



# കേരള ഗസറ്റ് KERALA GAZETTE

## അസാധാരണം EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്  
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No.

981

GOVERNMENT OF KERALA

Taxes (G) Department

NOTIFICATION

G. O. (P) No. 45/2020/TD.

*Dated, Thiruvananthapuram, 20<sup>th</sup> March, 2020*

S. R. O. No. 241/2020

*7<sup>th</sup> Meenam, 1195*

*30<sup>th</sup> Phalguna, 1941.*

In exercise of the powers conferred by sections 24 and 29 of the Abkari Act, 1 of 1077, the Government of Kerala hereby make the following rules further to amend the Kerala Foreign Liquor (Approval of Label) Rules, 2018 issued under notification No. G.O. (P) 80/2018/TD. dated 5<sup>th</sup> June, 2018 and published as S.R.O. 368/2018 in the Kerala Gazette Extraordinary No. 1506 dated 5<sup>th</sup> June, 2018, namely:—



## RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Foreign Liquor (Approval of Label) (Amendment) Rules, 2020.

(2) They shall come into force on the 1<sup>st</sup> day of April, 2020.

2. *Amendment of the Rules.*—In the Kerala Foreign Liquor (Approval of Label) Rules, 2018,—

(1) in rule 4,

(a) in sub-rule (1), after clause (iv), the following clause shall be inserted, namely:—

“(iva) if intended to be affixed on glass bottle, print ‘GLASS BOTTLE’.”

(b) in sub-rule (1), for clause (xi) the following clause shall be substituted, namely:—

“(xi) the warning in English and Malayalam ‘CONSUMPTION OF ALCOHOL IS INJURIOUS TO HEALTH—മദ്യപാനം ആരോഗ്യത്തിന് ഹാനികരം’ and ‘BE SAFE—DON’T DRINK AND DRIVE—മദ്യപിച്ചു വാഹനം ഓടിക്കാതിരിക്കൂ—സുരക്ഷിതരാകൂ’. The warning shall be printed horizontally in letters of size not less than 3 mm, inside a square box.”

(c) in sub-rule (1), after clause (xi), after the existing proviso the following proviso shall be inserted, namely:—

“Provided further that the changes made in warning as per clause (xi), in labels shall be approved as per these rules. No fee shall be levied for the approval of the said changes in labels. The labels affixed on the bottles before the changes came in to existence do not need to be approved.”

(d) in sub-rule (2), for clause (b), the following clause shall be substituted, namely:—

“(b) When Indian Made Foreign Liquor is manufactured and exported to places in India outside the State, the words “NOT FOR SALE IN KERALA” and when exported to places outside India, the words “IMPORTED FROM INDIA” shall be printed in contrasting colour in the label to be affixed on each bottle, each letter having not less than 3 mm.” ;

(2) in rule 6,

(i) in sub rule (3), for the words, figures and brackets “Rs. 25,000 (Rupees twenty five thousand only)”, the words, figures and brackets “Rs. 50,000 (Rupees fifty thousand only)”, shall be substituted;

(ii) after sub-rule (3), the following proviso shall be inserted, namely:—

“Provided that such fee shall be Rs. 25,000 (Rupees twentyfive thousand only) for each label which is intended to be affixed on the glass bottles.”;



(iii) after sub-rule (3), the following rule shall be inserted, namely:—

“(4) Notwithstanding anything contained in these rules, labels approved before the date of commencement of the Kerala Foreign Liquor (Approval of Label) Amendment Rules, 2020 shall again be got approved from the Excise Commissioner with the statutory warning as stipulated in clause (xi) of sub-rule (1) of rule 3. No fee shall be levied for the approval of label due to any change made in the statutory warning alone. The above waiver of fee shall be limited to one time.”;

(iv) after sub-rule (4), the following Note shall be inserted, namely:—

“Note:—The labels already affixed on the bottles which are in pipeline or have been kept for sale in distilleries, breweries, compounding, blending and bottling units, FL-9 warehouses as on the date of commencement of the Kerala Foreign Liquor (Approval of Label) Amendment Rules, 2020, need not be printed with revised statutory warning.”;

(3) in rule 7, in the opening sentence for the words, figures and brackets “in clauses (i) to (x) under sub-rule (1) of rule 4,” the words, figures and brackets “in clauses (i) to (xi) under sub-rule (1) of rule 4,” shall be substituted;

(4) in FORM appended to these rules,

(i) after item number 5, the following item shall be inserted, namely:—

“5a Whether intended to be affixed on glass bottle:”

(ii) in item number 8, after the clause (iv), the following clause shall be inserted, namely:—

“(iva) If intended to be affixed on glass bottle, print ‘GLASS BOTTLE’.”

By order of the Governor,

SATYAJEET RAJAN,

*Additional Chief Secretary to Government.*

### **Explanatory Note**

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

Government have announced its Abkari policy for the year 2020-2021, as per G.O.(Ms.) No. 22/2020/TD. dated 27<sup>th</sup> February, 2020. Government have *inter alia* decided to enhance fee for the approval of each kind of label affix on the bottles. But in order to promote bottling in glass bottles, it is decided to continue the fee of Rs. 25,000 (Rupees twentyfive thousand



only) for the approval of each kind of label intended to be affixed on the glass bottles. It is also decided to lift the particulars and statutory warning specified in the labels affix on the bottles filled with Indian Made Foreign Liquor intended to be exported to abroad. It has also been decided that the Statutory warning in the square box as stipulated in para 5.12 of the Food Safety and Standards (Alcoholic Beverages Standards) Regulations, 2018, should be kept uniform across the country. Government have further decided to waive the Label approval fee for one time to make changes in accordance with the Food Safety and Standards (Alcoholic Beverages Standards) Regulations, 2018. In order to implement the above decision, the Kerala Foreign Liquor (Approval of Label) Amendment Rules, 2018 need to be amended suitably.

The notification is intended to achieve the above object.

