Approval Committee constituted by the Govt. of India vide Notification dt. 13.03.2013 has been scheduled to be held on 04.09.2019 at 11:30 a.m. in this office. Agenda for the same is enclosed as Annx. A.

You are requested to kindly make it convenient to attend the meeting.


(Ravi Chhangani)

Asstt. Development Commissioner
For Development Commissioner

To

1. The Managing Director, MPIDC Ltd., Cedmap Bhawan, 16-A, Jail Road, Arera Hills Bhopal (**Member representing Govt. of Madhya Pradesh**) or his nominee of suitable seniority.
2. The Managing Director, Madhya Pradesh State Electronics Development Corporation Ltd., State IT Centre, 47-A, Arera Hills, Bhopal (**Member representing Govt. of Madhya Pradesh**) or his nominee of suitable seniority.
3. The Commissioner, Customs, Office of the Commissioner of Customs, Manik Bagh Palace, Indore (**Member representing Deptt. of Revenue, Govt. of India**) or his nominee of suitable seniority.
4. The Commissioner of Income Tax (CIT-I), Office of the Chief Commissioner of Income Tax, Aayakar Bhawan Annexe, Opp. White Church, Indore-1 (**Member representing Deptt. of Revenue, Govt. of India**) or his nominee of suitable seniority.
5. The Jt. Director General of Foreign Trade, Nirman Sadan, Arera Hills, Hoshangabad Road, Bhopal (**Member**) or his nominee.
6. The Dy. Secretary to the Govt. of India, Ministry of Commerce & Industry, Deptt. of Commerce, SEZ, Udyog Bhawan, New Delhi (**Member**) or his nominee.

7. The Dy. Secretary (IF-I), Ministry of Finance, Department of Financial Services, Jeevan Deep Building, Parliament Street, New Delhi (**Member**) or his nominee.
8. M/s Infosys Ltd. (**Developer of the SEZ - Special Invitee**).
9. The Specified Officer, M/s Infosys Ltd. SEZ (**Special Invitee**).

Infosys Special Economic ZoneAGENDA FOR THE FIRST MEETING OF UNIT APPROVAL COMMITTEE
(2019-20 series) TO BE HELD AT 11:30 a.m. ON 04.09.2019

Venue: Office of the Development Commissioner, Indore SEZ
207, 2nd Floor, Atulya IT Park, Near Crystal IT Park, Khandwa Road,
Indore

Time: 11:30 a.m.

ITEM NO- 1

Ratification of the Minutes of the Second Meeting (2017-18 series) held on 27.03.2019 as at Appendix 'X'.

ITEM NO - 2PROPOSAL RECEIVED FROM DEVELOPER

PROPOSAL NO. 2(i): Infosys Ltd. SEZ

<p><u>I DEVELOPER PROFILE</u></p> <p>(a) Name and address, telephone/fax/email id</p> <p>(b) Issue</p>	<p>Infosya Ltd. SEZ Address: Super Corridor, Indore</p> <p>Procurement of goods by the Developer, Infosys Ltd. SEZ under Rule 12 of SEZ Rules 2006 – Filing of list of material.</p> <p>M/s Infosys Ltd., Developer of the notified IT/ITES SEZs located at Super Corridor, Indore has submitted the list of material to be additionally procured for their Software Development Block (SDB) and other facilities building, duly certified by the Chartered Engineer, for approval by the Approval Committee under Rule 12 of SEZ Rules 2006.</p> <p>Rule 12 of the SEZ Rules, 2006 stipulates that the developer may import or procure goods and services from the DTA without payment of duty, taxes and cess for the authorized operations, subject to the provisions contained in the sub rules (2) to (8). Rule 12 (2), further states that the developer shall make an application, after obtaining approval for the authorized operations under rule 9, to the Development Commissioner along with the list of goods and</p>
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	<p>services, including machinery, equipments and construction materials required for the authorized operations, duly certified by a Chartered Engineer for approval by the Approval Committee. As per the provisions of Rule 10, the Approval Committee may permit goods and services to carry on the operations authorized under Rule 9.</p> <p>The Deptt. of Commerce has issued Instruction No. 50 dated 15.03.2010 circulating therein, a consolidated list of default authorized operations, which can be undertaken by the Developer/Co-Developer by default from the date of Notification. According to the Instruction, UACs may allow Developer/approved Co-Developers duty free goods and services for these default authorized operations from the date of Notification of the SEZ. These authorized operations will, however, continue to be subject to the various guidelines issued from Govt. from time to time. UACs while approving goods and services for such default operations may look into the actual requirements of the SEZ for such operations.</p> <p>M/s Infosys Ltd. has submitted the details of authorized activities for which the requisite material will be used including the bifurcation of material proposed to be imported or procured from DTA. The authorized activities intimated pertains to construction of all types of buildings in processing area; re-creation facilities such as indoor/outdoor games, gymnasium/employees rest room in processing area; power (including power back-up facilities) for captive use only; cafeteria/canteen for staff in processing area; common data center with internet connectivity; and telecom and other communication facilities. All these activities are permitted in the list of default authorized operations which can be undertaken by the Developer from the date of Notification provided under Instruction No. 50 dated 15.03.2010.</p> <p>The proposal of the Developer is therefore placed before the Committee for consideration under Rule 12 read with Rule 10 of SEZ Rules, 2006 and Instruction No. 50 of Deptt. of Commerce.</p>
Decision required from UAC	Procurement of goods by the Developer, Infosys Ltd. SEZ under Rule 12 of SEZ Rules 2006
DECISION OF THE UAC	

PROPOSAL NO. 2(ii): Infosys Ltd. SEZ

I DEVELOPER PROFILE

(a) Name and address, telephone/fax/email id

Infosys Ltd. SEZ
Address: Supper Corridor, Indore

(b) Issue

Approval for leasing the ATM space to ICICI Bank as per Rule 11(5) of SEZ Rules, 2006 - Reg.

M/s Infosys Ltd., Developer of IT/ITES SEZs at Super Corridor, Indore has submitted the captioned request stating that they are planning to lease out space to ICICI Bank for installation of ATM machine inside its campus as per the provisions contained in Instruction No. 50 dated 15.03.2010 of the DoC wherein at S.No. 25 space for Banks/ATMs are covered under the default authorized operations which can be undertaken by the Developer from the date of Notification.

The Developer intends to provide the space in SDB-1, Wing 'A', Ground Floor, Near Food Court with a built up area of 32 sq.ft. in its premises. The ATM will be for exclusive use of employees and staff of the Developer in the SEZ campus. The Developer has therefore requested to grant necessary approval for setting the ATM in terms of Rule 11(5) of SEZ Rules 2006. A copy of PAN India agreement with ICICI Bank which have been entered for all the ICICI branches of the Developer for setting up the ATM inside the Infosys campus throughout India location has also been attached.

The provisions of clause (u) of Section 2 of the SEZ Act, 2005 stipulates opening of OBUs in SEZ with permission under Section 23 of the Banking Regulation Act, 1949. The Deptt. of Commerce vide Notification dt. 03.03.2010 has declared that the said provisions would not apply to SEZs in so far as they relate to setting up of (i) offsite ATMs in SEZ, and (ii) branches in SEZs by Banks, not licensed as OBUs, with the prior permission of the RBI under Section 23 of the Banking Regulation Act, 1949.

In terms of Rule 11(5) of the SEZ Rules, 2006, the Developer may, with the prior approval of the Approval Committee, grant on lease land or built up space, for creating facilities such as canteen, public telephone booths, first aid centers etc. and such other facilities as may be required for the exclusive use of the unit. In this case, the ATM facility is to be used by the employees of M/s Infosys Ltd. and the activity of space for Banks/ATMs is permitted under default authorized operations of the Developer.

	<p>As per agreement, all expenses and costs, both fixed and recurring, relating to and arising out of ATM outlet shall be borne and paid by the Bank.</p> <p>The proposal of the Developer is therefore placed before the Committee for consideration under Rule 11(5) of SEZ Rules, 2006 and Instruction No. 50 of Deptt. of Commerce.</p>
Decision required from UAC	Approval for leasing the ATM space to ICICI Bank as per Rule 11(5) of SEZ Rules, 2006
DECISION OF THE UAC	

ITEM NO - 3

PROPOSAL RECEIVED FROM SEZ UNIT

PROPOSAL NO. 3(i): Infosys Ltd. (Unit-I)

<p><u>I DEVELOPER PROFILE</u></p> <p>(a) Name and address, telephone/fax/email id</p> <p>(b) Issue</p>	<p>Infosya Ltd. (Unit-I) Address: Super Corridor, Indore</p> <p>Addition of Space to existing Unit-1 of M/s Infosys Ltd. at Infosys Ltd. SEZ</p> <p>M/s Infosys Ltd., is holding LoA dated 13.01.2017 for IT/ITES Services i.e. Software Development, Content Management, Custom Solutions and Mobile applications Development and is operational in its SEZ Campus at Super Corridor, Indore.</p> <p>The unit-1 has commenced its operations w.e.f 03.03.2017. The unit is operating in an area of 1588 sq. mtrs. with a seating capacity of 200 persons and presently having an actual manpower of 107 persons. The unit has effected exports to the tune of Rs.7.5 crores till July 2019 since its commencement. With the increase in business needs the unit has planned for expansion of unit-1 by taking additional place at Ground Floor and First Floor of Wing A, SDB-1 having a built-up area of 6037 sq. mtrs.</p> <p>The unit has submitted the following in support of the request:</p> <ul style="list-style-type: none"> (i) NOC letter from Developer (ii) Export earnings proposed upon expansion – Rs. 215 Crores
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	<p>(iii)NFE earnings after expansion – Rs. 82 crores</p> <p>(iv)Manpower to increase by 270 persons by the end of third year</p> <p>(v) Income Statement</p> <p>(vi)Investment Statement for next 3 years – Rs.4.40 crores</p> <p>As per the provisions of Rule 18 (ii) of SEZ Rules, 2006, availability of space and other infrastructure support is to be confirmed by the Developer in writing by way of provisional offer of space. The Department of Commerce has circulated Instruction No. 31 with regard to clarification on rule 18 on the issues regarding requirement of lease agreement when the developer and unit are the same legal entity. It has been clarified that in cases where Developer set up a unit, there is no need for a separate lease agreement between the Developer and the unit and an allotment letter from the Developer to the unit would be sufficient. In this case the Developer has given the requisite allotment letter to the Infosys unit-1 for providing 6037 sq. mtrs. of space.</p> <p>The proposal of the Unit is therefore placed before the Committee for consideration.</p>
Decision required from UAC	Addition of Space to existing Unit-1 of M/s Infosys Ltd. at Infosys Ltd. SEZ
DECISION OF THE UAC	

ITEM NO - 4

Any other proposal, if received.