

TRIPURA GAZETTE



Published by Authority

EXTRAORDINARY ISSUE

Agartala, Monday, January 21, 2019 A. D. Magha 1, 1940 S. E.

PART-- I--Orders and Notifications by the Government of Tripura,
The High Court, Government Treasury etc.

GOVERNMENT OF TRIPURA
OFFICE OF THE COMMISSIONER OF EXCISE
P.N.COMPLEX, GURKHABASTI, AGARTALA

No.F.II-5(4)-EX/18/221-30

Dated, Agartala, the 21st January, 2019.

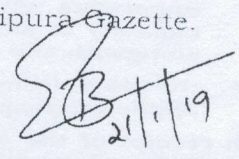
NOTIFICATION

Consequent upon introduction of new policy of Country liquor Vide Notification No.F.II-5(4)-EX/18 dated 19-11-2018, the following guidelines for fresh applications of Country Liquor bottling unit are hereby prescribed as follows :

1. Any person desiring to obtain a license to work a Country liquor bottling unit in any, place in the State of Tripura shall apply in writing to the Excise Commissioner giving the following particulars :-
 - a. the name or names, and the address or addresses, of the person or persons applying ;
 - b. the purpose for which the Country liquor bottling unit is proposed to be opened, specifying in detail the nature of the business which the applicant desires to carry on therein ;
 - c. the name of the place in which, the site on which and the building in which the Country liquor bottling unit is to be constructed or worked. Correct plan of the building which he intends to use or to construct for his Country liquor bottling unit, and a plan showing the position of stills, vats and other permanent apparatus therein, and a list of store-rooms, warehouse, etc. connected therewith. In this regard, a sketch shall be submitted alongwith the application ;
 - d. the number and full description of the stills, vats and other permanent apparatus which the applicant wishes to work or set up and the size and capacity of such stills, etc. In this regard, a Project report shall be submitted alongwith the application ;
 - e. the date from which, in the event of a license being granted to him, the applicant proposes to commence working the Country liquor bottling unit ;
2. On receipt of the application, the Excise Commissioner shall verify or inquire the suitability of the site, and buildings, if thereby any already and on any other points as he deems necessary and decide whether the license for the opening of the Country liquor bottling unit should be granted or not taking into full consideration the purpose for which it is proposed to open the Country liquor bottling unit and the demand or necessity for such a Country liquor bottling unit.
3. The Excise Commissioner shall inform the applicant through Letter of Intent (LoI) regarding the sanction of the opening of Country liquor bottling unit.
4. The applicant shall then be called upon to make arrangements for the construction of the Country liquor bottling unit. Upon completion of the building and after the stills and other appliances and apparatus have been set up, he must deposit two fresh copies of the plans with the Excise Commissioner, who shall cause them to be verified in any manner he thinks proper and for comparison with the plans first submitted. The applicant shall be required to obtain necessary clearance from relevant Departments regarding the setting up of the Country liquor bottling unit. The licence may be granted by the Excise Commissioner as per Rule 52(7) of the Tripura Excise (Fifteenth Amendment) Rules, 2018 in the prescribed form. The applicant shall be bound to conform to the wishes of the Excise Commissioner

- within a reasonable time to be fixed by the officer regarding any addition or alteration to the buildings, stills, vats or other permanent apparatus or plant which he considers necessary, whether before or after the final plans are submitted for the proper security of the revenue or to render illicit practices impracticable.
5. No addition or alteration to the buildings, stills or other permanent apparatus as shown in the plans finally submitted by the applicant shall be made without the previous sanction of the Excise Commissioner. When any such additions or alterations are made fresh plans must be submitted to the Excise Commissioner with a certificate from the concerned Collector of Excise that they are correct.
 6. It will be opened to the Excise Commissioner to verify at any time any of the descriptions and plans above mentioned, and on proof of error, to require fresh ones to be submitted for sanction. Such verification may be made by any officer deputed for the purpose, and such officer shall be allowed full access to the premises. Sanction to the plans may be withheld until any point in respect of which they differ from plans already sanctioned has been rectified to the satisfaction of the Excise Commissioner. The Country liquor bottler shall be bound to carry out such rectification within a reasonable time to be fixed by the Excise Commissioner.
 7. Security deposit:- (a) Before the license to work the Country liquor bottling unit is granted by the Excise Commissioner, the Country liquor bottler shall give a security of Rs. 1,00,000/- (Rupees One Lakh) only as prescribed vide Sl. No. 5 of the Notification No.F.II-5(4)-EX/18/82-90 dated 14-01-2019 in cash or Government Promissory Notes for the due observance of the conditions of the license :
(b) The Country liquor bottler shall also execute a bond in the prescribed form pledging the Country liquor bottling premises, stills, all apparatus and utensils employed in the manufacture of spirit and the stock-in-trade for the due discharge of all payments which may become due to the Government:
Provided that in lieu of so pledging the Country liquor bottling premises the Country liquor bottler may deposit Government Promissory Notes of such value as the Excise Commissioner may direct, and execute an indemnity bond of a value fixed by the Excise Commissioner.

This will take effect from the date of its publication in Tripura Gazette.


(Nagesh Kumar B., IAS)
Commissioner of Excise
Government of Tripura

TRIPURA GAZETTE



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EXTRAORDINARY ISSUE

Agartala, Monday, January 14, 2019 A. D., Pausa 24, 1940 S. E.

PART--I-- Orders and Notifications by the Government of Tripura,
The High Court, Government Treasury etc.

GOVERNMENT OF TRIPURA
OFFICE OF THE COMMISSIONER OF EXCISE
P.N. COMPLEX, GORKHABASTI, AGARTALA.

No.F.II-5(4)-EX/18/82-90

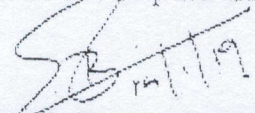
Dated, Agartala, 14th January, 2019.

NOTIFICATION

In exercise of the powers conferred upon me under Rule 3(i)(ha) and Rule 256A(c) of the Tripura Excise Rules, 1990, following rates and fees are prescribed as under:

SL No.	Type of fees.	Rate of fees.
1.	Additional licence fee for Warehouses (BWHs):-	5 % of the existing license fee of a wholesale warehouse annually (i.e. 15% of the tendered value for a three years tendered period).
2.	Annual license Fee for Country Liquor manufactory unit	Rs. 5,00,000/- (Rupees Five Lakh only) annually.
3.	Bottling Fee:-	a). For 40° proof= Rs.5.91 per BL. b). For 50° proof = Rs.7.39 per BL. c). For 60° proof = Rs.8.87 per BL.
4.	Warehousing Fee:-	a). For 40° proof= Rs.5.07 per case. b). For 50° proof = Rs.6.33 per case. c). For 60° proof = Rs. 7.60 per case.
5.	Security Money	Rs. 1,00,000/- (Rupees one lakh) only to be deposited before issuance of licence for manufactory unit.

This will come into force from the date of its publication in the Tripura Gazette.


(Nagesh Kumar B, IAS)
Commissioner of Excise
Government of Tripura

TRIPURA



GAZETTE

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Agartala, Monday, July 9, 2018 A. D., Asadha 18, 1940 S. E.

PART--I-- Orders and Notifications by the Government of Tripura,
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GOVERNMENT OF TRIPURA
OFFICE OF THE COMMISSIONER OF EXCISE
P.N. COMPLEX, GURKHABASTI, AGARTALA

No.F.II-6(2)-EX/18/972-80

Dated, the, Agartala 09/07/2018.

NOTIFICATION

In exercise of the powers conferred by Rule 256A of the Tripura Excise Rules, 1990 and in supersession of this office Notification No. F.II-6(2)-EX/2001/905-13 dated 30-7-2014, Licence Fee of the distillery unit of the State is fixed at Rs. 5.00 lakhs per annum with effect from the date of publication of the Notification in the Tripura Gazette.

(Nagesh Kumar B, IAS)
Commissioner of Excise
Government of Tripura.

TRIPURA



GAZETTE

*Published by Authority***EXTRAORDINARY ISSUE**

Agartala, Wednesday, July 11, 2018 A. D., Asadha 20, 1940 S. E.

PART--I-- Orders and Notifications by the Government of Tripura,
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GOVERNMENT OF TRIPURA
OFFICE OF THE COMMISSIONER OF EXCISE
P.N. COMPLEX, GURKHABASTI, AGARTALA

F.No.II-6(2)EX/18/1015-23

Dated, the, Agartala 11/07/2018.

CORRIGENDUM

The Notification bearing No.F.II-6(2)-EX/18/972-80 dated 09-07-2018 is hereby replaced as follows :

“ In exercise of the powers conferred by Rule 256A of the Tripura Excise Rules, 1990 and in supersession of this office Notification No.F.II-6(2)-EX/2001/905-13 dated 30-7-2017, Licence Fee of the distillery unit of the State is fixed at Rs. 5.00 lakhs per annum with effect from the date of publication of the Notification in the Tripura Gazette and the said ‘annum’ will be the period of 1(one) year from the next date of expiry of existing licence of distillery unit in force in the State or issuance of new licence of distillery unit in the State. ”

(Nagesh Kumar B. IAS)
Commissioner of Excise
Government of Tripura

Provided that no pass shall be issued for the transport of sacramental wine otherwise known as altar wine, required for exclusive use in Christian Church rituals, unless, the application for such a pass is countersigned by head of the local Christian Mission under their seal.

47. The pass mentioned in rule 46 shall be in quadruplicate. The original and the duplicate copy shall be made over to the transporter to cover the transport; the triplicate copy shall be forwarded to the Collector of Customs (or to the Collector of Land Customs, as the case may be) and the quadruplicate copy shall be retained on the record of the officer issuing the pass. The transporter shall after receipt of the consignment complete the pass and return the duplicate copy of the pass with a copy of the challan showing the amount of Customs duty paid for the liquor transported under the pass to the Collector who issued the pass, within such period as may be specified in the pass.

RULES REGARDING IMPORT, EXPORT AND TRANSPORT OF METHYL ALCOHOL

48. (1) Methyl Alcohol shall not be imported into the State of Tripura except by a licensed dealer or a person holding a permit to possess methyl alcohol in quantities exceeding the limit of retail sale and except under an import pass granted by the Collector.

(2) An import pass shall be in the prescribed form in triplicate. The original copy of the pass shall be made over to the importer. The duplicate copy shall be forwarded to such authority if any, at the place of export, as may be specified by the Government of the exporting State. The triplicate copy shall be kept on record in the office of the authority granting the pass.

49. (1) Methyl alcohol shall not be exported from the State of Tripura except by a licensed dealer and except under a pass granted by the Collector.

(2) The export pass shall be in the prescribed form in triplicate. The original copy of the pass shall be made over to the exporter. The duplicate copy shall be forwarded to such authority, if any, at the place of import, as may be specified by the Government of the importing State. The triplicate copy shall be kept on record of the office of the authority granting the pass.

50. (1) Methyl alcohol shall not be transported in quantities exceeding the limit of retail sale except under a pass granted by the Collector from which such alcohol is transported.

(2) The export pass shall be in the prescribed form in triplicate. The original copy of the pass shall be made over to the transporter. The duplicate copy shall be forwarded to the Collector to which such alcohol is transported. The triplicate copy shall be kept on record of the office of the authority granting the pass.

CHAPTER II

Further Rules made under Section 88.

LICENSING AND REGULATION OF DISTILLERIES.

51. **Application for license.** : Any persons desiring to obtain a license to work a distillery in any place in the State of Tripura shall apply in writing to the Excise Commissioner giving the following particulars through the Collector :-

(1) the name or names, and the address or addresses, of the person or persons applying ;

(2) the purpose for which the distillery is proposed to be opened, specifying in detail

the nature of the business which the applicant desires to carry on therein ;

(3) the name of the place in which, the site on which and the building in which the distillery is to be constructed or worked : (2) The export pass shall be in the prescribed form in triplicate. The original copy of the pass shall be made over the exporter. The duplicate copy shall be forwarded to such authority, if any, at the place of import, as may be specified by the Government of the importing State. The triplicate copy shall be kept on record of the office of the authority granting the pass;

(4) the number and full description of the stills, vats and other permanent apparatus which the applicant wishes to work or set up and the size and capacity of such stills, etc.

(5) the date from which, in the event of a license being granted to him, the applicant proposed to commence working the distillery;

(6) the amount of security which the applicant is ready to furnish for the due performance of the conditions on which a license may be granted to him; and

(7) a correct plan of the building which he intends to use or to construct for his distillery, and a plan showing the position of stills, vats and other permanent apparatus therein, and a list of store-rooms, warehouse, etc. connected therewith.

52. Consideration of application. :- (1) On receipt of the application, and after consulting the Collector regarding the suitability of the site, and buildings, if thereby any already and on any other points and on receipt of the Collector's opinion and after such further inquiry as he deems necessary, the Excise Commissioner shall decide whether the license for the opening of the distillery should be granted or not. The number of distilleries which can be allowed to be opened in Tripura mainly for the supply of country spirit, is limited and in deciding whether a license for the working of a distillery is to be granted or not, the Excise Commissioner will take into full consideration the purpose for which it is proposed to open the distillery and the demand or necessity for such a distillery.

Purposed for which a distillery may be opened

(2) Distillery may be opened for –

(a) supply of country spirit;

(b) supply of foreign liquor;

(c) Supply of spirit for the manufacture of chemicals, medicated, articles etc., or for other Industrial purpose;

(d) for all or any of the above purposes combined.

(3) If the Excise Commissioner sanctions the opening of a distillery, he shall so inform the applicant and the Collector.

(4) Construction of distillery. Plans. License to be granted by Collector. Application to carry out necessary additions or alterations. : The applicant shall then be called upon to make arrangements for the construction of the distillery. Upon completion of the building and after the stills and other appliances and apparatus have been set up, he must deposit two fresh copies of the plans with the Collector, who shall cause them to be verified in any manner he thinks proper, and then submit one copy to the Excise Commissioner for examination and for comparison with the plans first submitted, and for any further verification he may think necessary. After final approval by the Excise Commissioner, the Collector will be instructed to grant a license to the applicant in the prescribed form. The

applicant shall be bound to conform to the wishes of the Excise Commissioner within a reasonable time to be fixed by the officer regarding any addition or alteration to the buildings, stills, vats or other permanent apparatus or plant which he considers necessary, whether before or after the final plans are submitted for the proper security of the revenue or to render illicit practices impracticable.

(5) Additions or alterations to buildings, stills etc, require previous sanction of Excise Commissioner. : No addition or alteration to the buildings, stills by or other permanent apparatus as shown in the plans finally submitted by the applicant shall be made without the previous sanction of the Excise Commissioner obtained through the officer-in-charge and the Collector. If the Excise Commissioner so directs, such additions or alterations may be permitted by the collector subject to the Excise Commissioner's approval. When any such additions or alterations are made fresh plans must be submitted to the Excise Commissioner through the Collector with a certificate from the Officer-in-charge that they are correct.

(6) Excise Commissioner may at any time verify description and plans. It will be open to the Excise Commissioner to verify at any time any of the descriptions and plans above mentioned, and on proof of error, to require fresh ones to be submitted for sanction. Such verification may be made by an officer deputed for the purpose, and such officer shall be allowed full access to the premises. Sanction to the plants may be withheld until any point in respect of which they differ from plans already sanctioned has been rectified to the satisfaction of the Excise Commissioner. The distiller shall be bound to carry out such rectification within a reasonable time to be fixed by the Excise Commissioner.

53. SECURITY DEPOSIT AND EXECUTION OF BOND. : (1) Before the license to work the distillery is granted by the Collector, the distiller shall give a security of Rs. 50,000. 00 in cash or Government Promissory Notes for the due observance of the conditions of the license : #

Amended vide Finance Dept. Notification No. FII-1(I)EX/88(p) Dated 15/11/1999.

Provided that in the case of a distiller who is required to pay the fee under the proviso to the Rule 55, the amount of security shall be Rs. 1,000/- or such other higher sum as may be fixed by the Excise Commissioner.

(2) The distiller shall also execute a bond in the prescribed form from pledging the distillery premises, stills, all apparatus and utensils employed in the manufacture of spirit and the stock-in-trade for the due discharge of all payments which may become due to the Government :

Provided that in lieu of so pledging the distillery premises the distiller may deposit Government Promissory Notes of such value as the Excise Commissioner may direct, and execute an indemnity bond of a value fixed by the Excise Commissioner.

54. ANNUAL RENEWAL OF DISTILLERY LICENSE. : The license for a distillery must be renewed annually. Such renewal will be granted by the Collector subject to the approval of the Excise Commissioner.

55. ESTABLISHMENTS AND THERE COST. : The Collector shall employ such officers and establishment as the Excise Commissioner may direct to the charge of distillery. The cost of such officers and establishment shall be borne by the Government. Provided that in cases in which such cost is, in the opinion of the Excise Commissioner, likely to