

25481



GOVERNMENT OF KERALA

Abstract

Taxes Department – Excise - License period of functional Toddy Shops -
Extended - Orders issued.

TAXES (G) DEPARTMENT

G.O. (Ms) No.161/2013/TD. Dated, Thiruvananthapuram, 24/09/2013.

- Read:-
1. G.O. (Ms) No.12/2013/TD dated 23/01/2013.
 2. G.O. (Ms) No.28/2013/TD dated 04/03/2013.
 3. G.O. (Ms) No.41/2013/TD dated 15/03/2013.
 4. G.O. (Ms) No. 54/2013/TD dated 27/03/2013.
 5. G.O.(Ms)No.133/2013/TD dated 24-06-2013.
 6. Letter No.XA1-2000/2013 dated 07/09/2013 from the Excise Commissioner, Thiruvananthapuram.

ORDER

As per the G.O. read as 1st paper above, Government appointed Sri. M. Ramachandran, Retired Judge, High Court of Kerala, as the One Man Commission for recommending parameters for formulating Abkari Policy for the year 2013-2014, as certain measures in the Abkari Policies, 2011-2012 and 2012-2013 could not be implemented, as the Hon'ble High Court of Kerala, in the judgment dated 27/07/2012 in W. A. No.470/12, quashed the consequent amendments brought in the Foreign Liquor Rules. In view of the delay in submission of the report by the Commission, and the consequent delay in declaration of the Abkari Policy, 2013-14, licenses of the existing functional toddy shops and other liquor shops cannot be renewed with effect from 01/04/2013. In order to avoid the revenue loss to Government, and loss of livelihood of the workers, due to closure of the liquor shops, subject to the outcome in the existing cases in the court, it was, inter alia, decided to extend the licence period of the existing functional toddy shops for three months, on payment of proportionate annual rental of 2012-2013, tree tax, KTWWF contribution, shops licenced for 50% on proportionate of such rental, the toddy shops entrusted to workers committee for Rs.500/- on the existing conditions, and to extend the Bar licences for one year, on realising a fee of Rs.23,00,000/-, and to extend the FL1 licences for one year without changing

COMMISSIONER
EXCISE
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the existing fee of Rs.63,00,000/-, and to enhance various fees for granting licences under FL Rules- vide the G.O. read as 3rd paper above as modified by the G.O. read as 4th paper above. As the extended period of the licenses of the existing functional Toddy shops expired on 30/06/2013, Government accorded sanction for the extension of toddy shop licenses of the existing functional toddy shops, for a further period of 3 months from 01-07-2013, on payment of proportionate annual rental of 2012-2013, tree tax, KTWWT contribution, shops licenced for 50% on proportionate of such rental, the toddy shops entrusted to workers' committee, for Rs.500/-, on the existing conditions – vide G.O. read as 5th paper above.

2. Since the extended tenure of the licences will expire on 30/09/2013, the Excise Commissioner further recommended to extend the license period of the functional Toddy shops upto 31-03-2014 - vide his letter read as 6th paper above, to avoid closure of the Toddy Shops in the State, and consequent revenue loss to the public exchequer.

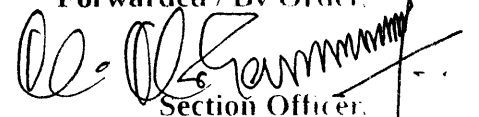
3. Government, after having examined the matter in detail, are pleased to accord sanction for the extension of toddy shop licenses of the existing functional toddy shops, for a further period of 6 months from 01-10-2013, on payment of proportionate annual rental of 2012-2013, tree tax, KTWWT contribution, shops licenced for 50% on proportionate of such rental, the toddy shops entrusted to workers' committee, for Rs.500/-, on the existing conditions.

By order of the Governor,
A. Ajith Kumar,
Secretary to Government.

To

1. The Excise Commissioner, Thiruvananthapuram.
2. The Accountant General (A&E/Audit), Kerala, Thiruvananthapuram.
3. All District Collectors.
4. The Secretary, Kerala Legislative Assembly, Thiruvananthapuram.
5. The Advocate General, Ernakulam (with C/L).
6. The Director, I&PRD (for publicity).
7. Stock File/Office Copy.

Forwarded / By Order,


Section Officer.