

(Authoritative English text of Excise & Taxation Department Notification No. 7-675/2015-EXN-8520 dated 24-03-2017 as required under Article 348 (3) of the Constitution of India)

Excise and Taxation Department
Himachal Pradesh

Notification

Shimla-171009, the

24th March, 2017

No.7-675/2015-EXN-8520 dated 24-03-2017 in exercise of the powers conferred by Section 59 of the Punjab Excise Act, 1914 (1of 1914) read with Section 82 of the Himachal Pradesh Excise Act, 2011, as in force in the areas comprised in Himachal Pradesh immediately before 1st November, 1966 and as in force in the Territories transferred to Himachal Pradesh under Section 5 of the Punjab Re-Organization Act, 1966 (31of 1966) and by virtue of the powers of the Financial Commissioner (Excise), conferred on me under Section 9 of the said Act, read with the Himachal Pradesh (Excise Powers and Appeal) Orders, 1965, I, Pushpendra Rajput, Excise and Taxation Commissioner, Himachal Pradesh hereby make the following further amendments in the Himachal Pradesh Liquor License Rules, 1986 (hereinafter called the ‘said rules’) as amended from time to time, with immediate effect:-

AMENDMENTS

In the said rules:-

1. In Rule 1 after entry ‘L-1C’ & before entry ‘L-1E’ (Export), a new entry ‘L-1D’, after entry ‘L-13’ before entry ‘L-13S’, a new entry ‘L-13D’ and after entry ‘L-2AA’, a new entry ‘L-2(I)’ shall be added as per the following description namely:-

Form	Nature	Mode of grant	Authority empowered to	
			Grant	Renew
1.	2.	3.	4.	5.
L-1D	License for storage of Foreign Liquor for supply to HPBL ‘L-1S’ depot only.	Fixed license fee and other levies as may be prescribed.	Collector	Collector
L-13D	License for storage of Country Liquor for supply to HPBL ‘L-13S’ depot only.	Fixed license fee and other levies as may be prescribed.	Collector	Collector
L-2(I)	Retail vend of Foreign Liquor, wine, Beer etc exclusively BIO brands.	Fixed license fee and other levies as may be prescribed.	Collector	Collector

2. In the Para, after entry L-21 and before L-1E (Export), new entries 'L-1D'; after entry 'L-1E', a new entry 'L-2(I)' and after entry 'L-13', before entry, 'L-13S', a new entry 'L-13D' shall be added.
3. (i) In Proviso to rule 12(1) before the entry L-1E (Export), a new entry 'L-1D' for storage of foreign liquor by the manufacturer/ supplier for supply to HPBL 'L-1S' depot only of the District/Zone/State inter-alia shall be added with the following terms and conditions:-
 - (a) The licensee(s) authorize(s) to store or supply of the Foreign liquor, Beer, Wine & RTD as the case may be, to the premises of HPBL in the district/zone concerned.
 - (b) All manufacturers/suppliers of Foreign liquor shall ensure availability of sufficient liquor stocks in the State in licensed storage facilities and shall appoint authorised agent(s), who shall be responsible for maintaining the licensed storage facilities and for ensuring that sufficient stocks is available to meet the requirement of the State for minimum 15 days.
 - (c) The Licensee shall prominently display in front of his licensed premises a signboard showing in Hindi or English, name of licensee & authorized agent & place.
 - (d) In the event of failure to maintain the sufficient stocks as prescribed in condition no. (b) referred above; the manufacturer/ supplier shall attract the strict action against him including de-registration of brands/cancelation of licenses.
 - (e) The licensee shall supply Foreign liquor, Beer, Wine & RTD, to HPBL 'L-1S' depot. He shall supply bottled liquor only in sealed and capsule bottles.
 - (f) The licensee in addition to the provisions of the Punjab/HP Excise Act shall abide by the instructions/ directions/orders/notifications issued by the Excise & Taxation Commissioner (HP) from time to time.
 - (g) The Licensee will observe the dry days as notified by the Excise & Taxation Commissioner from time to time.
 - (h) The licensee shall get the license renewed every year on payment of such fee and such other conditions as may be/are fixed by the Excise & Taxation Commissioner from time to time as per the Act/Rules/Orders/Notifications issued there-under in so far as these are not inconsistent and are applicable in the case of aforementioned licenses shall apply MUTATIS-MUTANDIS.
 - (i) The existing provisions regarding registration/renewal of brands including approval of labels etc. pertaining to the foreign liquor, Beer, Wine & RTD which will be stored, purchased and supplied in the aforementioned licensed premises shall also be applicable accordingly.
4. (i) In Rule 22, a new sub rule '22AA' is added namely - 'L-13D' license for storage of country liquor by manufacturer for supply to HPBL 'L-13S' depot only, of the District/Zone/State inter-alia with the following terms and conditions:-

- (a) The licensee(s) authorize(s) to store or supply of the Country Liquor as the case may be, to the premises of HPBL in the district/zone concerned.
- (b) All manufacturers of Country liquor shall ensure availability of sufficient liquor stocks in the State in licensed storage facilities and shall appoint authorised agent(s), who shall be responsible for maintaining the licensed storage facilities and for ensuring that sufficient stocks is available to meet the requirement of the State for minimum 15 days.
- (c) The Licensee(s) shall prominently display in front of his licensed premises a signboard showing in Hindi or English, name of licensee & authorized agent & place.
- (d) In the event of failure to maintain the sufficient stocks as prescribed in condition no. (b) referred above; the manufacture supplier shall attract strict action against him including deregistration of brands/cancelation of licenses.
- (e) The licensee (s) shall supply Country Liquor, to HPBL 'L-13S' depot. He shall supply bottled liquor only in sealed and capsule bottles.
- (f) The licensee in addition to the provisions of the Punjab/HP Excise Act shall abide by the instructions/directions/orders/notifications issued by the Excise & Taxation Commissioner (HP) from time to time.
- (g) The Licensee will observe the dry days as notified by the Excise & Taxation Commissioner from time to time.
- (h) The licensee shall get the license renewed every year on payment of such fee and such other conditions as may be/are fixed by the Excise & Taxation Commissioner from time to time as per the Act/Rules/Orders/Notifications issued there-under in so far as these are not inconsistent and are applicable in the case of aforementioned licenses shall apply MUTATIS- MUTANDIS.
- (i) The existing provisions regarding registration/renewal of brands including approval of labels etc. pertaining to the Country Liquor which will be stored, purchased and supplied in the aforementioned licensed premises shall also be applicable accordingly.

5. In Rule 38 a sub rule 38 [2 (AAA)] is added namely L-2(I) license of retail vend of Foreign liquor, Wine, Beer etc., exclusively B.I.O. Brands with following terms and conditions:-

- (a) 'L-2(I)' retail vends of Foreign liquor, wine & beer etc exclusively B.I.O. Brands.
- (b) The licensee shall sell only Imported Foreign liquor, Wine & Beer etc. B.I.O. (Bottled In Origin) brands.

- (c) Licensee shall take the supply from HPBL only subject to the payment of license fee, additional license fee and other levies prescribed from time to time.
- (d) The licensee in addition to the provisions of the Punjab/HP Excise Act shall abide by the instructions/directions/orders/notifications issued by the Excise & Taxation Commissioner (HP) from time to time.
- (e) The Licensee will observe the dry days as notified by the Excise & Taxation Commissioner from time to time.
- (f) The licensee shall get the license renewed every year on payment of such fee and such other conditions as may be/are fixed by the Excise & Taxation Commissioner from time to time as per the Act/Rules/Orders/Notifications issued thereunder in so far as these are not inconsistent and are applicable in the case of aforementioned licenses shall apply MUTATIS-MUTANDIS.
- (g) The existing provisions regarding registration/renewal of brands including approval of labels etc. pertaining to the Country Liquor which will be stored, purchased and supplied in the aforementioned licensed premises shall also be applicable accordingly.

6. After entry L-1C mentioned at serial number 5 of the Schedule 'A' appended to the said Rules, new entry 5 (A) namely L-1D; after entry L-2AA, mentioned at serial no. 7 of the Schedule 'A' appended to said Rules new entry 7 (iii) namely L-2 (I) and at serial no. 21 (i) of the Schedule 'A' appended to the said Rules, new entries 21 (i)(a) namely L-13D shall be added and serial no. 5 A, 7 & 21 shall read as follows:-

Sr. No.	Particulars of license	Rates of Fixed fee per annum
1	2	3
5.	L-1C (wholesale vend of foreign liquor by distiller or bottler only.	Rs. 3,80,000/-
5. A	L-1D License for storage of Foreign Liquor for supply to HPBL 'L-1S' depot only.	Rs. 2,00,000/-
7.	(ii) L-2AA (Ahata) A supplementary license attached to L-2 Vend under Rule 38-(2-AA) of the H.P. Liquor License Rules, 1986.	An amount equivalent to 10% of the annual license fee of L-2 vend to which this supplementary licenses is attached/issued.
	(iii) L-2(I) Retail vend of Foreign Liquor, wine, Beer etc. exclusively BIO brands.	Rs. 1,00,000

21.	(i) L-13 for wholesale vend of CL	Rs. 3,50,000/-
	(i)(a) L-13D License for storage of country Liquor for supply to HPBL 'L-13S' depot only.	Rs. 2,00,000
	(ii) L-13S for storage of CL	Rs. 10,35,000/-

(Pushendra Rajput)
Excise & Taxation Commissioner,
Himachal Pradesh.