

**HARYANA GOVERNMENT
EXCISE AND TAXATION DEPARTMENT
Notification**

The 31st, March, 2008

No. S.O. 27/P.A.1/1914/S. 57A/2008.— In exercise of the powers conferred by subsection (1) of section 57A of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), the Governor of Haryana hereby fixes with effect from the 1st day of April, 2008, the following prices of spiced country spirit of the strength of 50 degree proof in bottled form and plastic bottles as specified in the Schedule given below :-

Schedule

Serial Number	Size of bottle	Price
1.	Quart (750 Millilitres)	One hundred seventy-three rupees and sixty paise (per case of 12 in new glass bottles).
2.	Pint (375 Millilitres)	One hundred ninety-four rupees and sixty paise (per case of 24 in new glass bottles).
3.	Nip (180 Millilitres)	Two hundred thirty-two rupees and sixty paise (per case of 50 in new glass bottles).
4.	Quart (750 Millilitres)	One hundred fifty-three rupees and sixty paise (per case of 12 in old glass bottles).
5.	Pint (375 Millilitres)	One hundred seventy-four rupees and sixty paise (per case of 24 in old glass bottles).
6.	Nip (180 Millilitres)	Two hundred twelve rupees and sixty paise (per case of 50 in old glass bottles).
7.	Quart (750 Millilitres)PET	One hundred forty-six rupees and sixty paise (per case of 12 bottles).
8.	Pint (375 Millilitres)PET	One hundred sixty-seven rupees and sixty paise (per case of 24 bottles).
9.	Nip (180 Millilitres)PET	Two hundred five rupees and sixty paise (per case of 50 bottles).

Note :- The above prices of new/old glass bottles and PET bottles of spiced country spirit of the strength of 50 degree proof in bottled form shall be ex-distillery subject to the following conditions, namely :-

- (i) The new/old glass bottles and PET bottles shall be supplied upto the licensed vendor's carriers or railway station of dispatch at the licensed vendor.
- (ii) The said prices shall be inclusive of the prices of corrugated boxes, packing, bardana, etc.
- (iii) All types of new/old glass bottles and PET bottles shall bear sandblasted mark of "HARYANA EXCISE".
- (iv) The distilleries shall not be entitled to charge anything over and above the prices fixed above.

RAMENDRA JAKHU,
Financial Commissioner and Principal Secretary
to Government, Haryana, Excise and Taxation
Department

**HARYANA GOVERNMENT
EXCISE AND TAXATION DEPARTMENT
Notification**

The 31st ,March, 2008

No. S.O. 25/P.A.1/1914/Ss.21 and 59/2008. – In exercise of the powers conferred by sections 21 and 59 of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), and with reference to Haryana Government, Excise and Taxation Department, notification No. 108/P.A.1/1914/S.9/2006, dated the 17th November, 2006, I, Arun Kumar, Excise Commissioner, Haryana, hereby make the following rules further to amend the Punjab Brewery Rules, 1956, in their application to the State of Haryana, with effect from the 1st day of April, 2008, namely :-

1. These rules may be called the Punjab Brewery (Haryana Amendment) Rules, 2008.

2. In the Punjab Brewery Rules, 1956 (hereinafter referred to as the said rules), in rule 5, in clause (a), for the letters and signs and figures “Rs. 20,00,000”, the letters, signs and figures “Rs. 50,00,000” shall be substituted.

3. In the said rules, in rule 8, in sub-rule (1), for the words “twenty lakhs”, the words “fifty lakhs” shall be substituted.

ARUN KUMAR,
Excise and Taxation Commissioner,
Haryana

HARYANA GOVERNMENT
EXCISE AND TAXATION DEPARTMENT
Notification

The 31st, March, 2008

No. S.O. 24/P.A.1/1914/Ss. 21 and 59/2008. – In exercise of the powers conferred by sections 21 and 59 of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), and with reference to Haryana Government, Excise and Taxation Department, notification No. 108/P.A.1/1914/S.9/2006, dated the 17th November, 2006, I, Arun Kumar, Excise Commissioner, Haryana, hereby make the following rules further to amend the Punjab Distillery Rules, 1932, in their application to the State of Haryana, with effect from the 1st day of April, 2008, namely :-

1. These rules may be called the Punjab Distillery (Haryana Amendment) Rules, 2008.

2. In the Punjab Distillery Rules, 1932 (hereinafter referred to as the said rules), in rule 4, in clause (a), for the letters, figures and signs “Rs. 20,00,000”, the letters, figures and signs “Rs. 50,00,000” shall be substituted.

3. In the said rules, in rule 7, in sub-rule (1), for the words “twenty lakhs”, the words “fifty lakhs” shall be substituted.

4. In the said rules, in Form D-2, in condition 10, for the words, letters, figures and signs “on payment of Rs. 20,00,000”, the words, letters, figures and signs “on payment of Rs. 50,00,000” shall be substituted.

ARUN KUMAR,
Excise and Taxation Commissioner,
Haryana

HARYANA GOVERNMENT
EXCISE AND TAXATION DEPARTMENT
Notification

The 31st, March, 2008

No. S.O. 22/P.A.1/1914/Ss. 18, 34 and 59/2008. – In exercise of the powers conferred by sections 18, 34 and 59 of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), and with reference to Haryana government, Excise and Taxation Department, notification No. 108/P.A.1/1914/S.9/2006, dated the 17th November, 2006, I, Arun Kumar, Excise Commissioner, Haryana, hereby make the following rules further to amend the Punjab Liquor Permit and Pass Rules, 1932, in their application to the State of Haryana, with effect from the 1st day of April, 2008, namely :-

1. These rules may be called the Punjab Liquor Permit and Pass (Haryana Amendment) Rules, 2008.

2. In the Punjab Liquor Permit and Pass Rules, 1932, (hereinafter called the said rules), in clause (a), in rule 2(a), for the second proviso, the following proviso shall be substituted, namely :-

“Provided further that the licensee shall pay permit fee on all duty paid permits of county liquor, Indian Made Foreign Liquor and Beer for the purchase of liquor. The permit fee shall be paid by L-1 and retail sale licensee for Indian Made Foreign Spirit and Beer and in case of Country Liquor the same shall be paid by retail sale licensee on the following rates:-

	Type of Liquor	Rate
1.	Country liquor	Rs. 1.00 Per Proof Litre
2.	Indian Made Foreign Liquor	Rs. 1.00 Per Proof Litre
3.	Beer	Rs. 5.00 per case (12 bottles of 650 millilitres).”

3. In the said rules, in rule 22-A, for sub-rule (1), the following sub-rule shall be substituted, namely :-

“(1) A permit in form L-50 for purchase, transport and possession of more than twelve bottles of Indian Imported Liquor of the capacity of 750 millilitres may, on application, be granted to bonafide consumer of Indian Made Foreign Liquor by Deputy Excise and Taxation Commissioner of the district concerned upto the limit of twenty bottles of Indian Made Foreign Spirit each of the capacity of 750 millilitres, twenty four bottles of beer each of the capacity of 650 millilitres, twelve bottles of Rum each of the capacity of 750 millilitres, twenty four bottles of wine each of the capacity of 750 millilitres and twelve bottles of Vodka/Gin/Cider each of the capacity of 750 millilitres on the payment of permit fee of Rs. 200/- for one year and Rs. 2000/- for life time.”.

ARUN KUMAR,
Excise and Taxation Commissioner,
Haryana

HARYANA GOVERNMENT
EXCISE AND TAXATION DEPARTMENT
Order

The 31st, March, 2008

No. S.O.26/P.A.1/1914/Ss. 31 and 32/2008. – In exercise of the powers conferred by sections 31 and 32 of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), the Governor of Haryana hereby makes the following orders further to amend the Punjab Excise Fiscal Orders, 1932, in their application to the State of Haryana, namely :-

- 1 (1) These orders may be called the Punjab Excise Fiscal (Haryana Amendment) Orders, 2008.
 - (2) They shall come into force with effect from Ist April, 2008.
2. In the Punjab Excise Fiscal Orders, 1932,(hereinafter called the said orders), in Order 1, - in the table, in serial number (1), against clause (a), for the figures and sign “5.00”, the figures and sign, “6.00” shall be substituted.
3. In the said Orders, in Order 5, after clause (ii) and provisions there under, the following clause shall be added, namely :-
 - “(iii) The rate of excise duty on retail sale of beer shall be Rs. 12.00 per bulk litre on the beer manufactured by Pub Micro Brewery Project in the State or imported into Haryana and the L-4/L-5 licensees shall pay excise duty on the basis of its daily installed capacity.”.

RAMENDRA JAKHU,
Financial Commissioner and Principal
Secretary to Government, Haryana, Excise
and Taxation Department

HARYANA GOVERNMENT
EXCISE AND TAXATION DEPARTMENT
Notification

The 31st, March, 2008

No. S.O.23/P.A.1/1914/S.58/2008.– Whereas the State Government considers necessary that the rules should be brought into force at once; so in exercise of the powers conferred by sub-section (1) read with sub-sections (2) and (3) of section 58 of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), the Governor of Haryana hereby makes the following rules further to amend the Haryana Restaurant (Consumption of Liquor) Rules, 1988:-

1 (1). These rules may be called the Haryana Restaurant (Consumption of Liquor) Amendment Rules, 2008.

(2). They shall come into force with effect from 1st April, 2008.

2. In the Haryana Restaurant (Consumption of Liquor) Rules, 1988, the existing rule 5 shall be renumbered as sub-rule (1) thereof and after sub-rule (1) so renumbered, the following sub-rule shall be added, namely :-

(2) The Collector while allowing a licence in form L-52 Permit Kaksh, shall prefer only those licensees who shall provide better conditions for sitting and better standards of hygiene and health. The Collector shall also devise a set of norms which shall be mandatory to be followed by the licensee.”

RAMENDRA JAKHU,
Financial Commissioner and Principal Secretary
to Government, Haryana, Excise and Taxation
Department

**HARYANA GOVERNMENT
EXCISE AND TAXATION DEPARTMENT
Notification**

The 31st, March, 2008

No. S.O. 21/P.A.1/1914/S.59/2008.— In exercise of the powers conferred by section 59 of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), and with reference to Haryana Government, Excise and Taxation Department, notification No. S.O.108/P.A.1/1914/S.9/2006, dated the 17th November, 2006, I, Arun Kumar, Excise Commissioner, Haryana, hereby make the following rules further to amend the Haryana Liquor License Rules, 1970, namely :-

1 (1) These rules may be called the Haryana Liquor License (Amendment) Rules, 2008.

(2) They shall come into force with effect from Ist April, 2008

2. In the Haryana Liquor License Rules, 1970 (hereinafter called the said rules), in rule 2, in the table,

(i) for class “L-I” and entries thereagainst, the following class and entries thereagainst shall be substituted, namely :-

1	2	3	4	5
L-1	whole sale and retail vend of foreign liquor to the retailers (L-2) who contribute more revenue in the district	Fixed fee	Collector	Collector”;

(ii) after class “L-4” and entries thereagainst, the following class and entries thereagainst shall be inserted, namely :-

“L-4A Retail vend of beer in Ice bar attached to L-4/L-5 Fixed fee Collector Collector.”;

(iii) after class “L-10A” and entries there against, the following class and entries thereagainst shall be inserted, namely :-

“L-10AA Retail sale of beer manufactured by Pub Micro Brewery Project. Fixed fee Collector Collector.”.

3. In the said rules, in rule 24,-

(i) for clause (i), the following clause shall be substituted, namely :-

“(i) For a license in form L-1 Rs. 25,00,000 :

Provided that no such license shall be issued unless an application fee of five thousand rupees and a security of five lakh rupees is deposited which shall be liable to be forfeited or adjusted for any amount or penalty due under the Act.”;

(ii) for clause (i-bb), the following clauses shall be substituted, namely :-

“(i-bb) for licensees in form L-4/L-5 granted to hotels/restaurants with rating of four star and above, composite fee per annum shall be Rs. 10,00,000/- payable in equal quarterly installments before the beginning of the each quarter. A new license shall not be required to pay licensee fee for the quarter(s) already elapsed before the grant of license, but he shall have to pay the license fee for the whole quarter in which the license is granted and for every succeeding quarters till the 31st March and Rs. 1,00,000/- per annum for every additional point, subject to a maximum of five additional points, in the same premises in an enclosed, demarcated and approved space except poolside.

Provided that the facility to allow operation of Bar (L-4/L-5) round the clock on payment of additional fee of Rs. 10,00,000/- per annum subject to the compliance of any other law shall be extended only to hotels having grading of four star and above

(iii) (i-bbb) for a license in form L-4A Rs.1,00,000 per annum.”;

for clause (i-e) and entries thereagainst, the following clause and entries thereagainst shall be substituted, namely :-

“(i-e) for a license in form L-1B,-

- a. Rs. 4,00,000 for sale not exceeding 10,000 cases ;
- b. Rs. 8,00,000 for sale exceeding 10,000 cases but not exceeding 35,000 cases ;
- c. Rs. 18,00,000 for sale exceeding 35,000 cases but not exceeding 1,00,000 cases ;
- d. Rs. 30,00,000 for sale exceeding 1,00,000 cases but not exceeding 5,00,000 cases ;
- e. Rs. 50,00,000 for sale exceeding 5,00,000 cases but not exceeding 10,00,000 cases ;
- f. Rs. 75,00,000 for sale exceeding 10,00,000 cases”;

(iv) for clause (i-ee) and entry thereagainst, the following clause and entries thereagainst shall be substituted, namely :-

“(i-ee) for a licence in form L-1B1,-

- (a) Rs. 2,50,000 for sale not exceeding 25,000 cases ;
- (b) Rs. 7,50,000 for sale exceeding 25,000 cases but not exceeding 1,00,000 cases ;
- (c) Rs. 15,00,000 for sale exceeding 1,00,000 cases but not exceeding 5,00,000 cases ;
- (d) Rs. 25,00,000 for sale exceeding 5,00,000 cases but not exceeding 10,00,000 cases ;
- (e) Rs. 50,00,000 for sale exceeding 10,00,000 cases but not exceeding 20,00,000 cases ;
- (f) Rs. 100,00,000 for sale exceeding 20,00,000 cases :

Provided that the applicants shall have the option not to take L-1B1 license but such applicants shall have to pay one and a half time of normal rate of excise duty.

They may be required to get the brand labels approved but no brand level fee shall be charged. In case the cumulative sale of various brands exceeds the prescribed limit of L-1B1 license then L-1C license shall be required to be taken but no refund / adjustment shall be allowed for one and a half time of excise duty paid prior to the license”;

- (v) in clause (i-g), for sub-clause (vii), the following sub-clause shall be substituted namely :-

“(vii) Vodka / Brandy/ Cider/Wine and Champagne for supply to Canteen Stores Department Rs. 1000/- per brand :

Provided that in case of any change / alteration in labels for any reasons, the label registration fee in full shall be charged again. In case any alteration / amendment in the labels is made during the currency of the financial year, the same rate of label fee shall be charged. While submitting application for registration of labels, the applicant shall submit ex-factory rates in neighbouring States and thereafter the brand shall be registered. In case of any unreasonable difference in the rates prevalent in neighbouring States, the Department shall be at liberty not to register or de-register the brand in Haryana. Further, in case of a brand registered in Haryana and any change in its ex-factory price, the approval of the Department shall be obtained by the licensee.”;

- (vi) in clauses (ii) and (ii-a), for the figures and signs “10,00,000” where ever occurring, the figures and signs “15,00,000” shall be substituted ;

- (vii) in clause (ii-b), - for the figures and signs “12,00,000” occurring twice, the figures and signs “20,00,000” shall be substituted ;

- (viii) after clause (ii-b), the following clause shall be inserted, namely :-

“(ii-c) bottling fee at the rate of Rs. 4.00 per proof litre shall be charged on bottling of Indian Made Foreign Spirit from bottling plants only where no franchise fee is leviable”;

- (ix) in clause (v), for the words and signs “twenty-five thousand rupees”, the words, and signs “one lac twenty-five thousand rupees” shall be substituted.

4. In the said rules, in rule 27-A, in sub-rule (1), after clause (iii) and proviso thereunder, the following clause and proviso thereunder shall be added, namely :-

- “(iv) For a license in form L-10C : 2,50,000 per annum :

Provided that a license in form L-10C shall be granted to the holder of L-4/L-5 licensees for promotion of beer.”.

5. In the said rules, after rule 31, the following rule shall be inserted, namely :-

“31-A The Canteen Stores Department shall be allowed to procure and sell imported foreign liquor from any approved source on payment of assessment fee at the rate of Rs. 200/- per bottle of 750 millilitres or equivalent.”.

6. In the said rules in rule 36,- (i) in sub-rule (10), for clause (vi), the following clause shall be substituted, namely:-

“(vi) The area of retail outlet shall be specified. The licensee shall make his own arrangements for opening of the retail outlet with prior approval of site plan by Department. Prior approval of site plans of vend shall have to be obtained from concerned Deputy Excise and Taxation Commissioner (Excise).”;

(ii), for sub-rule (13), the following sub-rule shall be substituted, namely :-

“(13) No person shall be allowed to apply for any license unless he applies in the prescribed application form available from the office of Deputy Excise and Taxation Commissioner (Excise) of the respective district on payment of five thousand rupees in cash, against a proper receipt. The application forms shall be got printed by the Excise and Taxation Commissioner (Financial Commissioner) and shall be supplied to the districts. These shall be serially machine numbered and shall be authenticated by the Deputy Excise and Taxation Commissioner (Excise) with his signatures and stamp before issue. The applications shall be accompanied by a security amount of one lakh rupees for the vend of license fee less than Rs. 50,00,000/- and Rs. 2,00,000/- for all other vends for Rs.50,00,000/- and above in cash or by bank draft in favour of the Deputy Excise and Taxation Commissioners (Excise) of the respective district against receipt in form 24-A. If any such person commits misconduct during the process of allotment, the said amount shall be forfeited. In case of a successful allottee, this amount shall be adjusted towards his security and in the case of a unsuccessful applicant, the amount shall be refunded to him at the conclusion of draw of lots.”;

“(iii) for sub-rules (18) and (19), the following sub-rule shall be substituted namely:-

(18) The successful allottee shall have to deposit security equal to twenty percent of the annual license fee of the respective licensed outlet, out of which five percent of the license fee shall be deposited on the day of draw of lots, five percent of the license fee within seven days of allotment/ draw of lots or on or before 31st March, 2008, whichever is earlier. Third installment of security equal to ten percent of the license fee shall be deposited by 7th of April, 2008 and the remaining eighty percent of license fee in nine equal monthly installments payable by 20th of each month. In case the successful allottee is a company the total amount of license fee shall be paid on the day of draw of lots. The entire

amount of security including $\frac{1}{3}$ rd or its ninety percent, as deemed proper by the Excise Commissioner(Financial Commissioner) shall be adjustable towards the last installment payable by him. If any amount whatsoever is due to the Department from the licensee including any part of the license fee for whatever reasons, the adjustment of the security to that extent shall not be allowed. Further, in case of vends which are allotted / re-allotted during the currency of the financial year, ten percent security shall be deposited on the date of allotment and the remaining ten percent within ten days of the date of allotment. The vend shall come into operation from the day following the date of allotment. Proportionate license fee for the month of allotment shall be calculated from eighty percent of the annual license fee and remaining period of payment upto December, which shall be deposited by the last working day of the month. The instalment of license fee shall be computed by dividing the balance from eighty percent of license fee dividing by the number of remaining months upto December. It shall be payable as in the case of other vends. In case, the vend is re-allotted after December, complete fee shall have to be deposited within one month. No re-allotment shall be made after the month of February, 2009.

(19) A person to whom a liquor outlet has been allotted, shall pay by the 20th day of every month nine installments of licence fee from April to December 2008.”;

(iv) for sub-rule (22), the following sub-rule shall be substituted, namely:-
“(22) The licensee to whom a retail liquor outlet of country liquor (L-14A) or Indian Made Foreign Liquor (L-2) is allotted, shall be bound to lift its entire annual quota of country liquor or Indian made foreign liquor on quarterly basis from the licensed wholesale outlet of country liquor (L-13) and licensed wholesale outlet of Indian Made Foreign Liquor (L-1) located at every district headquarter in the State. The lifting of quota shall mean physical lifting of liquor from the licensed wholesale outlet of country liquor (L-13) and licensed wholesale outlet of Indian Made Foreign Liquor (L-1). It shall be obligatory for a licensee to lift quota of country liquor and Indian made foreign liquor as per the Schedule below:-

1st quarter: Twenty percent of annual basic quota upto 30.6.2008;

2nd quarter: Forty percent of annual basic quota computed on cumulative basis upto 30.9.2008;

3rd quarter: Seventy percent of annual basic computed on cumulative basis upto 31.12.2008, and

4th quarter: Hundred percent annual basic quota computed on cumulative basis upto 20.3.2009.

Non-compliance of the provision shall attract penalty at the rate of Rs. 20/- and Rs. 65/- per proof litre for country liquor and Indian Made Foreign Liquor respectively for the deficient quantity.

The licensee shall not be allowed to lift at the end of every month of the financial year basic quota in excess of a limit computed at the rate of 11% per month on cumulative basis after May, 2008 onwards unless the license fee in full has been paid. Additional and incentive quota at any point of time shall be allowed only to the extent of basic quota lifted when due license fee up to date has been paid in full :-

- (i) for the purpose of computation of annual quota, the quantity of liquor lifted will be progressively totalled and any increase or decrease with reference to the quarterwise Schedule of lifting shall not matter. For failing to lift quota in any quarter below the norm fixed shall attract penalty as provided for such failure/ non compliance of the provisions in this regard (annual quota remaining the same);
- (ii) the allottee shall be allowed to lift ten percent of additional quota with the same duty and another ten percent quota called incentive quota, on payment of excise duty at the rate of rupees twenty per proof litre of a licensed retail liquor vend after the lifting of quota and payment of the annual license fee of the respective licensed retail liquor vend.”.

7. In the said rules, in rule 37,- (i) in sub-rule (11), for clause (a) and entries thereagainst, the following clause and entries thereagainst shall be substituted, namely:-

“(a) License in Form L-2, L-10, L-10A, L-14 and L-14A:-

From 1st April to 31st March, 9.00 AM to 12.00 midnight throughout the year.”.

- (ii) in sub-rule (31), for clause (iv), the following clause shall be substituted, namely :-

“(iv) he shall not sell Indian Made Foreign Liquor / Imported Foreign Liquor in bottles unless the bottles are of the following sizes :-

- (a) bottles of the capacity of 750 millilitres;
- (b) bottles of the capacity of 375 millilitres;
- (c) bottles of the capacity of 180 millilitres;
- (d) bottles of the capacity of 700 millilitres;
- (e) bottles of the capacity of 500 millilitres;

- (f) bottles of the capacity of 100 millilitres;
- (g) bottles of the capacity of 90 millilitres;
- (h) bottles of the capacity of 60 millilitres.”.

8. In the said rules in rule 38, in sub-rule (16A), “(i) for clause (a), the following clause shall be substituted, namely :-

(a) No new vend or sub-vend shall be located in rural area within 2.5 kilometers between the command area of sub-vend and vend / sub-vend of any other licensee. The sub-vend shall be preferably located in the “Phirni” of the village of the district boundary of the adjoining district.”;

(ii) for clause(g) the following clause shall be substituted namely:-

“(g) For opening a sub-vend , the licensee shall have to obtain a license in form L-14A/SV on payment of fixed annual fee of Rs. 25,000/- per sub-vend in case of license fee of the main vend is upto ten lakh, and Rs. 50,000/- per sub-vend in case the main vend is more than ten lakh.”.

ARUN KUMAR,
Excise and Taxation Commissioner,
Haryana