

(TO BE PUBLISHED IN THE DELHI GAZETTE PART-IV-EXTRAORDINARY)
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
FINANCE (REV-1) DEPARTMENT
DELHI SECRETARIAT, I.P. ESTATE, NEW DELHI-110002

No.F.10(5)/Fin(rev-1)/12-13 / D817/499

Dated : the 04/7/ 2012

NOTIFICATION

No. F.10(5)/Fin(rev-1)/12-13.- In exercise of the powers conferred by sub-section (1) of section 81 of the Delhi Excise Act,2009(Delhi Act 10 of 2010), the Government of National Capital Territory of Delhi hereby makes the following rules to further amend the Delhi Excise Rules,2010 namely:-

1. **Short Title and Commencement.** - (1). These rules may be called the Delhi Excise (Fifth Amendment) Rules, 2012.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. **Amendment of rule 11 .-** In the Delhi Excise Rules, 2010 (herein after referred to as The principal Rules), in rule 11, a new sub-rule (c) shall be inserted, namely :-

“(c) The members of the diplomatic missions in India, staying in Delhi and the Hospitality Organization, Ministry of External Affairs, Government of India for transport or possession of Indian or Foreign liquor on the basis of transport permit for the purpose of their own consumption or for Government function without paying any Excise duty.”

3. **Amendment of rule 20.-** In the principal Rules, in rule 20, a new sub rule (d) shall be inserted, namely ;

“(d)(1) P-10A Permit may be issued by the Deputy Commissioner (Excise) for service of Indian and/or Foreign liquor at a place other than licensed premises in:-

- (i) commercial ticketed event/function or a series of such events/functions during the entire period of 24th December to 31st December.
- (ii) other commercial ticketed events/functions during the rest of the year.

(d)(2) The holder of such permit shall be allowed to purchase, possess, transport and serve liquor at a place specified in the permit, subject to the following conditions:-

- (i) the area is screened off from public view;
- (ii) liquor is served only to persons above twenty five years in age;
- (iii) liquor is procured from licensed source in Delhi and shall produce purchase voucher on demand ;

Provided that the Deputy Commissioner may delegate his power under this clause to any excise officer.”

4. **Amendment of rule 20.-** In the principal Rules, in rule 20 in sub-rule(1), after the second proviso, the following shall be inserted, namely :-

“Provided further that the possession limit may be relaxed for Bishop of Delhi for bonafide church use for sacramental purpose only with the approval of Government.”

5. **Amendment of rule 33.-** In the principal Rules, in rule 33, in the table “Classes of permits and authorities to grant and renew permit”, after sr. no. 10, the following row shall be inserted, namely :-

10 A	P-10A	Permit for service of Indian Liquor and / or Foreign Liquor at a place other than Licensed premises in – (i) commercial ticketed event/function or a series of such events/functions during the entire period of 24 th December to 31 st December for time upto 1.00 AM only. (ii) other commercial ticketed events/functions during the rest of the year for time upto 1.00 AM only.	Deputy Commissioner	Deputy Commissioner
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6. **Amendment of rule 41.-** In the principal Rules, for rule 41, the following shall be substituted, namely :-

“41. All applications for the renewal of licence and permit to be received by February end along with licence fee -

Unless the Government otherwise directs all applications for the renewal of licences and permits shall be received in the office of the Deputy Commissioner before the end of February along with licence or permit fee, payable for the renewal of licence or permit. In case of delay, the Deputy Commissioner may admit such application before the expiry of the licence or permit, provided that there are good and sufficient reasons for the delay on payment of additional fee of twenty five percent of the prescribed licence or permit fee:

Provided that the application for renewal of licence or permit may be admitted after the expiry of the licence or permit, if there are good and sufficient reasons for the delay on payment of double the amount of licence or permit fee payable, and the licence or permit may be renewed with the approval of the Excise Commissioner."

7. Amendment of rule 44.- In the principal Rules, in rule 44-

(i) for sub-rule (7), the following shall be substituted, namely :-

"(7) In no case service of liquor other than from holder of licenses in form L-16, L-17, L-28, L-29 shall be allowed, except in the functions organized by the Hospitality Organization, Ministry of External Affairs, Government of India and Diplomatic missions on the recommendation of Ministry of External Affairs, Government of India."

(ii) sub-rule (8) shall be omitted

8. Amendment of rule 154: In the principal Rules, in rule 154 -

(i) in sub rule (2), in the table "Licence fees for other category of licences", in sl. no. 12, for the entries in column no. 5 the following shall be substituted, namely:-

"8,00,000

Note: Fee for round the clock operation for the L-10 vend at Airport shall be twice the amount of fee applicable for L- 10 licence."

(ii) In sub rule (2), in the table "Licence fees for other category of licences", in sr. no. 19, in column no. 5, for the words and figures "Fee for service of liquor for round-the-clock in a restaurant attached to hotel of 5 Star and above category shall be twice the amount of fee applicable L-16 licence", the following words and figures shall be substituted, namely : -

"(a) Fee for service of liquor for round the clock in:

- (i) Five Star - Rs.30,00,000/-
- (ii) Five Star Deluxe and above – Rs.40,00,000/-"

(iii) In sub-rule (2), in the table "Licence fees for other category of licences", in sr. no. 43, in column no. 5, for the entries, the following shall be substituted, namely :-

"10000 (more than 1 year and upto 3 years)*

Or

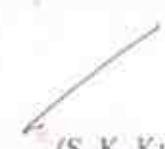
20000 (more than 3 years and upto 5 years)*

*The person should submit an affidavit confirming his stay at the declared residential address for the duration of the licence applied for."

(iv) In sub-rule (4), in the table "Other fees (permit/pass/import/export)", after sl no. 10, the following row shall be inserted, namely :-

10A	20(1) (d)	P-10A	Permit for service of Indian Liquor and / or Foreign Liquor at a place other than Licensed premises in- (i) commercial ticketed event/function or a series of such events/functions during the entire period of 24 th December to 31 st December for time upto 1.00 AM only. (ii) other commercial ticketed events/functions during the rest of the year for time upto 1.00 AM only.	(i)Rs.200000/- for commercial ticketed events/functions during the entire period from 24 to 31 st December. (ii) Rs.100000/ per day on other commercial ticketed events/functions.
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By order and in the name of the
Lieutenant Governor of the National
Capital Territory of Delhi,


(S. K. Kamra)
Deputy Secretary - III (Finance)

No. F.10(5)/Fin(rev-1)/12-13/DS10/499

Dated: 04/7/12

Copy to:-

1. The Secretary(GAD), Govt. of NCT of Delhi with one spare copy for its publication in the Delhi Gazette Part-IV(extraordinary) in today's date.
- ✓ 2. The Excise Commissioner, GNCT of Delhi, L-Block, Vikas Bhawan, New Delhi.
3. OSD to Hon'ble Lt. Governor, Raj Niwas, Delhi.
4. Secretary to Finance Minister, Govt. NCT of Delhi.
5. The Joint Secretary(L&J), GNCT of Delhi, Delhi Sachivalaya, I.P. Estate, New Delhi.
6. Guard File
7. Web site.



(S. K. Kamra)

Deputy Secretary - III (Finance)