

GOVERNMENT OF WEST BENGAL
Department of Excise.

No. 500-Ex.

Kolkata, the 11th May, 2012

NOTIFICATION

In exercise of the powers conferred under Sections 30,31,36,37,37A,85 and 86 of the Bengal Excise Act, 1909 (Ben. Act V of 1909), the Governor is pleased hereby to make with immediate effect the following amendments in the West Bengal Excise (Selection of New Sites and Grant of License for Retail Sale of Liquor and Certain other intoxicants) Rules, 2003:-

Amendments

In the said rules:-

(1) Replace clause D of the proviso to sub-rule (1) of the Rule 9, with-

After being satisfied that the proposed site is free from any restriction/objection and the proposed licensee(s) is/are eligible to hold an excise license, the Collector shall send a proposal, with his opinion to the Excise Commissioner, recommending the grant of an excise license to the applicant(s). The Excise Commissioner shall thereafter forward the proposal and documents sent to him, along with his own opinion to the State Government. The State Government shall finally consider the proposal and the documents and opinions and if it is so satisfied, may approve the same and communicate its decision to the Excise Commissioner.

After receiving the communication, about the accord of approval by the State Government, from the Excise Commissioner, the Collector shall grant a license temporarily for a period not exceeding six months to the said applicant(s).

(2) Keeping the explanation portion unchanged, replace clause F(c) of the proviso to sub-rule (1) of Rule 9 with- c) subject to the Collector's satisfaction that the application merits recommendation. The Collector may in such cases recommend the proposal for grant of a regular license and send the same to the Excise Commissioner for approval. After receiving the approval of the Excise Commissioner, the Collector shall grant the regular license, after realisation of fees applicable to new license(s) of the same category of the same local area.

(3) In Clause 'G' of the sub-rule (1) of Rule 9 – In line 5, replace the word 'Government' with the words 'Excise Commissioner', and delete the words 'duly conveyed by the Excise Commissioner'.

By order of the Governor

Secretary to the Government of West Bengal.

11/5/12