

Instruction no. 29

No. C.8/3/2009-SEZ
Government of India
Ministry of Commerce and Industry
Department of Commerce
(SEZ Section)

Udyog Bhawan, New Delhi
Dated the 18th August, 2009

To

All Chief Secretaries of State Governments.

Subject: Guidelines regarding "land acquisition for SEZs" - Reg.

This is in suppression of letter of even number dated 16th July, 2009.

2. This is to reiterate the guidelines issued vide Commerce Secretary's D.O. letter No. H.7/1/2007 dated 15th June 2007. The State Governments would not undertake any compulsory acquisition of land for setting up of the SEZs. BoA will not approve any SEZs where the State Governments have carried out or propose to carry out compulsory acquisition of land for such SEZs after 5th April 2007. However, cases in which all persons interested in the land have either not submitted any objection under Section 5A or have withdrawn the objections submitted and have thus acquiesced in the proposed acquisition of land can be considered. In other cases, where there are objections under Section 5A, the Collector/Acquiring Authority may not proceed with the acquisition for the purpose of SEZ and such cases, if any, brought before the Board of Approval may not be considered.

3. Further, certain regions in the country have their own regulations on land ownership. In such areas, specified Developmental agencies have been notified to own the land and lease it to various end users as per approved master plan. The leasing of such land to specific SEZ developers in line with the master plan can be treated in the category of SEZ having entire land in possession and may be dealt with accordingly.

4. All Chief Secretaries of State Governments may note these instructions for necessary compliance.

Yours faithfully

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