

**OFFICE OF THE COMMISSIONER EXCISE, ENTERTAINMENT & LUXURY TAX
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
L-BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI-110002**

F. No. 1(644)/Ex/R/Pt.File/2018/1963

Dated: 04/9/18

CIRCULAR

Following terms and conditions are framed within the ambit of section 20 of the Delhi Excise Act, 2009, for allowing the transfer of licence in the case of restaurant (L-17/L-17F, L-18/L-18F, L-19/L-19F):-

1. Proceedings of any kind under the Delhi Excise Act, 2009, and rules framed thereunder, or under the erstwhile Punjab Excise Act, 1914, and rules framed thereunder, should not be pending against the licensee before any such approval is allowed.
2. The transferee will run the restaurant/bar in the same premises.
3. Prior approval of Licensing Authority should be sought within the purview of section 20 of the Delhi Excise Act, 2009.
4. An affidavit will be submitted by the transferor and transferee (separately), along with the application for obtaining permission for transfer of licence, in the prescribed format. (Annexure 'A' & 'B').
5. Licensing Authority may permit the transfer of license subject to payment of 25% of annual licence fee for the restaurant in question.
6. No refund for licence fee will be allowed to the transferor-licensee for any unexpired period of financial year.
7. Transferee will submit all licenses/NOCs from link departments viz. Health & Trade Licence, Eating House Licence, NOC form DFS and Approval of DOT, along with PAN Card and DVAT registration certificate in the name of transferee, within a period of three months or the validity of the licence, whichever is earlier.
8. Permission for transfer on compliance of above terms and conditions will be allowed only if transfer has happened after coming into force for Delhi Excise Act, 2009 i.e. after 04.10.2010.


(Amjad Tak)
04/9/18
Commissioner (Excise)

1. The Assistant Commissioner, Restaurant Branch.
2. System Analyst to upload the same on official website.

ANNEXURE-A

AFFIDAVIT BY TRANSFEROR

I, _____ S/o. _____ R/o. _____
_____ and Director/Partner/Proprietor
of _____ do hereby solemnly
Affirm and declare as under:-

1. That I am a citizen of India.
2. There is no dues pending against me nor any proceedings are pending against me under Delhi Excise Act, 2009 and Delhi Excise Rules 2010 and/or Punjab Excise Act 1914. Further, I am qualified for Excise License u/s 13 of the Delhi Excise Act, 2009 and other relevant provisions of the Act and Rules.
3. That Sh/Ms. _____ was granted a license for running a restaurant under the name and style of _____
_____ (on _____ premises).
4. That the seating capacity of the unit is _____ seat covers and there is no change in licensed premises.
5. That I have gone through the Delhi Excise Act, 2009 and rules framed thereunder i.e. the Delhi Excise Rules, 2010 and understood the same.
6. That M/s/ Sh. _____ (transferee) is eligible for the grant of the above license under the Delhi Excise Act and Rules.
7. The information and documents submitted by me/us are true and correct.

DEPONENT

Verification :-

Verified on _____ at New Delhi that the contents given above are true and correct to the best of my Knowledge and belief.

DEPONENT



AFFIDAVIT BY TRANSFEREE

I, _____ S/o. _____ R/o. _____
_____ and _____

Director/Partner/Proprietor of _____ do hereby solemnly affirm and declare as under:-

1. That I am a citizen of India.
2. That the above-named unit including the premises has been acquired by me/us from _____ and we are desirous of getting Excise License transferred in our name _____.
3. That there is no change in the premises/layout plan of the restaurant, and seating capacity is _____.
4. That all the amended licenses/NOCs along with necessary documents would be submitted to Excise Department within **03 months** period from the date of transfer of license in our name **or** the validity of license whichever is earlier.
5. That I have gone through the Delhi Excise Act, 2009, the Delhi Excise Rules, 2010, and terms and conditions and understood the same.
6. That I undertake to abide all the provisions made under the Delhi Excise Act, 2009, the Delhi Excise Rules, 2010, and relevant terms & conditions and shall stand good any loss to the department if in future it is established that I have furnished wrong statement in obtaining the authorization of L-17/L-17F license.
7. The information and documents submitted by me/us are true and correct.
8. That I am qualified for Excise License u/s 13 of the Delhi Excise Act, 2009 and other relevant provisions of the Act and Rules.
9. That in case any past liability arises, I will be liable to clear/compensate dues/amount whatsoever, to the department.

DEPONENT

Verification :-

Verified on _____ at New Delhi that the contents given above are true and correct to the best of my Knowledge and belief.

DEPONENT

