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SECTION 3, SUB-SECTION (1)]

Government of India  
MINISTRY OF COMMERCE AND INDUSTRY  
(Department of Commerce)

New Delhi, dated the 20<sup>th</sup> May, 2009

**NOTIFICATION**

S.O.2661 (E)- In exercise of the powers conferred by section 55 of the Special Economic Zone Act, 2005 (28 of 2005), the Central Government hereby makes the following rules further to amend the Special Economic Zones Rules, 2006, namely:-

1. (1) These rules may be called the Special Economic Zones (Second Amendment) rules, 2009  
(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Special Economic Zones Rules, 2006, (hereinafter referred to as the principal Rules), in rule 2, in sub-rule (1), after clause (ze), the following clause shall be inserted namely:-

(zf) "Vacant Land" means the land where there are no functional ports, manufacturing units, industrial activities or structures in which any commercial or economic activity is in progress'.

3. In the principal rules, in rule 5, in sub-rule (2), in clause (a) after the provisos, the following proviso shall be inserted, namely:-

"Provided also that the Central government may consider on merit the clubbing of contiguous existing notified Special Economic Zones notwithstanding that the total area of resultant Special Economic Zones exceeds 5000 hectares".

4. In the principle rules, in rule 19, in sub-rule (2), for the provisos, the following provisos shall be substituted, namely:-

"Provided that the Approval Committee may also approve proposals for broad-banding, diversification, enhancement of capacity of production, change in the items of manufacture or services activity, if it meets the requirements of rule 18.

Provided further that no such approval shall be granted by the Approval Committee in those cases which fall within the competence of the Board of Approval.

Provided also that the Approval committee may also approve change of the entrepreneur of an approved unit, if the incoming entrepreneur undertakes to take over the assets and liabilities of the existing Unit".

(F.No. F.1/144/2007-SEZ)

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(Anil Mukim)

Joint Secretary to the Government of India