



**TAMIL NADU  
GOVERNMENT GAZETTE  
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**Part III—Section 1(a)**

**General statutory Rules, Notifications, Orders, Regulations, etc.,  
issued by Secretariat Departments.**

**NOTIFICATIONS BY GOVERNMENT**

**HOME, PROHIBITION AND EXCISE DEPARTMENT**

AMENDMENTS TO THE TAMIL NADU BREWERY RULES 1983.

[G.O. Ms. No. 31, Home, Prohibition and Excise (III), 26th October 2017, ஐப்பசி 9, ஹேவிளம்பி,  
திருவள்ளூர் ஆண்டு-2048.]

**No. SRO A-46(h)/2017.**

In exercise of the powers conferred by Section 54 of the Tamil Nadu Prohibition Act, 1937 (Tamil Nadu Act X of 1937), the Governor of Tamil Nadu hereby makes the following amendments to the Tamil Nadu Brewery Rules, 1983.

AMENDMENTS.

in the said Rules,-

(1) in rule 26, for sub-rule (2), the following sub-rule shall be substituted, namely:-

“(2) An export fee of rupees two per bulk litre shall be paid on all stocks of beer issued from the brewery for export to other States, Union Territories or other Countries.”;

(2) for rule 32-A, the following rule shall be substituted, namely:-

“32-A. **Export of beer.**- (1) No beer shall be exported to other States, Union Territories or other countries except under an export licence in Form B-10 issued by the Commissioner under these Rules and in accordance with the conditions subject to which such export licence is issued.

(2) The holder of the licence under rule 5 desirous of obtaining a licence for export of beer to other States, Union Territories or other Countries shall apply to the Commissioner. Every application shall be affixed with a court-fee label to the value of rupees two and accompanied by the treasury receipt in support of payment of an annual export licence fee of rupees one lakh for export of beer to other States / Union Territories only, rupees two lakhs for export of beer to other Countries only and rupees three lakhs for export of beer to both other States/Union Territories and other Countries. The Commissioner may, issue a licence in Form B-10 and may approve the specifications, brand names and labels to be used in respect of beer to be exported to other States, Union Territories or other Countries.”;

(3) for rule 32-B, the following rules, shall be substituted, namely:-

**“32-B. Procedure for export.-** (1) The holder of licence in Form B-10 desiring to export beer to other States, Union Territories or other Countries, shall apply for an export permit to the Commissioner in Form B-11 which shall be affixed with a court-fee label to the value of rupees two and accompanied by the treasury receipt in support of payment of export permit fee of rupees ten. Every such application shall be accompanied by an import licence or the import permit or a ‘No Objection Certificate’ issued by the State, Union Territory or Country allowing the import. The treasury receipt in support of the payment of export fee under rule 26 and a bank guarantee from a Nationalized Bank situated in this State at the rate of nine rupees per bulk litre for Lager Beer and at eleven rupees per bulk litre for Strong Beer as a performance guarantee shall also be enclosed along with the application in Form B-11.

(2) Every application in Form B-11 shall contain the following particulars, namely:-

- (i) Name and address of the licensee;
- (ii) Export licence No. and date and its period of validity;
- (iii) Quantity, brand name and specifications of beer proposed to be exported;
- (iv) Name and address of the importer including copy of the licence held by him;
- (v) Number and nature of receptacles or packages containing beer;
- (vi) Route of transport (state whether road, rail, road-cum-rail, air, sea, etc., and indicate the important places on the route);
- (vii) Period of validity of permit requested.
- (viii) Details of payment of export fee.

**32-C. Issue of export permit.-** (1) On receipt of an application under rule 32-B, the Commissioner, may after making such enquiry, as he deems fit, issue the export permit, in Form B-12 to other States, Union Territories or other Countries, as the case may be, subject to the following conditions, namely:-

- (i) The consignment shall be verified by the Excise Supervisory Officer of the manufacturing unit before export.
- (ii) The permit shall accompany the consignment and shall be used only once during its currency. The consignment so permitted shall be exported in a single lot.
- (iii) The permit shall be surrendered to the Commissioner, if it is not made use of within the period of validity.
- (iv) The licensee shall be bound to pay the cost of the escort, for the consignment, if any.
- (v) The consignment shall be exported only through the route specified in the export permit.
- (vi) The licensee shall pay commission at the rate of one percent on the invoice value of the consignment to the Tamil Nadu State Marketing Corporation:

Provided that if the Tamil Nadu State Marketing Corporation’s basic price is higher than the invoice value, the commission shall be paid on the basic price of the Tamil Nadu State Marketing Corporation.

- (vii) The licensee shall export to other States, Union Territories or other countries, only after fulfilling the supply requirement of beer within the State of Tamil Nadu, as stipulated by the Tamil Nadu State Marketing Corporation.
- (viii) The licensee is solely responsible for the consignment exported to reach its destination, within the validity period of the export permit:

Provided that in the event of extension of period being sought for by the licensee, the Commissioner may grant, at his discretion, upon reasons to be recorded in writing, a further period not exceeding the period mentioned in the export permit.

(2) The export permit shall be issued in seven copies by the Commissioner in Form B-12. The first copy of the permit shall be issued to the export licensee, the second copy shall be kept in the office of the Commissioner, the third copy shall be sent to the Excise Authority of the State, Union Territory or other Country to which the beer has to be exported, the fourth copy shall be sent to the concerned Excise Supervisory Officer of the Brewery, the fifth copy shall be sent to the Tamil Nadu State Marketing Corporation Limited, the sixth copy shall be sent to the importer and the seventh copy shall be sent to the Enforcement Officer of the State, Union Territory or other Country to which the beer has to be exported.

32-D. **Delivery of Consignment.**- The Licensee shall, within sixty days from the date of expiry of validity of the export permit, furnish as proof of the consignment having reached its destination to the Commissioner,-

- (a) in the case of export to other State or Union Territory, an Excise Verification Certificate obtained from the officer in-charge of the Excise Department of the State or Union Territory to which the consignment was exported.
- (b) in the case of export to other countries, a copy of the Bill of lading or Airway Bill along with the Bill of Entry or similar documents submitted at the Seaport or Airport of the importing country.

On submission of proof of delivery of the consignment, the bank guarantee shall be returned to the licensee. In the event of failure to produce proof of delivery of consignment, the bank guarantee furnished by the licensee shall be invoked and the encashed amount be adjusted to the Government revenue. New permit shall not be issued until proof of delivery of the previous consignments which are due, are furnished.”;

- (4) for FORMS B-10, B-11, and B-12, the following FORMS shall be substituted, namely:-

**“FORM B-10**

(See rule 32-A)

Export Licence No.....

Dated.....

**Licence to export beer from the State of Tamil Nadu to any other State / Union Territories in India/other Countries.**

Licence is hereby granted to Tvl. .... under Section 17-B(b) of the Tamil Nadu Prohibition Act, 1937 (Tamil Nadu Act X of 1937), for export of Beer to other States and Union Territories / other Countries (score out whichever is not applicable), subject to the provisions of the Tamil Nadu Brewery Rules, 1983 and the conditions set out hereunder and such other rules and conditions that may be notified, from time to time:-

**CONDITIONS.**

- (1) The breach of the provisions of any of the above said Act / Rules or conditions will result in the suspension or cancellation of the licence and consequently there will be no refund of any fee paid.
- (2) The licence is valid on and from the ..... to the 31st March 20.....
- (3) The licence is not transferrable.

Commissioner of Prohibition and Excise.

Here affix court-fee  
label to the value of  
rupees two.

**FORM B-11**

(See rule 32-B)

**Application for grant of permit for export of beer to other States/ Union Territories/other Countries**

To

The Commissioner of Prohibition and Excise,  
Chepauk, Chennai-600 005.

- (1) Name and address of the licensee.
- (2) Export licence No. and date and its period of validity.
- (3) Quantity, brand name and specifications of beer proposed to be exported.
- (4) Name of the importer and address including the copy of licence held by him.
- (5) Number of cases, Batch No. and nature of receptacles or packages containing beer.
- (6) Route of transport (state whether road, rail, road-cum-rail, air, sea etc. and indicate the important places on the route).
- (7) Period of validity of permit requested.
- (8) Details of payment of export fee and bank guarantee made.

I declare that the particulars given above are true to the best of my knowledge and belief. If at any stage it is found that the particulars are wrong or I have resorted to fraud, I may be prosecuted.

I have gone through the Tamil Nadu Prohibition Act, 1937 and the Rules made there under and shall obey the same.

I agree to pay any duty or fee that is due on the consignment if it is found that it has not been remitted or short remitted.

I shall obey the rules and regulations, in force within the local area through which the consignment passes and also the State / Union Territory / Country to which the consignment is exported.

Place:

Date:

Signature of the applicant.

**FORM B-12**

(See rule 32-C)

*[in Seven Parts]***Permit for Export of Beer to other States / Union Territories/other Countries.**

Export Permit No.....

Dated: .....

- (1) Name and address of the licensee.
- (2) Name and address of the person to whom the beer is to be exported.
- (3) Place to which the beer is to be exported.
- (4) Route (state whether road, rail, air, road cum rail or sea etc.)
- (5) Period of validity of export permit.
- (6) Description of the beer to be exported.

<i>Brand Name</i>	<i>Specifications</i>	<i>Quantity allowed to be exported</i>	<i>Details of Export Fee paid and Bank Guarantee</i>
(1)	(2)	(3)	(4)
		(Export fee) Amount: Date of Payment: Paid at:	

- (7) Number of cases, Batch No. and nature of receptacles containing the beer.
- (8) Details of import licence / import permit or "No Objection Certificate" including period of validity.

**CONDITIONS.**

- (1) The consignment shall be got verified by the Excise Supervisory Officer of the Manufacturing Unit before export.
- (2) The permit shall accompany the consignment and shall be used only once during its currency The consignment so permitted shall be exported in one lot only.
- (3) The permit shall be surrendered to the Commissioner of Prohibition and Excise, if it is not made use of within the period of validity of the permit.
- (4) The licensee shall be bound to pay such cost of the escort, if any.
- (5) The consignment shall be exported only through the route specified in the Export Permit.
- (6) The Excise Verification Certificate (EVC) / Bill of Lading or Airway Bill along with Bill of Entry or similar documents submitted at the Sea Port or Air Port of the importing Country shall be submitted to the Licensing Authority within sixty days from the date of validity of Export Permit.
- (7) The Licensee shall be prosecuted, if he is found to misuse this permit.

Given under the seal of the office of the Commissioner \_\_\_ day of \_\_\_\_ 20\_\_\_\_.

Commissioner of Prohibition and Excise.".

To

Tvl.....

NIRANJAN MARDI,  
Additional Chief Secretary to Government.