

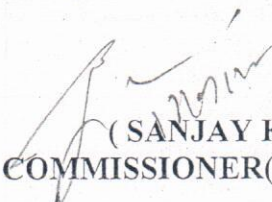
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF
DELHI
OFFICE OF THE EXCISE COMMISSIONER
L-BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI-110002

PUBLIC NOTICE

Government of National Capital Territory of Delhi has decided to grant license in form L-11 for setting up of Microbrewery at all Hotels, Restaurants and Airports in Delhi for the licensing year 2015-16 and onwards.

The terms and conditions alongwith the prescribed form for the grant of L-11 licence can be obtained on payment of Rs.5000/- (Rupees Five Thousand only) by way of Demand Draft in favour of Deputy Commissioner(Excise), Delhi for each licence form during the office hours on any working day from the office of Commissioner Excise, Government of National Capital Territory of Delhi, L0Block, Vikas Bhawan, I.P. Estate, New Delhi-110002. Alternatively, the same can be downloaded from the website <http://excise.delhigovt.nic.in> under heading "News". However, in that case, a processing fee of Rs.5000/- (Rupees Five Thousand only) for each licence form shall have to be deposited alongwith the application form by way of Demand Draft in favour of the Deputy Commissioner(Excise), Delhi. Applicants are also required to apply online for grant of L-11 Licence through ESCIMS Portal at www.delhiexcise.gov.in.

Application received without complete information and supporting documents as required in the prescribed application form alongwith its annexures shall be liable to be rejected and decision of Licensing Authority should be final in this regard.


(SANJAY KUMAR)
COMMISSIONER(EXCISE)

TERMS AND CONDITIONS FOR GRANT OF LICENCE IN FORM L-11 FOR (RETAIL VEND OF BEER MANUFACTURED BY MICROBREWERY) AT ALL HOTELS, RESTAURANTS AND AIRPORTS IN DELHI.

Licenses in Form L-11 for the retail vend of Beer manufactured by microbrewery at All Hotels, Restaurants and Airports in Delhi for on-site consumption shall be granted for the year **2015-16** in accordance with the following terms and conditions-


1. A microbrewery may be set up where draught beer is manufactured and the same is served to the customers for consumption within the premises with an installed capacity of not more than one thousand litres (1KL) per day subject to clearance by the DPCC on Pollution Control and submission of a project report indicating, inter-alia, vessels, permanent apparatus and capital cost.
2. The applicant shall have to possess licence L-16, L-17, L-18 or L-19 for establishing Microbrewery in Hotels, Restaurants and at Air-port respectively.
3. The proposed microbrewery should be a pucca building.
4. The licence fee for setting up a micro brewery for installed capacity upto 500 Litres per day shall be Rs.2,50,000/- as already prescribed in chapter X Fiscal Measures under Delhi Excise Rules, 2010. The licence fee for setting up a microbrewery for installed capacity more than 500 litres and up to 1000 litres per day shall be Rs.5,00,000/-
5. The setting up of a microbrewery will be subject to regulations framed/notified by other department of the Government to ensure conformity with provisions of Law laid down on the subject.
6. The licensee shall arrange to check the quality of raw materials used and the beer produced in the microbrewery by a chemist holding a degree in science with chemistry as one of the subjects preferably organic chemistry or bio chemistry or specialization in alcohol technology.
7. The beer produced in the Microbrewery shall be released for sale only after the said chemist certifies that such beer is fit for human consumption on daily basis.
8. The licensee shall arrange to draw the beer samples once in every month and forward the same to the laboratory for analysis. The report so obtained there or shall be displayed on the premises of microbrewery.
9. The excise duty on the beer at manufacturing stage shall be levied at the rate of Rs.40/- per bulk litre in rule 152 in sub rule (1) in sub clause 1[4 of clause (iii) of the Delhi Excise Rules, 2010.



10. The licensee shall submit a list of different categories of beer (lager, strong etc) proposed to be manufactured in the microbrewery.
11. The alcohol content of the beers produced and supplied to the consumers shall not exceed 8% V/V.
12. Under no circumstances is beer or any alcoholic drinks is to be served to person below the age of 25 years.
13. The licensee is prohibited from manufacturing any kind of beers save the ones permitted.
14. The licensee shall issue beer only for on-site consumption.
15. The account of transactions in the microbrewery relating to issue shall be maintained in such manner as may be prescribed.
16. The licensee shall furnish any statistics relating to manufacture and the sale of beer that may be required when called upon to do so by the Licencing Authority.
17. The licensee shall furnish a summary statement by 8th of every month regarding beer manufactured in the microbrewery and sale in the preceding month to the Deputy Commissioner along with a declaration in writing certifying that he has cleared all outstanding excise revenue and other dues recoverable from him.
18. All holders of L-11 licence shall be bound by all the provisions of Delhi Excise Act, 2009, Delhi Excise Rules, 2010 and any other additional conditions/directions/orders as prescribed by the Excise Department from time to time.
19. The Deputy Commissioner reserves the right to halt/suspend the manufacturing and sale of beer in the microbrewery and suspend or cancel L-11 licence for reasons to be recorded as per provisions of section 17 of the Act.
20. Timings: Microbrewery will be allowed to remain open from 11.00 A.M. to 01.00 A.M. or till the time the restaurant, Hotels or at Air-port is allowed to serve liquor.
21. Renewal: The Government of National Capital Territory of Delhi has declared that normally, the Excise Year would be from 1st April to 31th March. L-11 licence may be renewed at the sole discretion of the Licensing Authority subject to payment of such licence fee and compliance of such other conditions as may be prescribed from time to time.
22. Procedure to apply: Applications in the prescribed form (Annexure-I) along with other relevant documents for licence shall be made to the Deputy Commissioner (Excise). Applicant will submit the following alongwith the application:-



- (a) Proof of lawful possession of the proposed shop i.e ownership/lease/rental documents etc.
- (b) An affidavit in the form given in Annexure-II declaring that:-
- (i) He is in actual physical possession of the premises for which he has made an application for grant of L-11 licence.
 - (ii) There is nothing adverse against the applicant as per the provisions of section 13 of Delhi Excise Act, 2009 and Rule 23 of Delhi Excise Rules, 2010.
 - (iii) He will abide by all the provisions of Delhi Excise Act, 2009, Delhi Excise Rules, 2010 and other orders/instructions/directions issued by the competent authority from time to time failing which the licence can be revoked/suspended/cancelled..
- (c) A detailed lay out plan of the area in which the microbrewery is located.
- (d) An earnest money of Rs. 2,50,000/- (Two Lacs Fifty Thousand only) for installed capacity upto 500 litres per day and Rs. 5,00,000/- (Five Lacs only) for installed capacity upto 1000 litres (1 KL) per day by way of a Demand Draft in favour of the Deputy Commissioner (Excise), Delhi.
- (e) A security deposit of Rs. 20,00,000/- (Rupees Twenty lacs) only by way of a FDR in favour of Deputy Commissioner (Excise), Delhi.
- (f) A solvency certificate of Rs. 50 lacs issued by Sub-Divisional Magistrate/ a Scheduled Commercial Bank.
- (g) Income tax clearance certificate.
- (h) No-dues certificate from VAT department, GNCT of Delhi.


(PRAVEEN MISHRA)
DEPUTY COMMISSIONER (EXCISE)/
LICENCING AUTHORITY

ANNEXURE-I

APPLICATION FOR THE GRANT OF LICENCE IN FORM L-11
FOR RETAIL VEND OF BEER, MANUFACTURED BY
MICROBREWERY AT ALL HOTELS, RESTAURANTS AND
AIRPORTS IN DELHI

Ison of
Shri.....aged..... years, resident of
.....hereby apply for the grant of
licence in Form L-11 for retail vend of beer, manufactured by
microbrewery at and state under :

1. That I am the sole proprietor/managing partner/MD/Authorized Director/Secretary (specify) of M/s.....(Name and address of the firm/company intending to take licence).
2. That Shri.....has been authorized to represent the Company/Firm/Society/Hotel/Restaurant in all matters connected with and in relation to the grant of L-11 licence(Power of Attorney attached).
3. That the said M/s.....is an individual/ A partnership firm/public limited company/ a private limited company/ a cooperative society registered under the Companies Act, 1956/Partnership Act, 1932/relevant co-operative societies Act.
4. That the said M/s.....is not Ineligible to hold the licence Interalia under section 13 of Delhi Excise Act, 2009 and Rule 23 & 35 of Delhi Excise Rules, 2010.
5. That the following documents are annexed to this application, namely :
 - a) Amount of capital proposed to be invested.
 - b) Address and detailed site plan of the premises where microbrewery is proposed to be set up.
 - c) Detailed project report.
 - d) Clearance certificate from Delhi Pollution Control Board.
 - e) Description of vessels and other permanent apparatus.
 - f) Production capacity of the microbrewery per day.
 - g) A power of attorney in original from M/s.....
.....(name of microbrewery).
 - h) An attested copy of the registered partnership deed/memorandum and article of association (latest) of M/s.....(name of the company/partnership firm).
 - i) A declared list of categories of beer proposed to be manufactured.

- j) A certificate of solvency to the extent of Rs.50,00,000/- (Rupees Fifty Lacs Only) signed by a Magistrate not below the rank of Sub Divisional Magistrate having the requisite jurisdiction..
- k) Tax clearance certificate as follows :
- i) A clearance certificate from the Income Tax Assessing Authority.
 - ii) Copy of PAN Card of the Company/Firm/Society/Individuals (as the case may be).
 - iii) A No Dues Certificate issued by the VAT Department, Govt. of NCT of Delhi.
 - l. A copy of the annual account and balance sheet duly audited, for the last accounting period for which such audited annual accounts/balance sheets are available.
 - m. Declaration regarding categories of beer to be produced and sold.
 - n. An affidavit-cum-declaration in prescribed format.
 - o. A personal bond with surety of a sum of Rs.20,00,000/- (Rupees Twenty Lacs only).
 - p. FDR in favour of Deputy Commissioner(Excise) for Rs. 20,00,000/- (Rupees Twenty Lacs only) for security deposit.

Signature/Thump impression
(Name of the applicant)
Seal of the Firm/Company

ANNEXURE-II

(Affidavit)

**DECLARATION OF MICROBREWERY
(regarding categories of beer to be produced and sold)**

I.....son of
Shri.....aged.....years resident
of..... The
Managing/Authorized
Director/Secretary/Proprietor/Managing Partner of
M/s.....(Name of the microbrewery and its
address) solemnly affirm and declare that the following
categories of beer shall only be produced and sold in the
Microbrewery :

Sl.No.	Name of the category (Lager, Strong etc.)	Strength of alcohols	Ingredients to be used

ANNEXURE-III

AFFIDAVIT-CUM-DECLARATION
(To be given on non-judicial stamp paper)

I,.....son of
Shri.....aged..... years, resident of
..... hereby declared as
under :

- i) That I have applied for the grant of L-11 licence for the retail vend of beer manufactured by microbrewery at.....
- ii) That the particulars and contents of the application are correct to the best of my knowledge and belief.
- iii) That I have read the Delhi Excise Act, 2009, the rules framed there under and order/instructions issued and the statements of terms and conditions subject to which the L-11 Licence may be granted and agree to abide by all provisions contained in said Act, rules, orders and instructions.
- iv) I/We also confirm and certify that Sh.....is the attorney/authorized representative for microbrewery plant for the National Capital Territory of Delhi.
- v) I/We shall be liable for all omission and commission of attorney/authorized representative in execution of terms and conditions of L-11 licence.
- vi) I/We confirm and certify that the information furnished above is true and based on the records maintained in normal course of business and nothing material has been concealed. If at any stage, the information furnished here-in-above is found to be false, the L-11 licence if granted to us, shall be liable to be cancelled and we shall also be liable for black listing as per the Delhi Excise Rules, 2010.
- vii) That the said premises does not fall within 100 mtrs of any major Educational institution or religious placed or hospitals with 50 beds and above as defined in Rule 51(1) of Delhi Excise Rules, 2010.

- viii) That I or my company/society/firm does not have any interest in any distillery/bottling plant/brewery holding L-1/L-3 licence for the wholesale vend of liquor in the National Capital Territory of Delhi.
- ix) That I or my company/society/firm or any of my family members or any of the family members of the persons interested in my company/society/firm does not hold any other retail vend of liquor in the National Capital Territory of Delhi.
- x) That I or the company I am representing, is not ineligible under section 13 of Delhi Excise Act, 2009 and rule 23 & 35 of Delhi Excise Rules, 2010
- xi) That the applicant has not been convicted by a criminal court of any non bail able offence or any offence punishable under any law relating to any tax leviable on such person during a period of five year preceding the date of application.
- xii) That the applicant has not been convicted of any offence punishable under the Delhi Excise Act, 2009, The Opium Act, 1879, the Punjab Opium Smoking Act, 1948 as in force in Delhi. The Dangerous Drug Act, 1930, of the medicinal & Toilet preparation (Excise Duties) Act, 1935 during a period of five years preceding the date of application

Signature/Thump Impressions
(Name of the applicant)
(Seal of the Firm/Company)