

**OFFICE OF THE EXCISE COMMISSIONER, UTTAR PRADESH, ALLAHABAD**  
**NOTIFICATION**

**No. 67262 /X-Licence-33/2018-19**

**Allahabad, Dated: March 29 , 2018**

In exercise of the powers under section-24-B and 41 of the United Provinces Excise Act, 1910 (U.P. Act no-IV of 1910), read with section 21 of the Uttar Pradesh General Clauses Act, 1904 (U.P. Act no.-1 of 1904), the Excise Commissioner, Uttar Pradesh with the previous sanction of the State Government, makes the following rules with a view to amending the Uttar Pradesh Excise (Settlement of Retail Licences for Model Shop of Foreign Liquor) Rules, 2003 published vide Excise Commissioner notification no. 17951/X-Licence-33/F.L.Model Shop/2003-2004, dated September 03, 2003 (as amended from time to time)

**The Uttar Pradesh Excise (Settlement of Retail Licences for Model Shop of Foreign Liquor) (Ninth Amendment) Rules, 2018**

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| <b>Short title and commencement</b> | <b>1.</b> | <p>(1) These rules may be called the Uttar Pradesh Excise (Settlement of Retail Licences for Model Shop of Foreign Liquor) (Ninth Amendment) Rules, 2018.</p> <p>(2) They shall come into force with effect from April 01, 2018.</p>                              |
| <b>Amendment of rule-2</b>          | <b>2.</b> | <p>In the Uttar Pradesh Excise (Settlement of Retail Licences for Model Shop of Foreign Liquor) Rules, 2003, hereinafter referred to as the said rules, for rule-2 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-</p> |

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<p><b>2-Definition</b> (1) In these rules, unless there is anything repugnant in the subject or context:-</p> <p>(a) "Act" means the United Provinces Excise Act, 1910 as amended from time to time.</p> <p>(b) "Daily License Fee" means that part of consideration which is payable by the grantee of interim license on such rate as notified by the Excise Commissioner with prior approval of the State Government. The amount of daily license fee shall be adjustable against the license fee for the shop.</p> <p>(c) " Foreign liquor" means and includes</p>	<p><b>2-Definition</b> (1) In these rules, unless there is anything repugnant in the subject or context:-</p> <p>(a) "Act" means the United Provinces Excise Act, 1910 as amended from time to time.</p> <p>(b) "Daily License Fee" means that part of consideration which is payable by the grantee of interim license on such rate as notified by the Excise Commissioner with prior approval of the State Government.</p> <p>(c) " Foreign liquor" means and includes</p>

<p>spirit or liquors imported into India or spirits or liquors made in India, and sophisticated or coloured so as to resemble in flavour or colour as liquor imported into India and includes Malt Spirit, Whisky, Rum, Brandy, Gin, Vodka and Liqueurs and also includes draught beer, beer brewed in India and low alcoholic beverages;</p> <p>(d) "excise year" means the financial year commencing from 1st April to 31st March of the next calendar year.</p> <p>(e) "family" means and included spouse (husband or wife), dependent son (s), unmarried daughter (s) and dependent parents;</p> <p>(f) "form" means the form appended to these rules;</p> <p>(g) "Licensing authority" means the Collector of the District;</p> <p>(h) "Licence fee" means a sum fixed in consideration of the grant of the licence for exclusive privilege for selling of foreign liquor in a model shop</p> <p>Provided that if such shop is settled/resettled during middle session for the remainder period of the year, then :-</p> <p>(i) If such shop is settled/resettled during first quarter (from 1 April to 30 June), the licence fee as fixed for the whole year shall be payable.</p> <p>(ii) If such shop is settled/resettled during second quarter (from 1 July to 30 September), the licence fee shall be payable equivalent to 3/4 part of annual licence fees.</p> <p>(iii) If such shop is settled/resettled during third quarter (from 1</p>	<p>spirit or liquors imported into India or spirits or liquors made in India, and sophisticated or coloured so as to resemble in flavour or colour as liquor imported into India and includes Malt Spirit, Whisky, Rum, Brandy, Gin, Vodka, <b>wine</b> and Liqueurs and also includes draught beer, beer brewed in India and low alcoholic beverages <b>(LAB)</b>;</p> <p>(d) "Excise Year" means the financial year commencing from 1st April to 31st March of the next calendar year.</p> <p>(e) "family" means and includes spouse (husband or wife), dependent son (s), unmarried daughter (s) and dependent parents;</p> <p>(f) "Form" means the form appended to these rules;</p> <p>(g) "Licensing Authority" means the Collector of the District;</p> <p>(h) "Licence fee" means a sum fixed in consideration of the grant of the licence for exclusive privilege for selling of foreign liquor in a Model Shop <b>and for giving facilities of bar, additional licence fee fixed from time to time shall also be included thereto.</b></p>
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<p>October to 31 December), the licence fee equivalent to 1/2 part of annual licence fee shall be payable.</p> <p>(iv) If such shop is settled/resettled during fourth quarter (from 1 January to 31 March), the licence fee equivalent to 1/4 part of annual licence fee shall be payable.</p> <p>(i) "Security amount" means a sum fixed by the Excise Commissioner with prior approval of the State Government.</p> <p>(j) "State" means the State of Uttar Pradesh.</p>	<p>(i) Security amount" means a sum equal to ten percent of the licence fee to be <b>preferably deposited through e-payment</b> in Government Treasury as interest free security refundable after the final settlement of all the claims and dues to the State Government.</p> <p>(j) "State" means the State of Uttar Pradesh.</p> <p>(k) <b>"Additional Consideration fee" means difference amount obtained as a result of rounding off the maximum retail price of foreign liquor and beer to the next multiple of ten rupees, which shall be payable at Distillery/Brewery level and recoverable by distillery/brewery from wholesale supplier in addition to Ex-Distillery Price/Ex-Brewery price and which in turn could be recovered by wholesale supplier from retail licensee in addition to maximum wholesale price.</b></p> <p>(l) "earnest money" means the amount equal to one-tenth of the amount of licence fee, to be tendered with application form, for ensuring the fulfillment of the eligibility conditions for the grant of licence and is liable to be forfeited in case of default under provisions of rule-10 of these rules.</p> <p>(m) "Hierarchy" means the earnest money of shops in the descending order purported to be the basis for the selection of</p>
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<p>(2) Words and expressions not defined in these rules but defined in the Act, shall have the meanings respectively assigned to them in the Act.</p>	<p>licensee through the process of e/lottery.</p> <p>(n) "Portal" means the electronic platform created specifically for the purpose of uploading information in the prescribed form with regard to the process of manufacturing liquor up to the terminal stage of its distribution.</p> <p>(o) "Solvency" means financial eligibility criteria set for an applicant applying for the grant of retail licence.</p> <p>(p) 'Individual' means a person who is the citizen of India not below the age of twenty-one years.</p> <p>(q) "Settlement" means settlement of shops through e/lottery which may take place on any day of the week by giving prior notice and intimation through the newspaper and website of the excise department. The settlement of shops for the forthcoming year may also be done prior to the cessation of preceding financial year.</p> <p>(2) Words and expressions not defined in these rules but defined in the Act, shall have the meanings respectively assigned to them in the Act.</p>
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**Amendment of rule-3**

**3.**

**In the said rules, for existing rule 3 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-**

<p align="center"><b>Column-I (Existing rule)</b></p>	<p align="center"><b>Column-II (rule as hereby substituted )</b></p>
<p><b>3. Settlement of licences for retail sale</b></p> <p>(a) Subject to the provisions of these rules and subject to the payment of licence fee and security amount of the Model shop for retail sale of foreign liquor, licence shall be settled or resettled by fixed licence fee system as specified herein.</p>	<p><b>3. Settlement of licences for retail sale</b></p> <p>(a) Subject to the provisions of these rules and subject to the payment of license fee and security amount of the Model Shop for retail sale of foreign liquor, license shall be settled or resettled by fixed license fee system as specified herein.</p>

<p>(b) The licence shall be granted in the Form F.L.4(a) for retail sale of sealed bottles of foreign liquors for consumption "on" and "off" the premises as well as for retail sale of draught beer for consumption "on" the premises and licensee/salesman shall be responsible for destroying by crushing / truncation of remaining pet bottles in quarts, pints and nips as well as capsules affixed upon them after being consumed at the shop.</p> <p>(c) The Excise Commissioner in the consultation with the State Government shall fix licence fee from time to time under 24-A of the Act for the whole excise year or part thereof:  Provided that if such shop is settled after 30th of September, the licence fee shall be half of the amount so fixed as licence fee for the year.</p>	<p>(b) The license shall be granted in the Form F.L.4(a) for retail sale of sealed bottles of foreign liquors/<b>beer/wine/Low Alcoholic Beverages (LAB)</b> for consumption "on" and "off" the premises as well as for retail sale of draught beer for consumption "on" the premises and licensee /salesman shall be responsible for <b>disposing these empty PET/glass bottles as well as capsules affixed upon them after being consumed at the shop as per the Solid Waste Management (SWM) Rules, 2016.</b></p> <p>(c) The Excise Commissioner in consultation with the State Government shall fix licence fee from time to time under section 24-A of the Act for the whole excise year or part thereof:  <b>Provided that if such shop is settled/resettled during middle session for the remainder period of the year, then :-</b></p> <p>(i) <b>If such shop is settled/resettled during first quarter (from 1st April to 30th June), the licence fee as fixed for the whole year shall be payable.</b></p> <p>(ii) <b>If such shop is settled/resettled during second quarter (from 1st July to 30th September), the licence fee shall be payable equivalent to 3/4 part of annual licence fees.</b></p> <p>(iii) <b>If such shop is settled/resettled during third quarter (from 1st October to 31st December), the licence fee equivalent to 1/2 part of annual licence fee shall be payable.</b></p> <p>(iv) <b>If such shop is settled/resettled during fourth</b></p>
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<p>(d) Security amount in cash shall be deposited in Government Treasury as interest free security refundable after the final settlement of all the claims and dues of the State Government.</p>	<p style="text-align: center;"><b>quarter (from 1st January to 31st March), the licence fee equivalent to 1/4 part of annual licence fee shall be payable.</b></p> <p>(d) Security amount shall be deposited <b>through e-payment or draft or in cash</b> in Government Treasury as interest free security refundable after the final settlement of all the claims and dues of the State Government. <b>The preferred mode of depositing security amount will be e-payment.</b></p>
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Amendment of rule-4

4.

In the said rules, for existing rule-4 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-

Column-I (Existing rule)	Column-II (rule as hereby substituted )
<p style="text-align: center;"><b>4.Application for Model Shop</b></p> <p>The licensing authority, under the direction issued by the Excise Commissioner from time to time with the prior approval of State Government, shall invite application for Model shop in the form prescribed by the Excise Commissioner after giving wide publicity through daily news papers having circulation in that area.</p>	<p style="text-align: center;"><b>4.Application for Model Shop</b></p> <p>The licensing authority, under the direction issued by the Excise Commissioner from time to time with the prior approval of State Government, shall invite <b>online</b> application for Model Shop <b>in</b> the form prescribed by the Excise Commissioner after giving wide publicity through daily newspapers having circulation in that area <b>and in addition on website.</b></p>

Amendment of Rule-5

5.

In the said rules, for existing rule-5 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-

Column-I (Existing rule)	Column-II (Rule as hereby substituted )
<p style="text-align: center;"><b>5. Premises of Model Shop.</b></p> <p>The premises of Model shop shall be in the commercial area of the city and in other areas which have developed like Local Bodies Area. Provided that other requirements for Model Shops are fulfilled. The premises of Model Shop shall be at least 600 square feet of carpet area, it should be fully air-conditioned. A toilet is compulsory in the model shop. There should be sufficient place for parking.</p>	<p style="text-align: center;"><b>5. Premises of Model Shop.</b></p> <p>The premises of Model shop shall be in the commercial area of the city and in other areas which have developed like Local Bodies Area. Provided that other requirements for Model Shops are fulfilled. The premises of Model Shop shall be at least <b>six hundred</b> square feet of carpet area, it should be fully air-conditioned. A toilet is compulsory in the model shop. There should be sufficient place for parking. <b>Standards of hygiene shall be maintained.</b></p>

6. Amendment  
of rule-6

6. In the said rules, for existing rule-6 set out in Column-I below,  
the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<b>6. Period of licence</b>  The period of licence shall be for an excise year or part thereof for which the licence has been granted, but the licence can be renewed or extended on the will of the licensee for the next year on such restrictions and conditions as decided by the State Government.	<b>6. Period of licence</b>  The period of licence shall be for an excise year or part thereof for which the licence has been granted, but the licence may be renewed or extended <b>on the desire of the licensee</b> for the next year <b>according to the parameter of consumption as fixed</b> by the State Government.

Amendment  
of Rule-7

7. In the said rules, for existing rule-7 set out in Column-I below,  
the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<b>7. Grant of licence</b>  The licence shall be granted on payment of licence fee and deposit of security amount in accordance with the provisions of these rules.	<b>7. Grant of licence</b>  The licence shall be granted on payment of licence fee and deposit of security amount <b>through e-payment platform</b> in accordance with the provisions of these rules. <b>The licensee shall be required to furnish the solvency certificate in original copy in the district from where it has been issued at the time of grant of licence.</b>

Amendment  
of rule-8

8. In the said rules, for existing rule-8 set out in Column-I below,  
the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<b>8-Eligibility conditions for applicant :-</b> Applicant for licence of a Model shop must:  (a) be a citizen of India and also income tax payer;  or  be a Company registered under the companies Act. 1956  or	<b>8-Eligibility conditions for applicant :-</b> Applicant for licence of a Model shop must:  (a) be a citizen of India and also income tax payer;  <b>Omitted</b>

<p>be a partnership firm registered under the Partnership Act, 1932; or</p> <p>be a firm registered under Societies Registration Act, 1965. or</p> <p>be a registered sole proprietorship firm; or</p> <p>be a Company of the State manufacturing potable liquor;</p> <p>Provided that if a license is held by an individual, in the event of his death, his legal heir(s), if otherwise eligible, may continue to hold the license for the remaining period of the license.</p> <p>Provided further that if a license is jointly held by two partners, in the event of death of either of them, the survivor along with the legal heir(s) of deceased, if otherwise eligible, may continue to hold the license or in the case of death of both partners their legal heir(s), if otherwise eligible, may continue to hold the license. No distinction will be made between the legal liabilities of the two partners who will be jointly and severally responsible;</p> <p>(b) be above 21 years of age, if an individual;</p> <p>(c) not be a defaulter/ blacklisted or debarred from holding an excise licence under the provisions or any</p>	<p><b>Not more than two applicants i.e. one in individual capacity and other with co-applicant individual as well as both being citizens of India. No change in the status of applicant and co-applicants shall be allowed after allotment of shop(s)</b></p> <p><b>No partnership firm or company shall be eligible for the grant of retail licence. Likewise, Wholesaler or Distiller/ Manufacturer of liquor shall also not be eligible for holding licence of any type of retail shop.</b></p> <p><b>Omitted</b></p> <p><b>Omitted</b></p> <p><b>Omitted</b></p> <p>Provided that if a license is held by <b>any single person</b> in the event of his death, his legal heir(s), if otherwise eligible, may continue to hold the license for the remaining period of the license.</p> <p>Provided further that if a license is jointly held by two <b>persons</b>, in the event of death of either of them, the survivor along with the legal heir(s) of deceased, if otherwise eligible, may continue to hold the license or in the case of death of both <b>persons</b> their legal heir(s), if otherwise eligible, may continue to hold the license. No distinction will be made between the legal liabilities of the two <b>persons</b> who will be jointly and severally responsible;</p> <p>(b) <b>be above twenty-one years of age on the first day of the period fixed for receiving application.</b></p> <p>(c) not be a defaulter/ blacklisted or debarred from holding an excise licence under the provisions or any</p>
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<p>rules made under the Act. Any person who has been convicted of any excise offence shall be automatically debarred from holding the licence until and unless fully and finally acquitted by the competent court of law.</p> <p>(d) The applicant shall have to fulfill the following eligibilities for the allotment of model shops in special zone under provisions of "The Uttar Pradesh Demarcation and Regulation of Special Zones for Exclusive Privilege of Excise Shops Rule-2009":-</p> <p>(i) The applicant should be a person of age more than 21 years, who is the citizen of India. Such applicant shall have to produce domicile certificate issued by the competent authority</p> <p>(ii) The applicant should be registered partnership firm or company registered under Company Act 1956. Consortium shall not be eligible for that. It shall be necessary to produce article of Association, memorandum of Association and certificate of incorporation in case of registered company and certified copy of the registered partnership deed in case of registered partnership firm.</p> <p>(iii) The applicant should be Apex Cooperative body/ Corporation of U.P. State under control of State.</p> <p>(iv) The applicant must have turn over of minimum Rs. 400 crores accrued from the trade of whole/retail vend of liquor during any one of the past three financial years inclusive of the current financial year. Sale of liquor</p>	<p>rules made under the Act. Any person who has been convicted of any excise offence shall be automatically debarred from holding the licence until and unless fully and finally acquitted by the competent court of law.</p> <p><b>(cc) The applicant shall be eligible to make not more than two applications in total for any one shop to the limit of applying one application in his own name and second application with co-applicant individual.</b></p> <p><b>(d) Omitted</b></p>
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from the shops of whole/ retail sale of country liquor/ foreign liquor/beer as well as model shops shall be included in the calculation of turn over. This turn over shall not include the production of liquor and the sale of manufactured liquor. Certificates issued by the chartered accountant and excise or commercial department of states/ Union Territories shall have to be furnished as a proof of turn over.

- (v) The applicant should not be producer of alcohol or manufacturer of liquor.
- (vi) The applicant should have experience as a licensee in the trade of whole/retail vend of liquor. It shall be necessary to submit the certificate of experience issued by the Excise Departments of State Government/ Union Territories as a evidential proof of experience as well as certified copy of the licence verified by the Gazetted officer along with the application.
- (vii) The applicant should not be a defaulter for the excise dues and otherwise, not ineligible for holding the licence of excise.
- (viii) The applicant shall have to furnish a certificate of financial capacity to the tune of rupees 100 crores issued by any scheduled bank.
- (ix) The applicant shall have to make only singular application form for the entire retail shops of country liquor, foreign liquor, beer and model shops of the special Meerut zone. Earnest money, equivalent to 1/10<sup>th</sup> of basic licence fee for all country liquor shops and 1/10<sup>th</sup> of licence fee for all foreign liquor shops, beer shops as well as model shops shall be payable through bank draft/ pay order issued under the designated name of Excise Commissioner, Uttar Pradesh which shall be refundable in case of non- selection.
- (x) Bank draft/ pay order of rupees ten thousand issued by schedule bank

<p>under designated name of Excise Commissioner, Uttar Pradesh shall have to be enclosed as a processing fee along with the application.</p> <p>(e) submit an affidavit duly verified by notary public as proof of the following namely;</p> <p>(i) that he possesses or has an arrangement for taking on rent a suitable premises in that locality for opening the Model shop in accordance with the provisions of Uttar Pradesh Number and Location of Excise Shop Rules, 1968 as amended from time to time.</p> <p>(ii) that his proposed premises of the shop has not been constructed in violation of any law or rules.</p> <p>(iii) That he and his family members possess good moral character and have no criminal background and have not been convicted of any offence punishable under United Provinces Excise Act, 1910 or Narcotics Drugs and Psychotropic Substances Act, 1985 or any other cognizable and nonbailable offence.</p> <p>(iv) That in case he is selected as licensee he will furnish a certificate issued by Senior Superintendent of Police/ Superintendent of Police of the district of which he is the resident, showing that he as well as his family members possess good moral character and have no criminal background or criminal record, within thirty days of grant of licence.</p> <p>(v) that he shall not employ and salesman or representative who has criminal background as mentioned in clause (iii) or, who suffers from any infectious contagious diseases or is below 21 years of age or a women.</p>	<p>(e) submit an affidavit duly verified by notary public as proof of the following namely;</p> <p>(i) that he possesses or has an arrangement for taking on rent a suitable premises in that locality for opening the Model Shop in accordance with the provisions of Uttar Pradesh Number and Location of Excise Shop Rules, 1968 as amended from time to time.</p> <p>(ii) that his proposed premises of the shop has not been constructed in violation of any law or rules.</p> <p>(iii) That he and his family members possess good moral character and have no criminal background and have not been convicted of any offence punishable under United Provinces Excise Act, 1910 or Narcotics Drugs and Psychotropic Substances Act, 1985 or any other cognizable and nonbailable offence.</p> <p>(iv) That in case he is selected as licensee he will furnish a certificate issued by Senior Superintendent of Police/ Superintendent of Police of the district of which he is the resident, showing that he as well as his family members possess good moral character and have no criminal background or criminal record, <b>prior to the issuance of licence.</b></p> <p>(v) that he shall not employ any salesman or representative who has criminal background as mentioned in clause (iii) or, who suffers from any infectious contagious diseases or is below <b>twenty-one</b> years of age or a women. <b>Licensee shall have to</b></p>
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<p>(vi) that he is not in arrear of any public dues or Government dues.</p> <p>(vii) that he is solvent and has the necessary funds or has made arrangements for the necessary funds for conducting the business, the details of which shall be made available to licensing authority if required.</p> <p>(viii) that he shall submit Pan no. with in 3 months of communication of selection.</p> <p>(f) furnish a bank draft drawn in favour of the District Excise Officer or Excise Commissioner, issued from a Scheduled Bank as earnest money. The amount of earnest money shall be as fixed by the Excise Commissioner. In case the applicant is selected as licensee the earnest money shall be adjusted against the licence fee. In other cases it shall be returned as such to the applicant as soon as the selection process is over.</p>	<p><b>obtain Identity Cards bearing photographs of his authorized salesman / representative from District Excise Officer.</b></p> <p>(vi) that he is not in arrear of any public dues or Government dues.</p> <p>(vii) that he is solvent and has the necessary funds or has made arrangements for the necessary funds for conducting the business, the details of which shall be made available to licensing authority if required.</p> <p>(viii) <b>Omitted</b></p> <p><b>(ix) That applicant is not an advocate registered with Bar Council. If he is found registered advocate after getting the licence then the licence shall be cancelled. An employee of the State Government shall also be ineligible to apply for the grant of licence.</b></p> <p>(f) <b>That he will deposit the amount of earnest money in the Government Account of the Excise Department alongwith online application as may be fixed by the Excise Commissioner with the prior sanction of the State Government. In case, the applicant is selected as licensee, the earnest money shall be adjusted against the license fee. In other cases, it shall be returned to the applicant through Electronic payment as soon as the selection process is over.</b></p> <p><b>(g) That he is holder of solvency certificate and the worth of solvency along with co-applicant shall be equivalent to not less than the amount of license fee determined for the grant of licence of one shop in a district. Provided in case of being co-applicant, both</b></p>
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	<b>individuals shall individually meet the stipulated criteria of solvency required for the grant of licence in a district.</b>
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**Amendment of rule-9**

**9.**

**In the said rules, for existing rule-9 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-**

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>																
<p><b>9.Selection of licensee-</b> The Collector/ licensing authority shall identify areas for model shops and after prior approval from Excise Commissioner invite applications after giving wide publicity through news papers having circulation in the State and such other means which he may deem fit. Licensee for a particular area shall be selected among the eligible candidates by the district level committee which is as follows:-</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 80%;">(1) The collector of the district</td> <td style="width: 20%; text-align: right;">Chairman</td> </tr> <tr> <td>(2) The Senior Superintendent of Police/ The Superintendent of police of the district</td> <td style="text-align: right;">Member</td> </tr> <tr> <td>(3) One Gazetted Officer of Excise Department nominated by Excise Commissioner.</td> <td style="text-align: right;">Member</td> </tr> <tr> <td>(4) District Excise Officer of the district</td> <td style="text-align: right;">Secretary</td> </tr> </table> <p>(a) The District Excise Officer shall prepare a list of all applications received with the summary report to be put before the District Level Committee of Licensing.</p> <p>(b) The said committee shall select licensees from the list of applicants. In case more than one applicants are found eligible for any particular shop the committee shall select the licensee for such shop by public lottery. In case only one applicant is found eligible, such shop is allotted to him.</p>	(1) The collector of the district	Chairman	(2) The Senior Superintendent of Police/ The Superintendent of police of the district	Member	(3) One Gazetted Officer of Excise Department nominated by Excise Commissioner.	Member	(4) District Excise Officer of the district	Secretary	<p><b>9.Selection of licensee-</b> The Collector/ Licensing Authority shall identify areas for model shops and after prior approval from Excise Commissioner invite <b>online</b> applications after giving wide publicity through news papers having circulation in the <b>District</b> and such other means which he may deem fit. Licensee for a particular area shall be selected among the eligible candidates by the District Level Committee which is as follows:-</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 80%;">(1) The Collector of the district</td> <td style="width: 20%; text-align: right;">Chairman</td> </tr> <tr> <td>(2) The Senior Superintendent of Police/ The Superintendent of Police of the District</td> <td style="text-align: right;">Member</td> </tr> <tr> <td>(3) One Gazetted Officer of Excise Department nominated by the Excise Commissioner.</td> <td style="text-align: right;">Member</td> </tr> <tr> <td>(4) District Excise Officer of the district</td> <td style="text-align: right;">Secretary</td> </tr> </table> <p><b>(a) Applicants shall be selected Model shop wise through E/Lottery process by inviting online applications. District Excise Officer shall scrutinize the applications received online and prepare list of all eligible and ineligible applications, describing the reasons of ineligibility and shall put up the list before the District Level Committee of Licensing constituted for E/Lottery</b></p> <p>(b)The said committee shall identify <b>eligible and ineligible</b> applicants. <b>The licensee shall be selected for each shop from amongst the eligible applicants through the computer driven randomized arrangement. Randomization process shall be adopted in the order of country</b></p>	(1) The Collector of the district	Chairman	(2) The Senior Superintendent of Police/ The Superintendent of Police of the District	Member	(3) One Gazetted Officer of Excise Department nominated by the Excise Commissioner.	Member	(4) District Excise Officer of the district	Secretary
(1) The collector of the district	Chairman																
(2) The Senior Superintendent of Police/ The Superintendent of police of the district	Member																
(3) One Gazetted Officer of Excise Department nominated by Excise Commissioner.	Member																
(4) District Excise Officer of the district	Secretary																
(1) The Collector of the district	Chairman																
(2) The Senior Superintendent of Police/ The Superintendent of Police of the District	Member																
(3) One Gazetted Officer of Excise Department nominated by the Excise Commissioner.	Member																
(4) District Excise Officer of the district	Secretary																

<p>Provided that selection procedure of the licensees for the model shops in special zone under provisions of The Uttar Pradesh Demarcation and Regulation of Special Zones for Exclusive Privilege of Excise Shops Rule-2009 shall be as follows-</p> <ul style="list-style-type: none"> <li>(i) Application form shall be invited by the Excise Commissioner after making due publicity and publishing advertisement in the daily news paper.</li> <li>(ii) Eligible applicants shall be identified by the Excise Commissioner after making due examination of received application forms.</li> <li>(iii) Successful applicant shall be selected through the draw of lottery, in case of more than one eligible applicants are spotted out.</li> <li>(iv) In case of unitary eligible applicant, he shall be selected for the grant of licence.</li> </ul> <p>As per aforesaid, successful candidate/unit shall apply direct to the Licensing Authority with the relevant documents according to Rules for the Special Zone. Licensing Authority shall issue the license to such selected candidate/unit.</p> <p>(c) In case the selected applicants does not deposit the required licence fee or security amount and does not fulfill the prescribed formalities or is unable to arrange suitable premises for the shop within stipulated period, the Licensing Authority shall cancel the allotment and take steps for resettlement of the shop.</p>	<p><b>liquor, Model Shops, foreign liquor and beer shops as per prescribed hierarchy under respective rule. Not more than two shops including all categories of country liquor, model shop, foreign liquor and beer shall be allotted either in favour of any applicant or alongwith co-applicant individual in a district.</b></p> <p><b>Omitted</b></p> <p><b>Omitted</b></p> <p>(c ) In case the selected applicants does not deposit the required amount and does not fulfil the prescribed formalities or is unable to arrange suitable premises for the shop within stipulated period, the Licensing Authority shall cancel the allotment and take steps for resettlement of the shop</p>
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<p>(d) In case there is no application for a particular shop or no candidate is found suitable for a shop, the Licensing Authority shall take immediate steps for resettlement of the shop.</p>	<p><b>through the process prescribed by the Government.</b></p> <p>(d) In case there is no application for a particular shop or no candidate is found suitable for a shop <b>in first round of e/lottery</b> the Licensing Authority shall take immediate steps for resettlement of the shop <b>through the process prescribed by the Government.</b></p>
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**Amendment of rule-10**

In the said rules, for existing rule-10 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-

<p align="center"><b>Column-I (Existing rule)</b></p>	<p align="center"><b>Column-II (rule as hereby substituted )</b></p>
<p><b>10. Deposit of licence fee and Security amount-</b> In case an applicant is selected as licensee, he shall deposit the entire amount of licence fee within 3 working days of being intimated of his selection. He shall be required to deposit half of the security amount within 10 working days of intimation of his selection, and balance of the security amount within 20 working days of intimation of his selection.</p> <p>For the forthcoming Excise Year the licensee of the shop to be settled through renewal in the month of March shall deposit the entire amount of license fee at the time of making application. He shall be required to deposit half of the security amount within 10 working days after renewal and balance of the security amount within 20 days after renewal.</p> <p>Provided that for the forthcoming Excise Year, the licensee of the shop to be settled though renewal prior to March, Shall deposit the half of the license fee at the time of making application and half of the security amount within 10 working days after renewal. Such licensee shall deposit the balance of license fee and the security amount by end of 15th March during currency of the Excise Year.</p>	<p><b>10. Deposit of licence fee and Security amount-</b> In case an applicant is selected as licensee, he shall deposit the entire amount of license fee within <b>six</b> working days of being intimated of his selection. He shall be required to deposit half of the security amount within <b>ten</b> working days of intimation of his selection and balance of the security amount within <b>twenty</b> working days of intimation of his selection. <b>Entire amount of license fee and security shall be deposited by the applicant preferably through e-payment.</b></p> <p><b>In subsequent year, the licence of the shop may be renewed on the desire of the licensee according to the parameter of consumption as fixed by the State Government.</b></p> <p>If he fails to deposit the amount of the license fee and security amount within prescribed period, his selection shall stand cancelled and his earnest money and license fee as well as the security <b>amount deposited</b> by him, shall be forfeited in favour of the State Government and the said shop shall be resettled forthwith <b>in manner as prescribed by the Government.</b></p>

<p>If he fails to deposit the amount of the license fee and security amount within prescribed period, his selection shall stand cancelled and his earnest money and license fee as well as the security amount, if deposited by him, shall be forfeited in favour of the State Government and the said shop shall be resettled forthwith.</p>	
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**Amendment of rule-11**                      **11.**                      In the said rules, for existing rule-11 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<p style="text-align: center;"><b>11-Statement of settled shop</b></p> <p>A statement of the settled shops along with names and addresses of the licensees, details of security amount and licence fee deposited shall be sent by the District Excise Officer to the Excise Commissioner within 7 days of the settlement</p>	<p style="text-align: center;"><b>11-Statement of settled shop</b></p> <p>A statement of the settled shops along with names and addresses of the licensees, details of security amount and licence fee deposited shall be sent by the District Excise Officer to the Excise Commissioner within <b>seven</b> days of the settlement <b>and the details of the same shall be entered into the prescribed register besides being uploaded on the website of the excise department.</b></p>

**Amendment of rule-12**                      **12.**                      In the said rules, for existing rule-12 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<p style="text-align: center;"><b>12. Lifting of liquor</b></p> <p>The licensee under these rules shall obtain supplies of foreign liquor from any wholesale licence (F.L.2/2B ) of the districts &amp; FL-2D of state after making full payment of cost price of Foreign Liquor including all Taxes, Consideration fee as levied from time to time. In case of insufficient supply of any district, district excise officer seek the orders from Excise Commissioner.</p>	<p style="text-align: center;"><b>12. Lifting of liquor</b></p> <p>The licensee under these rules shall obtain <b>sufficient supplies of all prevalent registered brands of foreign liquor and beer</b> from any wholesale licence (F.L.2/2B ) of the Districts &amp; FL-2D of State after making full payment of cost price of Foreign Liquor <b>and beer</b> including all Taxes, Consideration fee <b>(including additional consideration fee)</b> as levied from time to time. In case of insufficient supply of any district, district excise officer <b>shall</b> seek the orders from Excise Commissioner <b>and ensure supply within twenty four hours.</b></p>



**Amendment  
of rule-13**

13.

In the said rules, for existing rule-13 set out in Column-I below,  
the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<p><b>13-The Maximum retail price</b></p> <p>The Maximum retail price, as fixed by Excise Commissioner on approval of the State Government, shall be printed on the labels of bottles of Foreign Liquor. The licensee shall not charge from consumers more than the maximum retail price printed on the labels of bottles.</p>	<p><b>13-The Maximum Retail Price (MRP)</b></p> <p>The Maximum Retail Price, as fixed by Excise Commissioner on approval of the State Government, shall be printed on the labels of bottles of Foreign Liquor. The licensee shall not charge from consumers more than the maximum retail price printed on the labels of bottles. <b>In case of charging price above the Maximum Retail Price (M.R.P.), he shall be liable to punishment under Rule-17.</b></p>

**Amendment  
of rule-14**

In the said rules, for existing rule-14 set out in Column-I below,  
the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<p><b>14-Hours of the sale and closure of shops-</b></p> <p>The licensed premises shall remain open for sale on all days for the time as fixed by the Excise Commissioner, except on 14th April (Ambedkar Jayanti), 15th August (Independence Day), 2nd October (Gandhi Jayanti), 26th January (Republic Day), and upto 3 more days as notified for closure by the Licensing Authority. Licensing Authority may also order for closure of shop on account of law and order or General Election related activity under the provisions of relevant laws. No compensation shall be given for the closure of shop on above grounds.</p>	<p><b>14-Hours of the sale and closure of shops-</b></p> <p>The licensed premises shall remain open for sale on all days from <b>12.00 mid noon to 10 p.m. night</b> except on 14th April (Ambedkar Jayanti), 15th August (Independence Day), 2nd October (Gandhi Jayanti), 26th January (Republic Day), and upto 3 more days as notified for closure by the Licensing Authority. Licensing Authority may also order for closure of shop on account of law and order or General Election related activity under the provisions of relevant laws. No compensation shall be given for the closure of shop on above grounds.</p>

**Amendment  
of Rule-15**

15.

In the said rules, for existing rule-15 set out in Column-I below,  
the rule as set out in Column-II shall be substituted, namely:-

<b>Column-I (Existing rule)</b>	<b>Column-II (rule as hereby substituted )</b>
<p><b>15-Unsold Stock at the expiry of the terms of licence</b></p> <p>Any balance of foreign liquor quantity found outstanding and unsold at the expiry of the term of licence, shall be declared by licensee to the licensing authority on next day of expiry of licence and shall be returned by him to the concerned wholesale shop (s) of the district by 5.00 p.m. of the next day of expiry of licence. The licensee shall be entitled to get the refund of cost price and consideration fee, on the returned stock of foreign liquor. The disposal of such stock shall be made by the wholesale licensee as per orders of the Excise Commissioner in this regard.</p>	<p><b>15-Unsold Stock at the expiry of the terms of licence</b></p> <p><b>Any balance of foreign liquor/beer quantity found outstanding and unsold at the expiry of the term of licence, shall be declared by licensee to the Licensing Authority on the next day of expiry of licence and shall be returned by him to the concerned wholesale by 5.00 p.m. The disposal of such stock shall be made in a manner as prescribed by the State Government.</b></p>

**Amendment  
of rule-17**

**16.**

In the said rules, for existing rule-17 set out in Column-I below, the rule as set out in Column-II shall be substituted, namely:-

<p align="center"><b>Column-I (Existing rule)</b></p>	<p align="center"><b>Column-II (rule as hereby substituted )</b></p>
<p><b>17. Suspension or Cancellation of the licence</b></p> <p>(1) Licensing Authority may suspend or cancel the licence--</p> <p>(a) If any bottle is found in the licensed premises on which consideration fee has not been paid and which does not carry security hologram duly approved by the Excise Commissioner as proof of payment of consideration fee.</p> <p>(b) If any other kind of liquor or intoxicating drug (for which licence is not granted) is found in the licensed premises.</p> <p>(c) If any liquor or intoxicating drug is found in the possession of the licensee against the provisions of the Act or rules.</p> <p>(d) If the affidavit submitted by the licensee at the time of application is found incorrect and assertions made therein are found to be false.</p> <p>(e) If the licensee is convicted of any offence punishable under the Act or of any cognizable and non-bailable offence, or any offence punishable under Narcotics Drugs and Psychotropic Substances Act, 1985 or of any offence punishable under section 482 to 489 of the Indian Penal Code.</p> <p>(f) If any bottle/container is found in the licensed premises on which maximum retail price is not printed, or</p> <p>(g) If it is found that the licence has been obtained in a false name and the licensee is holding the licence on behalf of some other person.</p> <p>(2) The Licensing Authority shall immediately suspend the licence and also serve a show cause notice</p>	<p><b>17. Suspension or Cancellation of the licence</b></p> <p>(1) Licensing Authority may suspend or cancel the licence--</p> <p>(a) If any bottle is found in the licensed premises on which consideration fee has not been paid and which does not carry <b>the security Code affixed</b> duly approved by the Excise <b>Department</b> as proof of payment of consideration fee.</p> <p>(b) If any other kind of liquor or intoxicating drug (for which licence is not granted) is found in the licensed premises.</p> <p>(c) If any liquor or intoxicating drug is found in the possession of the licensee against the provisions of the Act or rules.</p> <p>(d) If the affidavit submitted by the licensee at the time of application is found incorrect and assertions made therein are found to be false.</p> <p>(e) If the licensee is convicted of any offence punishable under the Act or of any cognizable and non-bailable offence, or any offence punishable under Narcotics Drugs and Psychotropic Substances Act, 1985 or of any offence punishable under Sections 482 to 489 of the Indian Penal Code.</p> <p>(f) If any bottle/container is found in the licensed premises on which maximum retail price is not printed, or</p> <p>(g) If it is found that the licence has been obtained in a false name and the licensee is holding the licence on behalf of some other person.</p> <p>(2) The Licensing Authority shall immediately suspend the licence and also serve a show cause</p>

<p>for cancellation of licence and for forfeiture of security deposit. The Licensee shall submit his explanation within 7 days of the receipt of notice. Thereafter the Licensing Authority shall pass suitable orders after giving due opportunity of hearing to the licence, if he so desires.</p> <p>(3) The licensee shall not be entitled to claim any compensation or refund for suspension or cancellation of licence under this rule.</p> <p>(4) In case the licence is cancelled the licensee may also be blacklisted and debarred from holding any Excise licence.</p> <p>(1) In case a license is suspended, cancelled or surrendered in accordance with the provisions of these rules or if the shop remains unsettled for any reasons, the licensing authority may make interim settlement of the shop on payment of daily license fee, on such rates as notified by the Excise Commissioner, with prior sanction of the Government, for a maximum period of 14 days at one stretch or the date of regular settlement, whichever is earlier:</p> <p>Provided that the Licensing Authority shall not make interim settlement of the shop for more than two times without taking prior permission of the Excise Commissioner.</p> <p>(2) The amount of daily license fee so realized during the interim settlement shall be adjusted against the amount of license fee at the time of regular settlement of the shop.</p>	<p>notice for cancellation of licence and for forfeiture of security deposit. The Licensee shall submit his explanation within 7 days of the receipt of notice. Thereafter the Licensing Authority shall pass suitable orders after giving due opportunity of hearing to the licence, if he so desires.</p> <p>(3) The licensee shall not be entitled to claim any compensation or refund for suspension or cancellation of licence under this rule.</p> <p>(4) In case the licence is cancelled the licensee may also be blacklisted and debarred from holding any Excise licence.</p> <p><b>(1) In case a licence is suspended, cancelled or surrendered in accordance with the provisions of these rules or if the shop remains unsettled for any reason the licensing authority may make interim settlement of the shop at the highest offer on payment of daily licence fee, on such rates as notified by the Excise Commissioner with prior sanction of the Government for a maximum period of 14 days at one stretch or the date of regular settlement, whichever is earlier. In case of obtaining two or more equal offers for one shop, settlement shall be done through e/public lottery.</b></p> <p>Provided that the Licensing Authority shall not make interim settlement of the shop for more than two times without taking prior permission of the Excise Commissioner.</p> <p>(2) <b>Omitted</b></p>
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Amendment  
of Format F.L.-4 (A)

17. In the said rules, for existing Form F.L.-4 (A) set out in Column-I below, the Form as set out in Column-II shall be substituted, namely:-

<p align="center"><b>Column-I (Existing Form)</b></p>	<p align="center"><b>Column-II (Form as hereby substituted )</b></p>			
<p align="center">F.L.--4(A)</p> <p align="center"><b>Licence for the Retail Sale of Foreign Liquor in sealed Bottles for consumption "on" and "off" the premises and draught beer on the premises</b></p> <p>Licence No.....District..... Name of shop.....Model..... Shop..... Locality..... Licence fee Rs.....(in figures).....(in words)  Security amount Rs.....(in figures).....(in words)  Description of premises (without boundaries)  North.....South..... East.....West.....  Name, Father's Name &amp; Address of Licensee(s)--- 1.....s/o .....R/o.....</p>	<p align="center">F.L.--4(A)</p> <p align="center"><b>Licence for the Retail Sale of Foreign Liquor/Beer/Wine/LAB in sealed Bottles for consumption "on" and "off" the premises and Draught Beer on the premises</b></p> <table border="1" data-bbox="858 734 1477 945"> <tr> <td align="center"><b>Photo of applicant</b></td> <td align="center"><b>Photo of co applicant</b></td> </tr> </table> <p align="center"> <table border="1" data-bbox="1062 1066 1273 1227"> <tr> <td align="center"><b>Photo of shop</b></td> </tr> </table> </p> <p><b>Latitude/Longitude of shop.....</b> Licence No.....District..... Name of shop.....Model..... Shop..... Locality..... Licence fee Rs.....(in figures).....(in words)  Security amount Rs.....(in figures).....(in words)  Description of premises (without boundaries)  North.....South..... East.....West.....  Name, Father's Name &amp; Address of Licensee(s)--- 1.....s/o .....R/o.....</p>	<b>Photo of applicant</b>	<b>Photo of co applicant</b>	<b>Photo of shop</b>
<b>Photo of applicant</b>	<b>Photo of co applicant</b>			
<b>Photo of shop</b>				

2.....s/o .....R/o.....

Name, Father's Name & Address of Salesmen-

1.....s/o .....R/o.....

2.....s/o .....R/o.....

3.....s/o .....R/o.....

4.....s/o .....R/o.....

Model shop licence for the retail sale of Foreign Liquor in standard bottles for consumption "off" and "on" the premises and draught beer, wine on the premises is hereby granted to above licence holder(s) ....at.....(place) in p.s. ....Tehsil ..... in the District of .....w.e.f. ....to March 31, 20.....for which licence fee and security fee and security deposit has been made in accordance with rule-3.

The licence is subject to the following special & general conditions, the infraction of any which or a conviction for any offence under the U.P. Excise Act, 1910 or Narcotics Drugs and Psychotropic Substances Act, 1985 shall make the licensee(s) liable for forfeiture of the licence and security deposit, in addition to any penalties imposed under the relevant laws.

**General and special conditions**

1. The licensee shall obtain supply of the foreign liquor from the wholesale foreign liquor licensee (F.L.2/2B) of the district after making full payment of price of liquor including all taxes, consideration fee, cess etc. leviable from time to time. Supply of liquor imported from other countries may be obtained from wholesale licence F.L. 2D of the charge/Zone or States.
2. In case of insufficient supply, the licensee shall inform to the District Excise Officer, who shall obtain orders from Excise Commissioner.

2.....s/o .....R/o.....

Name, Father's Name & Address of Salesmen-

1.....s/o .....R/o.....

2.....s/o .....R/o.....

3.....s/o .....R/o.....

4.....s/o .....R/o.....

Model shop licence for the retail sale of Foreign Liquor/**Beer/Wine/LAB** in standard Bottles/**Cans/Tetrapack** for consumption "off" and "on" the premises and draught beer on the premises is hereby granted to above licence holder(s) ....at.....(place) in **P.S.** ....Tehsil ..... in the District of .....w.e.f. ....to March 31, 20.....for which licence fee and security fee and security deposit has been made in accordance with rule-3.

The licence is subject to the following special & general conditions, the infraction of any which or a conviction for any offence under the U.P. Excise Act, 1910 or Narcotics Drugs and Psychotropic Substances Act, 1985 shall make the licensee(s) liable for forfeiture of the licence and security deposit, in addition to any penalties imposed under the relevant laws.

**General and special conditions**

1. The licensee shall obtain supply of the foreign liquor/**beer/wine/LAB** from the wholesale foreign liquor licensee (F.L.2/2B) of the district after making full payment of price of foreign liquor/**beer/wine/LAB** including all taxes, consideration fee (**including additional consideration fee**), cess etc. leviable from time to time **preferably through e-payment**. Supply of liquor imported from other countries may be obtained from wholesale licence F.L.2D of the Charge/Zone or State.
2. In case of insufficient supply, the licensee shall inform to the District Excise Officer, who shall obtain orders from Excise Commissioner.

<p>3. Maximum retail price will be printed on the label of bottles of Foreign Liquor. The retail licensee shall not charge more than the printed M.R.P.</p> <p>4. Sale at the licenced premises shall be made for consumption "off" and "on" the premises and licensee/salesman shall be responsible for destroying by crushing / truncation of remaining pet bottles in quarts, pints and nips as well as capsules affixed upon them after being consumed at the shop.</p> <p>5. No quantity less than one standard Nip bottle of 60ML. of liquor shall be sold to any person. No sale be made to a person below the age of 21 years.</p> <p>6. The sale shall be made in sealed bottles of standard capacity and of prescribed strength and which carry security hologram or security holographic shrink sleeves approved by Excise Commissioner, as proof of payment of consideration fee. Licensee shall also keep arrangement for consumption of liquor and provide tumbler, water, ice, soda, snacks and other edibles after cooking.</p> <p>7. The licensee shall maintain a regular and accurate daily account in the prescribed register (FL-25A), which can be obtained from Licensing Authority on payment and the account register shall be produced for inspection whenever asked by the competent inspecting authority . The licensee shall also furnish account of sales etc. and facilitate and provide the material and documents required by the inspecting authority.</p> <p>8. The licensee shall store entire stock of Foreign Liquor in the licence premises only.</p> <p>9. The licensee shall affix conspicuous signboard at the entrance to the shop on which the name of the licensee, designation Licenced</p>	<p>3. Maximum retail price will be printed on the label of bottles of Foreign Liquor/ <b>beer/wine/LAB bottles and cans.</b> The retail licensee shall not charge more than the printed M.R.P.</p> <p>4. Sale at the licenced premises shall be made for consumption "off" and "on" the premises and licensee/salesman shall be responsible for <b>disposing</b> of remaining PET/<b>glass</b> bottles in quarts, pints and nips as well as capsules affixed upon them after being consumed at the shop <b>as per the SWM Rules 2016.</b></p> <p>5. No quantity less than one standard Nip bottle of 60ML. of liquor shall be sold to any person. No. sale be made to a person below the age of 21 years.</p> <p>6. The sale shall be made in sealed bottles of standard capacity and of prescribed strength and which <b>is affixed with security code</b> approved by Excise <b>Department</b>, as proof of payment of consideration fee. Licensee shall also keep arrangement for consumption of liquor and provide tumbler, water, ice, soda, snacks and other <b>cooked</b> edibles.</p> <p>7. The licensee shall maintain a regular and accurate daily account in the <b>form and</b> register (FL-25A), <b>as prescribed by the</b> Licensing Authority and the account register shall be <b>uploaded on the upexciseonline.in portal through sms of the department and</b> produced for inspection whenever asked by the competent inspecting authority. The licensee shall also furnish account of sales etc. and facilitate and provide the material and documents <b>as</b> required by the inspecting authority.</p> <p>8. The licensee shall store entire stock of Foreign Liquor in the licenced premises only. <b>He shall be required to maintain requisite equipment for scanning of bottles as per prescribed security code under the Track and Trace System.</b></p> <p>9. The licensee shall affix conspicuous signboard at the entrance to the shop <b>approved by Excise Commissioner</b> on</p>
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<p>Retail Vendor of Foreign Liquor, location of the shop, period of licence and such other information as prescribed by Licensing Authority in bold letters shall be printed.</p> <p>10. The licensee shall not employ any person as salesmen who is below 21 years of age or is suffering from any infectious and /or contagious diseases, or has criminal background or a woman.</p> <p>11. Licensee shall not make sale to any purchaser in quantity not more than 6 litres of foreign liquor, bottled in India and imported, each separately inclusive of whisky, brandy, rum (including white rum), gin and vodka; 3 litres of wine, bottled in India and imported, both separately; 7.8 litres of Beer, bottled in India and imported, each separately; 2 litres of other kind of Indian/imported liquor as well as 6 litres of LAB at a time, except under permit.</p> <p>12. The sale should not be made to a person below the age of 21 years or a Government official in uniform.</p> <p>13. The licensee is strictly forbidden from tampering with of bottles, pilfer proof seals or their labels and Security Hologram/ shrink sleeves under any pretext whatsoever.</p> <p>14. The Licensee shall not keep in his licenced premises any spirit, caramel, colour, essence, hologram/ shrink sleeves, lables capsules, seals or any other noxious</p>	<p>which the name of the licensee, designation Licenced Retail Vendor of Foreign Liquor, location of the shop, period of licence and such other information as prescribed by Licensing Authority in bold letters shall be printed.</p> <p><b>The signboard will also display the following information :-</b></p> <p><b>"Consumption of liquor is prohibited outside near the premises of shop or at public places. Any contravention in this regard shall be punishable."</b></p> <p>10. The licensee shall not employ any person as salesmen who is below 21 years of age or is suffering from any infectious and /or contagious diseases, or has criminal background or a woman. <b>The Licensee shall have to obtain identity cards of the salesmen bearing their photographs duly issued by the District Excise Officer, which shall be produced as and when demanded by inspecting authorities.</b></p> <p>11. Licensee shall not <b>sell</b> to any purchaser in quantity more than 6 litres of foreign liquor, Bottled In India (<b>BII</b>) and imported, each separately inclusive of whisky, brandy, rum (including white rum), gin and vodka; 3 litres of wine, bottled in India and imported, both separately; 7.8 litres of Beer, bottled in India and imported, each separately; 2 litres of other kind of Indian/imported liquor as well as 6 litres of LAB at a time, except under a permit.</p> <p>12. The sale should not be made to a person below the age of 21 years or a Government official in uniform.</p> <p>13. The licensee is strictly forbidden from tampering with bottles, pilfer proof seals or their labels <b>and security Code affixed under security System</b> any pretext whatsoever.</p> <p>14. The Licensee shall not keep in his licenced premises any spirit, caramel, colour, essence, <b>security Code making apparatus</b></p>
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<p>material.</p> <p>15. The premises in which the shop is situated, shall not be used as a place of residence except by the licensee/ salesmen.</p> <p>16. The licensee is strictly forbidden from having recourse to any form of blandishment or inducement to the customer with a view to increase his sales.</p> <p>17. The licence premises shall remain open for sale on all days from 9.00 am. to 11 PM, except on 14th April (Ambedkar Jayanti), 15th August (Independence Day), 2nd October (Gandhi Jayanti), 26th January (Republic Day) and upto 3 more days as notified for closure by the Licensing Authority. Licensing Authority may also order closure of shop on account of law and order or General Election related activity etc. under the provisions or relevant laws. No compensation shall be given for the closure of shop on above dates/ days.</p> <p>18. The licensee shall not be allowed to carry on any other business on the licensed premises except sale of Foreign Liquor for which licence is granted.</p> <p>19. The licensee shall on expiry of the licence, report to the Licensing Authority for disposal of balance stock which will be disposed of in accordance with rule-15.</p> <p>20. The licensee shall abide by the general or specific instructions issued by the Excise Commissioner or licensing authority from time to time.</p> <p>21. No Country Liquor should be stored in Foreign Liquor premises.</p>	<p>lables capsules, seals or any other noxious material.</p> <p>15. The premises in which the shop is situated, shall not be used as a place of residence except by the licensee/ salesmen.</p> <p>16. The licensee is strictly forbidden from having recourse to any form of blandishment or inducement to the customer with a view to increase his sales <b>such as dancing floors or gambling.</b></p> <p>17. The licence premises shall remain open for sale on all days from <b>12.00 Mid Noon to 10 PM Night</b> except on 14th April (Ambedkar Jayanti), 15th August (Independence Day), 2nd October (Gandhi Jayanti), 26th January (Republic Day) and upto 3 more days as notified for closure by the Licensing Authority. Licensing Authority may also order closure of shop on account of law and order or General Election related activity etc. under the provisions or relevant laws. No compensation shall be given for the closure of shop on above dates/ days.</p> <p>18. The licensee shall not be allowed to carry on any other business on the licensed premises except sale of Foreign Liquor for which licence is granted.</p> <p>19. The licensee shall on expiry of the licence, report to the Licensing Authority for disposal of balance stock which will be disposed of in accordance with <b>Section 15 of this Rule.</b></p> <p>20. The licensee shall abide by the general or specific instructions issued by the Excise Commissioner or licensing authority from time to time.</p> <p>21. No Country Liquor should be stored in Foreign Liquor premises.</p> <p>22. <b>The licensee shall appoint computer operator for the upkeep and maintenance of the records.</b></p>
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<p>Date.....  District.....  Licensing Authority</p>	<p><b>23. The licensee shall install firefighting instrument/ fire extinguisher in the licensed premises.</b></p> <p>Date.....  District.....  Licensing Authority</p>
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(Dheeraj Sahu)  
Excise Commissioner,  
Uttar Pradesh