



Government of Kerala
കേരള സർക്കാർ
2012

Reg. No. ടി.ടി. നമ്പർ
KL/TV(N)/12/12-14

KERALA GAZETTE
കേരള ഗസറ്റ്
EXTRAORDINARY

അസാധാരണ

PUBLISHED BY AUTHORITY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്

Vol LVII വാല്യം 57	Thiruvananthapuram, Monday	13th August 2012 2012 ആഗസ്റ്റ് 13	No. നമ്പർ
	തിരുവനന്തപുരം, തിങ്കൾ	22nd Sravasa 1934 1934 ശ്രാവണം 22	1691

GOVERNMENT OF KERALA

Taxes (G) Department

NOTIFICATION

G. O. (P) No. 145/2012/TD. Dated, *Thiruvananthapuram, 13th August, 2012.*

S. R. O. No. 575/2012.—In exercise of the powers conferred by sections 18A and 29 of the Abkari Act, 1 of 1077, the Government of Kerala hereby make the following rules further to amend the Kerala Abkari Shops Disposal Rules, 2002 issued by notification under G. O. (P) No. 24/2002/TD dated 30th March, 2002 and published as S. R. O. No. 198/2002 in the Kerala Gazette Extraordinary No. 376 dated 30th March, 2002, namely:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Abkari Shops Disposal (Second Amendment) Rules, 2012.
2. They shall come into force at once.

3. *Amendment of the Rules.*—In the Kerala Abkari Shops Disposal Rules, 2002, in chapter VII,—

(1) in the heading, the words, "OR FOREIGN LIQUOR-1 SHOPS" shall be omitted;

(2) in rule 8,—

(a) for sub-rule (1) the following sub-rule shall be substituted,

namely:—

"(1) All Abkari Officers not below the rank of a Preventive Officer shall have the authority to take samples of any toddy kept for sale in any toddy shop for chemical analysis.;"

(b) in sub-rule (2),—

(i) in clause (a),—

(a) in the first sentence beginning with the words "The quantity of sample taken", for the figures and letters "180 ml", the figures and letters "500 ml", shall be substituted;

(b) the second sentence beginning with the words "In the case of toddy" shall be omitted;

(ii) for clause (d), the following clause shall be substituted, namely:—

"(d) The bottles or containers shall be securely fastened with suitable caps or corks so as to make it leak proof to prevent any spillage. The neck portion of bottles or containers and the caps or corks shall be covered with a piece of cloth and tied together with a string securing the covered cloth. The officer taking the samples shall inform the licensee or his representative to put his seal if he so desires. If he desires to put his seal, the string shall be tied the such a way that it shall have two knots in opposite sides. The officer taking the sample shall put his seal on one knot and the licensee or his representative shall put his seal on the other knot. If the licensee or his representative is not willing to put his seal, in such cases, the string shall be tied with one knot and the officer shall put his seal on that knot. The seal shall be affixed on the knot of the string using sealing wax in such a manner that the caps or corks cannot be removed unless the string is cut or the seal is broken. Only the official or

personal seal of the officer taking sample shall be used for sealing. The seal shall be legible and decipherable. If the licensee or his representative has no seal or if they are not willing to put their seal, it shall be recorded in the mahazer/report drawn at the time of taking sample. The specimen of the seal (s) used for sealing the samples shall also be put on the Mahazer/report."

By order of the Governor,

A. AJITH KUMAR,

Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The Government have decided to amend the Foreign Liquor Rules by incorporating provisions for taking samples from FL 1 shops and other Foreign Liquor hotels, licenced premises etc. under the rules. As such, the existing provisions for taking samples from FL 1 shops contained in the Kerala Abkari Shops Disposal Rules, 2002 have to be omitted. The Government also intend to prescribe a new procedure for taking samples, for which the Kerala Abkari Shops Disposal Rules, 2002 has to be amended.

The notification is intended to achieve the above object.