

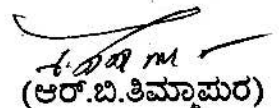
ಕರ್ನಾಟಕ ವಿಧಾನ ಪರಿಷತ್ತು

ಚುಕ್ಕೆ ಗುರುತಿಲ್ಲದ ಪ್ರಶ್ನೆ ಸಂಖ್ಯೆ	210
ಮಾನ್ಯ ಸದಸ್ಯರ ಹೆಸರು	ಶ್ರೀ ಭಲವಾದಿ ಟಿ.ನಾರಾಯಣಸ್ವಾಮಿ (ವಿಧಾನಸಭೆಯಿಂದ ಚುನಾಯಿತರಾದವರು)
ಉತ್ತರಿಸಬೇಕಾದವರು	ಅಬಕಾರಿ ಸಚಿವರು
ಉತ್ತರಿಸಬೇಕಾದ ದಿನಾಂಕ	06.07.2023

ಕ್ರ. ಸಂ.	ಪ್ರಶ್ನೆ	ಉತ್ತರ
(ಅ)	ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳಿಗೆ ಪರವಾನಗಿಯನ್ನು ನೀಡಲು ಸರ್ಕಾರ ರೂಪಿಸಿರುವ ನಿಯಮಗಳೇನು; ಪರವಾನಗಿಯನ್ನು ನೀಡುವ ಇಲಾಖೆ ಯಾವುದು; (ಸಂಪೂರ್ಣ ವಿವರಗಳನ್ನು ನೀಡುವುದು)	<p>ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳನ್ನು ಫ್ರೂಟ್ ವೈನರಿ ಮತ್ತು ಫೋರ್ಟಿಫೈಡ್ ವೈನರಿಗಳನ್ನಾಗಿ ವರ್ಗೀಕರಿಸಲಾಗಿದೆ. ಫ್ರೂಟ್ ವೈನರಿ ಪರವಾನಗಿಯನ್ನು ಕರ್ನಾಟಕ ಅಬಕಾರಿ (ವೈನ್ ತಯಾರಿಕೆ) ನಿಯಮಗಳು, 2008 ರಡಿ ನೀಡಲಾಗುತ್ತಿದ್ದು, ಫ್ರೂಟ್ ವೈನರಿ ಸನ್ನದನ್ನು ಮಂಜೂರು/ನವೀಕರಣ ಮಾಡುವ ಪ್ರಾಧಿಕಾರ ಸಂಬಂಧಪಟ್ಟ ಜಿಲ್ಲೆಯ ಜಿಲ್ಲಾಧಿಕಾರಿಗಳಾಗಿರುತ್ತಾರೆ. ಪ್ಲೂಟ್ ವೈನರಿ ಬಾಟ್ಲಿಂಗ್ ಸನ್ನದನ್ನು ಮಂಜೂರು/ನವೀಕರಣದ ಅಧಿಕಾರವನ್ನು ಅಬಕಾರಿ ಆಯುಕ್ತರು ಹೊಂದಿರುತ್ತಾರೆ. ನಿಯಮದ ಪ್ರತಿಯನ್ನು ಅನುಬಂಧ-1ರಲ್ಲಿ ಇರಿಸಿದೆ.</p> <p>ಫೋರ್ಟಿಫೈಡ್ ವೈನರಿ ಪರವಾನಗಿಯನ್ನು ಕರ್ನಾಟಕ ಅಬಕಾರಿ (ದ್ರಾಕ್ಷೆಯಿಂದ ಫೋರ್ಟಿಫೈಡ್ ವೈನ್ ತಯಾರಿಕೆ) ನಿಯಮಗಳು, 1968ರಡಿ ನೀಡಲಾಗುತ್ತಿದ್ದು, ಫೋರ್ಟಿಫೈಡ್ ವೈನರಿ ಮತ್ತು ಫೋರ್ಟಿಫೈಡ್ ವೈನರಿ ಬಾಟ್ಲಿಂಗ್ ಸನ್ನದನ್ನು ಮಂಜೂರು/ನವೀಕರಣದ ಅಧಿಕಾರವನ್ನು ಅಬಕಾರಿ ಆಯುಕ್ತರು ಹೊಂದಿರುತ್ತಾರೆ. ನಿಯಮದ ಪ್ರತಿಯನ್ನು ಅನುಬಂಧ-2ರಲ್ಲಿ ಇರಿಸಿದೆ.</p>
(ಆ)	ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳನ್ನು ಸ್ಥಾಪಿಸಲು ಸರ್ಕಾರದಿಂದ ಸಿಗುವ ಸಹಾಯಧನ/ಯೋಜನೆಗಳ ವಿವರಗಳನ್ನು ನೀಡುವುದು; ಉತ್ಪಾದಕರಿಗೆ ಉತ್ತೇಜನ ನೀಡಲು ಸರ್ಕಾರ ತೆಗೆದುಕೊಂಡಿರುವ	<p>ಭಾರತ ಸರ್ಕಾರದ ಪ್ರಧಾನ ಮಂತ್ರಿ ಕಿಸಾನ್ ಸಂಪದ ಯೋಜನೆಯಡಿ Creation / Expansion of Food Processing and Preservation Capacities (CEFPPC) Fruit/Honey Based Wines ಸಂಸ್ಕರಣ ಘಟಕಕ್ಕೆ ಗರಿಷ್ಠ ಶೇ.35 ರಷ್ಟು ಮಿತಿಗೊಳಪಟ್ಟು ಯೋಜನಾ ವೆಚ್ಚಕ್ಕೆ ಸಹಾಯಧನವನ್ನು ನೀಡುವ ಯೋಜನೆಯನ್ನು ಜಾರಿಗೊಳಿಸಿದೆ.</p>

<p>ಕ್ರಮಗಳೇನು;</p>	<p>ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದಕರಿಗೆ ಉತ್ತೇಜನ ನೀಡಲು ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದಕರನ್ನು ರಾಜ್ಯ ಹಾಗೂ ಹೊರ ರಾಜ್ಯದಲ್ಲಿ ಆಯೋಜಿಸಲಾಗಿದೆ.</p>												
<p>(ಇ) ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಸರ್ಕಾರ ವಿಧಿಸುತ್ತಿರುವ ವಿವಿಧ ಶುಲ್ಕಗಳೆಷ್ಟು? (ಮಾಹಿತಿ ನೀಡುವುದು)</p>	<p>ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ವಿಧಿಸುತ್ತಿರುವ ಸನ್ನದು ಶುಲ್ಕದ ವಿವರಗಳು ಕೆಳಕಂಡಂತಿದೆ:</p> <table border="1" data-bbox="752 548 1419 862"> <thead> <tr> <th>ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳು</th> <th>ಸನ್ನದು ಶುಲ್ಕ (ರೂ.ಗಳಲ್ಲಿ)</th> <th>ಹೆಚ್ಚುವರಿ ಸನ್ನದು ಶುಲ್ಕ(ರೂ.ಗಳಲ್ಲಿ)</th> <th>ಬಾಟಲಿಂಗ್ ಸನ್ನದು ಶುಲ್ಕ (ರೂ.ಗಳಲ್ಲಿ)</th> </tr> </thead> <tbody> <tr> <td>ಫ್ರೂಟ್ ವೈನ್</td> <td>5,000/-</td> <td>750/-</td> <td>1000/-</td> </tr> <tr> <td>ಫೋರ್ಟಿಫೈಡ್ ವೈನ್</td> <td>50,000/-</td> <td>7,500/-</td> <td>25,000/-</td> </tr> </tbody> </table> <p>ಫ್ರೂಟ್ ವೈನ್ ಮತ್ತು ಫೋರ್ಟಿಫೈಡ್ ವೈನ್ ಮೇಲೆ ವಿಧಿಸುತ್ತಿರುವ ಸುಂಕದ ವಿವರಗಳು ಕೆಳಕಂಡಂತಿದೆ:</p> <ol style="list-style-type: none"> 1. ಅಬಕಾರಿ ಸುಂಕ: ರೂ.5/- ಪ್ರತಿ ಬಲ್ಕ್ ಲೀಟರ್‌ಗೆ. 2. ಹೆಚ್ಚುವರಿ ಅಬಕಾರಿ ಸುಂಕ (ಫ್ರೂಟ್ ವೈನ್): ಫೋರ್ಟಿಫೈಡ್ ಬೆಲೆ ಆಧರಿಸಿ ಪ್ರತಿ ಬಲ್ಕ್ ಲೀಟರ್‌ಗೆ ಕನಿಷ್ಠ ರೂ.9/- ರಿಂದ ಗರಿಷ್ಠ ರೂ.49/- ರವರೆಗೆ. 3. ಹೆಚ್ಚುವರಿ ಅಬಕಾರಿ ಸುಂಕ (ಗ್ರೇಪ್ ಸ್ಪಿರಿಟ್ ಸೇರಿಸುವುದರ ಮೂಲಕ ತಯಾರಿಸಲಾದ ಫೋರ್ಟಿಫೈಡ್ ವೈನ್): ಫೋರ್ಟಿಫೈಡ್ ಬೆಲೆ ಆಧರಿಸಿ ಪ್ರತಿ ಬಲ್ಕ್ ಲೀಟರ್‌ಗೆ ಕನಿಷ್ಠ ರೂ.17/- ರಿಂದ ಗರಿಷ್ಠ ರೂ.98/- ರವರೆಗೆ. 4. ಹೆಚ್ಚುವರಿ ಅಬಕಾರಿ ಸುಂಕ (ನ್ಯೂಟ್ರಲ್ ಸ್ಪಿರಿಟ್/ರೆಕ್ಟಿಫೈಡ್ ಸ್ಪಿರಿಟ್/ಶುದ್ಧ ಹಣ್ಣಿನ ಬ್ರಾಂಡಿ ಸೇರಿಸುವುದರ ಮೂಲಕ ತಯಾರಿಸಲಾದ ಫೋರ್ಟಿಫೈಡ್ ವೈನ್): ಫೋರ್ಟಿಫೈಡ್ ಬೆಲೆ ಆಧರಿಸಿ ಪ್ರತಿ ಬಲ್ಕ್ ಲೀಟರ್‌ಗೆ ಕನಿಷ್ಠ ರೂ.27/- ರಿಂದ ಗರಿಷ್ಠ ರೂ.147/- ರವರೆಗೆ. 	ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳು	ಸನ್ನದು ಶುಲ್ಕ (ರೂ.ಗಳಲ್ಲಿ)	ಹೆಚ್ಚುವರಿ ಸನ್ನದು ಶುಲ್ಕ(ರೂ.ಗಳಲ್ಲಿ)	ಬಾಟಲಿಂಗ್ ಸನ್ನದು ಶುಲ್ಕ (ರೂ.ಗಳಲ್ಲಿ)	ಫ್ರೂಟ್ ವೈನ್	5,000/-	750/-	1000/-	ಫೋರ್ಟಿಫೈಡ್ ವೈನ್	50,000/-	7,500/-	25,000/-
ದ್ರಾಕ್ಷಾರಸ ಉತ್ಪಾದನಾ ಘಟಕಗಳು	ಸನ್ನದು ಶುಲ್ಕ (ರೂ.ಗಳಲ್ಲಿ)	ಹೆಚ್ಚುವರಿ ಸನ್ನದು ಶುಲ್ಕ(ರೂ.ಗಳಲ್ಲಿ)	ಬಾಟಲಿಂಗ್ ಸನ್ನದು ಶುಲ್ಕ (ರೂ.ಗಳಲ್ಲಿ)										
ಫ್ರೂಟ್ ವೈನ್	5,000/-	750/-	1000/-										
ಫೋರ್ಟಿಫೈಡ್ ವೈನ್	50,000/-	7,500/-	25,000/-										

ಆಇ 27 ಇಎಲ್‌ಕ್ಯೂ 2023


 (ಆರ್.ಬಿ.ತಿಮ್ಮಾಪುರ)
 ಅಬಕಾರಿ ಸಚಿವರು

62203-1

**'THE
KARNATAKA
EXCISE (MANUFACTURE OF WINE)
RULES, 2008**

(As amended by Notification Nos. FD 13 PES 2009; FD 25 PES 2009, dated 4-3-2010; FD 03 PES 2012(III), dated 31-3-2012; FD 10 PES 2017(VI), dated 11-1-2018; FD 09 PES 2017(III), dated 5-7-2018 and FD 05 PES 2018(V), dated 1-12-2018)

Whereas, the draft of the Karnataka Excise (Manufacture of Wine) Rules, 2008 was published as required by sub-section (1) of the Section 71 of the Karnataka Excise Act, 1965 (Karnataka Act 21 of 1966), in Notification No. FD 20 PES 2005(I), Bangalore, dated 1st July, 2008, in Part IV, Section 2-C(1) of the Karnataka Gazette, Extraordinary No. 673, dated 1st July, 2008, inviting objections and suggestions from all persons likely to be affected thereby within thirty days from the date of publication of the draft in the Official Gazette.

And whereas, the said Gazette was made available to the public on 1st July, 2008.

And Whereas, the objections and suggestions received within the period specified above, have been considered by the Government.

Now, therefore, in exercise of the powers conferred by Section 71 of the Karnataka Excise Act, 1965 (Karnataka Act 21 of 1966), the Government of Karnataka hereby makes the following rules, namely. —

1. Title and commencement. — (1) These rules may be called the **Karnataka Excise (Manufacture of Wine) Rules, 2008.**

(2) These rules shall come into force from the date of their publication in the Official Gazette.

2. Definitions. — In these rules, unless the context otherwise requires. —

(1) "Act" means the Karnataka Excise Act, 1965 (Karnataka Act 21 of 1966);

(2) "Deputy Commissioner" means the Deputy Commissioner of the Revenue District;

²[(3) "Fortified wine" x x x x x;]

³[(4) "Fortification" x x x x x;]

(5) "Grapes" means grapes belonging to genus vitis;

-
1. Published in the Karnataka Gazette, Extraordinary No. 1078, dated 27-9-2008, vide Notification No. FD 20 PES 2005(I), dated 27-9-2008.
 2. Clause (3) omitted by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018.
 3. Clause (4) omitted by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018.

- (6) "Licence" means a licence granted under these rules for manufacture of wine;
- (7) "Manufactory" means a building or part of a building specified in the licence and used for the manufacture of wine and also includes the premises where the manufactured products are stored [which may also include a hired private cold storage subject to such conditions as may be specified by the licence issuing Authority];
- (8) "Officer-in-charge" means an Excise Officer or any other officer appointed for the purpose of supervising the operations in a manufactory;
- (9) "Wine" means the fermented juice of ripe grapes with or without the addition of sugar or sugar syrup, containing self-generated alcohol not less than 7% v/v and 10% v/v for Bangalore Blue and wine variety grapes respectively.

Note.— Addition of sugar or sugar syrup is permitted only to the grape or fruit juice before, during or after wine fermentation. Excise Officer-in-Charge shall strictly monitor the stock of sugar or sugar syrup, its addition and timing of addition.]

3. Application for grant or renewal of a licence to manufacture wine.— (1) An application for grant or renewal of a licence to manufacture wine shall be made to the Deputy Commissioner of the concerned district where the proposed winery is to be located in Form F.W. 1 along with a fee of rupees five thousand:

Provided that, a licensee who is manufacturing wine under the Karnataka Excise (Manufacture of Wine from Grapes) Rules, 1968 may continue to manufacture till the expiry of the currency of the licence issued under the said rules.

- (2) Every application shall be in triplicate and shall be accompanied by.—
- (a) a description and plan of the manufactory in which the wine is proposed to be manufactured;
 - (b) a statement specifying the number, size and description of all the vessels and other apparatus which are proposed to be used in manufacture of wine;
 - (c) a statement showing the quantity of wine proposed to be manufactured during the currency of the licence.

(3) An application for renewal of licence shall be made at least one month before the date of expiry of the licence.

(4) Where the applicant for a licence is a firm, the name and other particulars of all the partners shall be mentioned in the application and if a

1. Inserted by Notification No. FD 13 PES 2009, dated 9-2-2010, w.e.f. 9-2-2010.
2. Clause (9) substituted by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018

licence is granted to the applicant, the names of all the partners shall be entered in the licence. No additional partners shall be admitted to the firm after the granting of a licence unless the Deputy Commissioner on an application made to him in writing agrees to alter the licence, and to add the name or names of the partners in the licence.

4. Disqualification.—(1) A person shall be disqualified from submitting an application for obtaining or renewal of licence under these rules if he.—

- (i) has not paid the arrears of any dues in respect of liquor sold by him; or
- (ii) has not produced a valid income-tax clearance certificate or has not produced any document in proof of filing the latest income-tax return before the Income-tax Department in respect of his income;
- (iii) is holding an office of profit under the State Government or Central Government;
- (iv) is a minor or an undischarged insolvent or is of unsound mind;
- (v) has been convicted of any cognizable and non-bailable offence under any Act, or any offence under the Narcotic Drugs and Psychotropic Substances Act, 1985 and Medicinal and Toilet Preparations (Excise Duties) Act, 1955, or an offence under Sections 481, 482, 483, 484, 485, 486, 487 or 489 of the Indian Penal Code, 1860.

Explanation.—For the purposes of this rule, a company, firm or other body corporate shall be deemed to have incurred the disqualification if the person in charge of and responsible for the conduct of the business of such company, firm or other body corporate has incurred the disqualification:

Provided that the authority which grants or renews the licence may in the interest of revenue and for any other reason to be recorded in writing relax the provisions of this clause, and grant or renew the licence.

(2) A person shall not be disqualified under clause (i) of sub-rule (1), if he produces a certificate from a competent Revenue or an Excise Officer to the effect that the arrears have been paid.

5. Conditions of licence for manufacture of wine.—(1) Every licence for manufacture of wine shall be in Form F.W. 2 and shall be subject to the conditions specified therein. It shall be effective from the date specified therein and remain in force upto the 30th June of the next calendar year.

(2) The licensee shall also obtain a bottling licence under the Karnataka Excise (Bottling of Liquor) Rules, 1967.

6. Grant of licence to manufacture wine.—(1) On receipt of an application for grant or renewal of licence for manufacturing wine under Rule 3, if the Deputy Commissioner is satisfied that the application is in accordance with these rules, that the premises in which the applicant proposes to manufacture wine and the apparatus he proposes to use are suitable, he may grant or renew a licence to the applicant in Form F.W. 2.

(2) The Deputy Commissioner shall retain the original application and its enclosures, forward the duplicate and its enclosures to the Officer-in-charge of the manufactory and return the triplicate with the enclosures to the licensee after duly initiating and stamping all the applications and enclosures with his seal.

7. Transfer of licence in the event of death of the licensee or lessee.—In the event of death of the licensee or lessee during the currency of the licence or lease, the Deputy Commissioner of the district may on an application by the legal heir of the deceased licensee or lessee, transfer the licence as the case may be lease in his favour, if such legal heir is otherwise eligible for grant of licence under the Act or these rules.

8. Transfer of licence in other cases.—The Deputy Commissioner of the district may on an application by the licensee and subject to payment of transfer fee equivalent to twenty-five per cent of the annual licence fees may transfer such licence together with all infrastructure pertaining to the industry in favour of any person named by such licensee, if such person is otherwise eligible for grant of a licence under the Act or under these rules.

9. Arrangement of manufactory for wine.—(1) The licensee shall use only fresh fruits and natural nutrients for manufacturing wine; and may use fermenting agents and nutrients as may be notified by the Excise Commissioner.

(2) Separate rooms or compartments separated by grills embedded in cement concrete shall be provided for the following purpose in every manufactory and no such room or compartment shall be used for more than one of the said purposes.—

- (a) manufacturing, storage of wine in bulk and bottling operations;
- (b) storage of wine in sealed bottles, casks, barrels and other receptacles.

(3) Every room or compartment in the manufactory shall be well-ventilated and all the windows thereof shall be securely barred and covered with wire mesh of not more than two centimeters. Every such room or compartment shall bear on the outside, a signboard denoting the purpose for which the compartment or room is used.

(4) After the licence has been granted any additions to or alterations in any room or compartment or to any of the apparatus of the manufactory shall be made with the previous approval in writing, of the Deputy Commissioner.

(5) No smoking shall be permitted and no naked lights or fires shall be allowed within the premises of the manufactory.

(6) The licensed premises shall be open to inspection at all reasonable hours by Excise Officers or any officer authorized in that behalf by the Deputy Commissioner.

(7) An accurate account of all the articles required for the manufacture of wine brought into manufactory shall be maintained by the licensee and verified by the Officer-in-charge.

(8) A correct account of the kind and quantity of wine manufactured shall be maintained by the licensee and verified by the Officer-in-charge in Form F.W. 3.

(9) A correct account of the residue and the base shall be maintained by the licensee. The residue and the base shall be destroyed in the presence of the Officer-in-charge. Duty at such rates as may be notified by Government from time to time shall be paid by the licensee before the wine is removed from the manufactory premises.

(10) No alteration or addition shall be made in or to the building in which the winery is established or in to the stills or other permanent apparatus used therein, without the permission of the Deputy Commissioner.

10. Fee for granting permission for sub-leasing of winery.—The Deputy Commissioner of the district may, on an application made by the licensee, permit sub-leasing of the winery licence held by the licensee in favour of any person named by such licensee, who is eligible for grant of a licence under the Act or the rules made thereunder, on payment of ten per cent of the licence fee levied for grant of licence for a winery as additional licence fee at the time of granting permission for sub-leasing and thereafter at the time of renewal of licence every year as long as the sub-lease continues.

[10-A. Shifting of the existing Winery.—The Deputy Commissioner may, on an application made by the licensee in Form F.W. 1-A and subject to payment of shifting fee equivalent to ten per cent of the annual licence fee levied for grant of licence for a winery under Rule 3, permit shifting of the winery from the existing place to another place.]

11. Licensee to sell wine only to a distributor licensee.—²(1) No licensee under these rules shall, sell Wine to any person other than one holding a Distributor licence under the Karnataka Excise (Sale of Indian and Foreign Liquors) Rules, 1968:

Provided that, such licensee may, with the prior approval of the Excise Commissioner, sell Wine to a Military Canteen Stores Bonded Warehouse or a Border Security Force Unit or a Para Military Unit located in the State of Karnataka and also export Wine outside the Country:

Provided further that, such licensee may, with the prior approval of the Deputy Commissioner of Excise, export Wine to a Military Canteen Stores Bonded Warehouse or a Border Security Force Unit or a Para Military Unit located outside the State of Karnataka and also export Wine outside the State to any person holding a licence:

1. Rule 10-A inserted by Notification No. FD 05 PES 2018(V), dated 1-12-2018, w.e.f. 1-12-2018
2. Sub-rule (1) substituted by Notification No. FD 10 PES 2017(VI), dated 11-1-2018, w.e.f. 11-1-2018

Provided also that, such licensee may sell bulk wine to a person holding a licence under the Karnataka Excise (Lease of the Right of Retail Vend of Wine or Fortified Wine) Rules, 2008.]

(2) Wine manufactured in the licensed premises shall not be removed except.—

- (i) for transport within the State of Karnataka under the permit issued by the Officer-in-charge; and
- (ii) for exports outside the State, under a permit issued by the Deputy Commissioner.

(3) A licensee desiring to remove wine from the manufactory shall make an application in Form F.W. 4 with a challan for having credited the duty.

(4) On receipt of an application for a permit for transport within the State along with the challan, the Officer-in-charge shall issue transport permits in triplicate in Form F.W. 5 and send one copy of it to the Deputy Commissioner of the place to which the wine is to be transported, give the second copy of the permit to the licensee to accompany the consignment and file the third copy with the challan in his office.

(5) On receipt of an application for an export permit to export outside the State along with the challan, the Deputy Commissioner shall issue export permits in triplicate in Form F.W. 6 and send one copy of the permit to the Deputy Commissioner of the place to which the wine is to be exported, send the second copy of the permit to the licensee to accompany the consignment and file the third copy with the challan in his office.

(6) The licensee shall ensure that the wine supplied to a distributor or to a retail vendor as the case may be shall be in hygienic condition.

12. Submission of monthly return of accounts.—The licensee shall furnish monthly returns of the accounts maintained by him as required by the Deputy Commissioner.

13. Chemical Laboratory.—(1) The licensee shall establish a well-equipped Chemical Laboratory within the premises of the winery to check the quality of raw materials used and the wine produced in the winery which shall be manned by a Chemist holding a degree in Science with Chemistry as one of the subjects, preferably Organic Chemistry or Bio-Chemistry or specialization in Alcohol Technology.

(2) The wine produced in the winery shall be released for sale only after the Chemist referred to in sub-rule (1) certifies that, such wine is fit for human consumption.

14. Penalties for breach of wine licence.—(1) Breach of any of the conditions of the licence shall render the licensee liable to all or any of the following penalties, namely.—

- (i) Suspension or cancellation of the licence;

- (ii) Prosecution of the licensee or any person in his employment under the provisions of the Act, rules or orders made thereunder:

Provided that the prosecution under this clause shall be without prejudice to any action being taken under any other law for the time being in force.

(2) If on such prosecution before the Magistrate, a licensee is convicted, the Deputy Commissioner may cancel the licence.

FORM F.W. 1

[See Rule 3]

Application for winery licence to manufacture wine

To

The Deputy Commissioner,
..... District

1. Name of the applicant with full postal address :
2. The amount of capital proposed to be invested :
3. The name of the place and the site in which the building for housing the winery is situated (description and plans of the building to be furnished) :
4. Description of the stills and other permanent apparatus :
5. Approximate production capacity of the winery :
6. Date from which the applicant desires to start the winery :
7. Whether the accommodation for the Officer-in-charge and staff posted at the winery :
8. Whether the applicant has enclosed the treasury Challan for having credited the prescribed licence fee in favour of the Government :

DECLARATION

- (1) I/We hereby declare that the particulars are mentioned in the application are correct.

- (2) I am not convicted of any cognizable offence under the Karnataka Excise Act or Rules made thereunder or any of the cognizable or non-bailable offence.
- (3) I have gone through the Karnataka Excise (Manufacture of Wine) Rules, 2008 relating to the licence applied for by me here under and am conversant with the provisions thereof.
- (4) I hereby undertake to abide by the conditions of the licence and provisions of the Karnataka Excise Act, 1965 and the Rules and Regulations made thereunder.

Signature of the Applicant.

FORM F.W. 1-A
[See Rule 10-A]

Application for shifting of the existing Winery

To,

The Deputy Commissioner

..... District

1. (a) Name of the Winery:
- (b) Name (s) and address of the Partner/Board of Directors:
- (c) Whether Public/Private Ltd. or Partnership/Proprietary concern:
2. (a) Details of existing premises with Survey No. etc.:
- (b) Details of total existing area and constructed area:
- (c) Details of existing man power:
 - (i) Office staff:
 - (ii) Technical staff:
 - (iii) Supervisory staff:
 - (iv) Permanent workers:
 - (v) Temporary workers:
3. Details of existing plant and machinery:
 - (a) Existing machinery:
 - (b) Capacity of machinery:
 - (c) Existing Production capacity:

1. Form F.W. 1-A inserted by Notification No. FD 05 PES 2018(V), dated 1-12-2018, w.e.f. 1-12-2018

4. Reasons for shifting:
5. Details of proposed premises:
 - (a) Address with Survey No.:
 - (b) Details of availability of water and power requirement:
 - (c) Details of man power requirement at new site and availability:
6. Details of clearance from the following Government Institutions:
 - (a) Competent Local Authorities:
 - (b) Karnataka State Pollution Control Board:
 - (c) Competent Authority under Factories Act:
7. Details of plant and machinery to be shifted to new premises:
8. Details of shifting fee remitted:

Place:

Date:

Name and signature of the applicant.]

FORM F.W. 2

[See Rule 5(1)]

Licence for the manufacture of wine

Licence is hereby granted to (hereinafter referred to as "The Licensee") on payment of a licence fee of rupees five thousand authorising to (manufacture, store and sell) under and subject to the provisions of the Karnataka Excise Act, 1965 (hereinafter referred to as "the said Act") and the Karnataka Excise (Manufacture of Wine) Rules, 2008 and orders made there under, wine from fruit at his manufactory situated at (hereinafter referred to as "the manufactory") during the period from day of 20.... to 30th day of June 20.... on the following conditions, namely):

CONDITIONS

- (1) The licensee shall not manufacture wine except at the manufactory and under the supervision of the officer-in-charge of the manufactory.
- (2) The licensee shall use only fresh fruits which are ripe and shall not use any fermenting agent except with the special permission of the Deputy Commissioner. ¹[Sugar or Sugar syrup may be added before, during or after wine fermentation].

1. Substituted for the words "Sugar or jaggery may be added before, during or after fermentation" by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018

- (3) The licensee shall not dilute or adulterate the wine, or store or permit to be stored any wine which he knows to be diluted or adulterated.
- (4) All receptacles shall be so placed and fixed as to facilitate the contents thereof being accurately gauged and measured. Each receptacle shall be gauged by the Officer-in-charge and shall bear a distinctive serial number and have its capacity distinctly and indelibly marked on it. A table showing the dimensions and capacities of the receptacles shall be maintained by the licensee for reference. ¹[Tables shall be computed to show contents at every one centimetre of the depth of each receptacles. The tables shall have the certification by the concerned authority of the Department of Legal Metrology].
- (5) The licensee shall, besides providing suitable office accommodation with sanitary arrangements for the supervisory staff within the premises of the manufactory also supply them with such furniture and other articles as the Deputy Commissioner may consider necessary.
- (6) The licensee shall not permit or allow any smoking and use of naked light or fires within the premises of the manufactory.
- (7) The licensee shall not discontinue the manufacture of wine unless he has given to the Deputy Commissioner three months notice of his intention of to do so.
- (8)
 - (a) There shall be only one entrance to the bonded manufactory and one door to the compartments or rooms.
 - (b) At the end of each working day the licensee shall close and lock the manufactory and every room or compartment therein.
 - ²(c) There shall be double locking system with one lock purchased by the Excise Officer-in-Charge to lock each compartment by the said Officer or an Excise staff designated by him. All the keys of the locks purchased by the said Officer shall always remain with the Excise Officer-in-Charge. As and when required by the licensee during the working hours of working days, the lock shall be opened by the Excise Officer-in-Charge or his designate and shall be locked when the work is over. The time of opening and locking shall be recorded in a register duly signed by the Excise Officer-in-Charge for each operation.]

1. Substituted for the words "Tables shall be computed to show contents at one centimetre of the depth of each receptacles" by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018
2. Clause (c) inserted by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018

- (9) The licensee shall keep affixed on the outside of each room of compartment of the manufactory a sign on which should be conspicuously painted in oil color, the purpose for which the room or compartment is intended to be used and no room or compartment or receptacle intended for a specific purpose shall be used for a different purpose.
- (10) (a) The licensee shall maintain accounts showing a correct account of. —
- (i) the kind and quantity of fruits and or ¹[sugar or sugar syrup] used and also of the quantity of water added to them;
 - (ii) the period allowed for fermentation;
 - (iii) the names and quantities of other ingredients if any added before, during or after fermentation to the "Must" or wine;
 - (iv) the period allowed for ageing;
 - (v) quantity of wine manufactured;
 - (vi) the quantity of wine issued from the manufactory with the dates of manufacture, issue, the names of the licensees to whom and the places to which the wine has been consigned;
 - (vii) the balance in stock after each transaction; and
 - (viii) the quantity of residue and base and the manner of their disposal.
- (b) ²[The licensee shall maintain day-to-day accounts showing therein the stock of wine, bases or "Must" and all other ingredients of wine in the manufactory at the end of each day;]
- (c) The entries in the account books should not be erased or overwritten. Should it be necessary to correct any entry it should be rounded in red ink in such manner as to leave it distinctly visible and the correct entry should be inserted above it. Every such correction should be initialed by the Officer-in-charge.

-
1. Substituted for the words "sugar or jaggery" by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018
 2. Substituted for the words "The licensee shall maintain day-to-day accounts showing therein the stock of wine, bases or "Must" in the manufactory at the end of each day" by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018

- (11) The licensee shall issue authorisations signed by him and countersigned by the officer-in charge to all his agents or servants who are allowed to enter the manufactory. No person who does not hold an authorisation shall be allowed to enter the manufactory. It will be open to the Officer-in-charge to cancel any authorisation countersigned by him.
- (12) Except with the written permission of the Deputy Commissioner, the licensee shall not sell, transfer or sub-lease the right of manufacture conferred upon him by this licence nor shall he, in connection with exercise of the said right, enter into any agreement or arrangement, which is the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of sub-lease, the decision of the Deputy Commissioner shall be final and binding on the licensee.
- (13) The licensee shall, on a requisition from the Officer-in-charge, allow him to take samples of the fruit used, the juice of such fruit at any stage of fermentation and the wine stored in the manufactory, free of cost, whenever required for the purpose of Chemical analysis. [The quantity taken for samples shall not exceed 500 ml in the case of wine or other liquids, 500 gm in case of semi-liquids or solids. The licensee shall pay a fee of rupees one hundred for each examination of sample made by the Chemical Analyst].
- (14) The licensee shall allow the Officer-in-charge or any other Officer duly authorized by the Deputy Commissioner to take stock of wine stored at the manufactory at least twice in a year. The licensee shall be required to explain the excess or deficiency in the stock if it exceeds one per cent. If the explanation is not satisfactory, the licensee may be required to pay such excise duties as the Deputy Commissioner may direct.
- (15) The licensee shall maintain such measures and weights as may be prescribed by the Officer-in-charge with the previous approval of the Deputy Commissioner.
- (16) The licensee shall not sell wine except to licensees holding licences to sell wine.
- (17) The licence, may be suspended or cancelled in accordance with the provisions of the Karnataka Excise (Manufacture of Wine) Rules, 2008.

Granted this dated 20.....

Seal

Deputy Commissioner.

1. Substituted for the words "The quantity taken for samples shall not exceed 500 ML. in the case of the wine or other liquids, or 1/2 kilo in case of semi-liquids. The Licensee shall pay a fee of rupees five for each examination of sample made by the Chemical Analyst" by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018

FORM F.W. 3
[See Rule 9(8)]

		(1)	Serial Numbers		
		(2)	Date of which fruits are issued for crushing		
		(3)	Kind of wine		
		(4)	Batch numbers		
		(5)	A Vat Number		
			B Quantity of fresh fruit		
			C Quantity of other materials, if any		
			D [Quantity of Sugar or Sugar syrup]		
			E Quantity of water		
			F Total contents in the vat in litres		
		(6)	Total quantity under manufacture in litres		
		(7)	Date on which wine is issued for filtration		
			A	Quantity received from the manufacturing room	
			B	Quantity received after filtration	
			C	Quantity residue or base	
		(8)	D	Date on which the residue or base is destroyed	
			Filtration Room		

1. Substituted for the words "Quantity of sugar or jaggery" by Notification No. FD 09 PES 2017(III), dated 5-7-2018, w.e.f. 1-7-2018

		(9)	Date on which filtration was completed and the wine was put into cask for ageing	
		(10)	Date on which wine was removed from casks for bottling	
		(11)	A	Qty. received
			B	Qty. bottled
			C	Qty. in litres
				Qty. in M.L.
				Qty. in M.L.
				Qty. in M.L.
				Qty. in M.L.
				Qty. in M.L.
				Qty. in M.L.
				Qty. in M.L.
			D	Quantity transferred to general store room
			Bottling Room	

Store Room								Initial of the officer-in-charge	Remarks
Balance in stock in bottling room	Quantity received	Quantity issued under bond	Permit No. and date	Quantity issued after clearance of duty	Challan number and date	Permit number and date	Balance in stock		
A	B	C	D	E	F	G			
(12)							(13)	(14)	

FORM F.W. 4

[See Rule 11(3)]

Application for transport/export of wine from manufactory

To

The Officer-in-charge,

Sir,

I desire to transport/export litres of wine manufactured at my manufactory. Detail of the quantity, destination, duty paid *etc.*, are furnished below:

1. Quantity of wines to be transported/exported.
2. Date of manufacture with Batch No.
3. Amount of duty paid with Challan No. (Challan should be enclosed).
4. The name of the licensee to whom the wine is to be dispatched.
5. The number and date of the transport or import permit.
6. The time required for transport/export.

Place:

Date:

Yours faithfully,
Licensee.

FORM F.W. 5
[See Rule 11(4)]

Permit for Transport of Wine

1. Name and the Licence Number of the manufacturer
2. Name and Licence Number of Indentor.
3. Quantity of wine covered by the permit
4. Strength of wine.
5. Amount of duty paid with the Challan Number.
6. Number of receptacle or vessels carrying the wine.
7. The number and nature of seals on the receptacles or vessels carrying the wine.
8. Duration of the Permit

Dated: _____

Officer-in-charge.

FORM F.W. 6
[See Rule 11(5)]

Permit for Export of Wine

1. Name and the Licence Number of the manufacturer.
2. Name and Licence Number of Importer.
3. Number and date of import permit.
4. Quantity of wine covered by the permit.
5. Strength of wine.
6. Amount of duty paid with the Challan Number.
7. Number of receptacle or vessels carrying the wine.
8. The number and nature of seals on the receptacles or vessels carrying the wine.
9. Duration of the permit.

Dated: _____

Officer-in-charge.

62203-2

**'THE
KARNATAKA
EXCISE (MANUFACTURE OF ²[FORTIFIED WINE
FROM GRAPES]) RULES, 1968**

(As amended by GSR 183, dated 5-7-1975; GSR 244, dated 28-10-1985; GSR 172, dated 13-9-1989; GSR 125, dated 28-8-1990; CSR 126, dated 28-8-1990; GSR 32, dated 11-2-1992; Notification Nos. FD 10 PES 75(v), dated 31-5-1995; FD 12 PES 95(i), dated 29-6-1996; FD 325 EDC 95(ii), dated 13-2-1997; FD 7 PES 98(ii), dated 18-6-1998; FD 6 PES 2000, dated 24-6-2000; FD 18 PES 2001(5), dated 30-6-2001; FD 13 PES 2001(3), dated 13-7-2001; FD 15 PES 99(iv), dated 24-6-2002; FD 10 PES 2002(III), dated 29-6-2002; FD 15 PES 99(iv), dated 23-8-2002; FD 9 PES 2003(3), dated 5-6-2003; FD 16 PES 2003(ii), dated 30-6-2003; FD 36 PES 2003(4), dated 23-2-2004; FD 23 PES 2006(2), dated 4-5-2007; FD 20 PES 2005(V), dated 27-9-2008; FD 03 PES 2012(II), dated 31-3-2012; FD 12 PES 2016 (Part-1(I), dated 27-7-2016; FD 10 PES 2017(V), dated 11-1-2018; FD 09 PES 2017(II), dated 5-7-2018; FD 05 PES 2018(IV), dated 1-12-2018 and FD 01 PES 2019, dated 25-10-2019.)

GSR 445.—In exercise of the powers conferred by Section 71 of the Karnataka Excise Act, 1965 (Karnataka Act 21 of 1966), the Government of Karnataka hereby makes the following rules, the draft of the same having been previously published, as required by sub-section (1) of Section 71 of the said Act, in Notification No. GSR 366 in Part IV, Section 2C(i) of the Karnataka Gazette, dated 31st October, 1968, namely.—

1. Title and commencement.—(1) These rules may be called the Karnataka Excise (Manufacture of ²[Fortified Wine from Grapes]) Rules, 1968.

CASE LAW

Validity.— *M/s. Jagadale & Sons v State of Karnataka & Others*, 1990(1) Kar. L.J. 18 (DB) : ILR 1990 Kar. 101 (DB).

(2) They shall come into force at once.

2. Definitions.—In these rules, unless the context otherwise requires,—

(1) "Act" means the Karnataka Excise Act, 1965.

⁴[(1-A) "Fortified wine" means Wine or Fruit Wine, the alcoholic strength of which has been increased by the addition of Grape Neutral Spirit/Grape Spirit (matured for at least two years)/Grain Neutral Spirit/Neutral Spirit and which has alcoholic strength of

1. Published in the Karnataka Gazette, dated 26-12-1988, vide Notification No. HD 24 BFL 68, dated NIL.
2. Substituted for the words "Wine from Grapes" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
3. Substituted for the words "Wine from Grapes" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
4. Clauses (1-A) to (1-C) inserted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
5. Clause (1-A) substituted by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

not more than 16% volume by volume subject to fortification procedure given in sub-rule (9a) of Rule 7 is adhered to;]

(1-B) "Fortification" means the process of manufacturing fortified wine;

1[(1-C) "Fruit wine" means the fermented honey or fermented juice of ripe fruits other than grapes with or without the addition of sugar or sugar syrup, containing self-generated alcohol not less than seven percent volume by volume and not exceeding sixteen per cent volume by volume;

Note.—When Honey is used the self-generated alcohol shall not be less than four per cent volume by volume and not exceeding sixteen per cent volume by volume.]

(2) "Grapes" means grapes belonging to genus vitis;

(3) "Inspector" means an Excise Inspector in charge of a range or an Excise Assistant Inspector in-charge of a sub-range having jurisdiction over the area in which the manufactory is situated;

(4) "Licence" means a licence granted or renewed under the provisions of the Act or these rules;

(5) "Manufactory" means a building or part of a building specified in the licence and used for the manufacture of wine and also includes the premises where the manufactured products are stored;

(6) "Officer-in-charge" means an Excise Officer or any other officer appointed for the purpose of supervising the operations in a manufactory;

(7) "Supervisory staff" means the officer-in-charge and such other executive, ministerial, watch and ward and other staff as may be appointed by the Excise Commissioner under clause (e) of sub-rule (3) of Rules 5; and

2[(8) "Wine" means the fermented juice of ripe grapes with or without the addition of sugar or sugar syrup, containing self-generated alcohol not less than 7% v/v and 10% v/v for Bangalore Blue and wine variety grapes respectively.

Note.—Addition of sugar/sugar syrup is permitted only to the grape/fruit juice before, during or after wine fermentation. Excise Officer-in-Charge shall strictly monitor the stock of sugar/sugar syrup, its addition and timing of addition..]

3[3. Application for Manufacture of Wine on Experimental Basis.—x x x x]

1. Clause (1-C) substituted by Notification No.FD 01 PES 2019, dated 25-10-2019, w.o.f. 25-10-2019.
2. Clause (8) substituted by Notification No.FD 09 PES 2017(II), dated 5-7-2018, w.o.f. 1-7-2018.
3. Rule 3 omitted by GSR 183, dated 5-7-1975, w.o.f. 17-7-1975.

4. Grant of licence for Manufacture of Wine on Experimental Basis.—[X X X X]

5. Application for a licence to manufacture '[fortified wine].—(1) An application for a licence to manufacture '[fortified wine] shall be made to the Excise Commissioner.

(2) Where the applicant for a licence is a firm, the name and other particulars of all the partners shall be mentioned in the application and if a licence is granted to the applicant, the names of all the partners shall be entered in the licence. No additional partners shall be admitted to the firm after the granting of a licence unless the Excise Commissioner agrees on an application made to him in writing to alter the licence, and to add the name or names of the partners in the licence.

(3) Every application shall be in triplicate and shall accompanied by.—

- (a) a description and plan of the manufactory in which the '[fortified wine] is proposed to be manufactured;
- (b) a statement specifying the number, size and description of all the vessels and other apparatus which are proposed to be used in manufacture of '[fortified wine];
- (c) a statement showing the quantity of '[fortified wine] proposed to be manufactured during the currency of the licence; '[and]
- (d) particulars of the kind of '[fortified wine] proposed to be manufactured '[xxx.]
- ¹⁰(e) xxx]

¹¹5-A. Disqualification.—(1) A person shall be disqualified from submitting an application for obtaining or renewal of licence under these rules if he.—

- (i) has not paid the arrears of any excise dues in respect of liquor sold by him; or

1. Rule 4 omitted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
2. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
3. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
4. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
5. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
6. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
7. Inserted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
8. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
9. The words "and the number and date of the experimental licence under which such wine was manufactured and" omitted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
10. Clause (e) omitted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
11. Rule 5-A inserted by Notification No. FD 15 PES 99(Iv), dated 24-6-2002, w.e.f. 24-6-2002.

- 4(ii) has not produced a valid income-tax clearance certificate or has not produced any document in proof of filing the latest income-tax return before the Income-tax Department in respect of his income;
- (iii) is holding an office of profit under the State Government or Central Government;
- (iv) is a minor or an undischarged insolvent or is of unsound mind;
- (v) has been convicted of any cognisable and non-bailable offence under any Act, or any offence under the Narcotic Drugs and Psychotropic Substances Act, 1985 and Medicinal and Toilet Preparation (Excise Duties) Act, 1955, or an offence under Section 481, 482, 483, 484, 485, 486, 487 or 489 of the Indian Penal Code, 1860.

Explanation.—For the purposes of this rule, a company, firm or other body corporate shall be deemed to have incurred the disqualification if the person in charge of and responsible for the conduct of the business of such company, firm or other body corporate has incurred the disqualification:

2[Provided that the authority which grants or renews the licence may in the interest of revenue and for any other reason to be recorded in writing relax the provisions of clause (i) and grant or renew the licence.]

(2) A person shall not be disqualified under clause (i) of sub-rule (1) if he produces a certificate from a competent Revenue or Excise Officer to the effect that the arrears have been paid.]

6. Grant of Licence.—(1) On receipt of an application under Rule 5, if the Excise Commissioner is satisfied that the application is in accordance with these rules, that the premises in which the applicant proposes to manufacture 3[fortified wine] and the apparatus he proposes to use are suitable 4[xxx] he may grant a licence to the applicant.

(2) The Excise Commissioner shall retain the original application and its enclosures, forward the duplicate and its enclosures to the Officer-in-charge of the manufactory and return the triplicate with the enclosures to the licensee after duly initiating and stamping all the applications and enclosures with his seal.

6-A. Licensee to sell Fortified Wine only to a Distributor Licensee.—No licensee under these rules shall, sell Fortified Wine to any

1. Clause (ii) substituted by Notification No. FD 15 PES 99(iv), dated 23-8-2002 and shall be deemed to have come into force w.e.f. 24-6-2002.
2. Proviso inserted by Notification No. FD 15 PES 99(iv), dated 23-8-2002 and shall be deemed to have come into force w.e.f. 24-6-2002.
3. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
4. The words "and that the wine manufactured under the experimental licence has been free from deleterious substances and fit for human consumption," omitted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
5. Rule 6-A substituted by Notification No. FD 10 PES 2017(V), dated 11-1-2018, w.e.f. 11-1-2018.

person other than one holding a distributor licence under the Karnataka Excise (Sale of Indian and Foreign Liquors) Rules, 1968:

Provided that, such licensee may, with the prior approval of the Excise Commissioner, sell Fortified Wine to a Military Canteen Stores Bonded Warehouse or a Border Security Force Unit or a Para Military Unit located in the State of Karnataka and also export Fortified Wine outside the Country:

Provided further that such licensee may, with the prior approval of the Deputy Commissioner of Excise, export Fortified Wine to a Military Canteen Stores Bonded Warehouse or a Border Security Force Unit or a Para Military Unit located outside the State of Karnataka and also export Fortified Wine outside the State to any person holding a licence.]

6-B. Transfer of licence in the event of death of the licensee or lessee.—In the event of death of the licensee or the lessee, during the currency of the licence or lease, the Excise Commissioner may on an application by the legal heir of the deceased licensee or lessee, transfer the licence or the lease as the case may be in his/her favour, if such legal heir is otherwise eligible for grant of licence under the Act or these rules.

6-C. Transfer of licence in other cases.—(1) The Excise Commissioner may on an application by the licensee and subject to payment of transfer fee equivalent to twenty-five per cent of the annual licence fees specified in sub-rule (3) of Rule 8, transfer such licence together with all infrastructure pertaining to the industry in favour of any person named by such licensee, if such person is eligible for grant of a licence under the Act or these rules.

(2) Nothing in these rules shall apply to transfer of licence under Rule 6-B.]

7. Arrangement of manufactory.—(1) Separate rooms or compartments separated by grills embeded in cement concrete shall be provided for the following purpose in every manufactory and no such room or compartment shall be used for more than one of the said purposes. —

- (a) manufacturing;
- (b) storage of ²[fortified wine] in bulk and bottling operations; ³[xxx]
- (c) storage of ⁴[fortified wine] in sealed bottles, casks, barrels and other receptacles;
- ⁵[(d) there shall be separate tanks for fermentation, storage and fortification;

1. Rules 6-B and 6-C inserted by Notification No. FD 23 PES 2006(2), dated 4-5-2007, w.e.f. 4-5-2007.
2. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
3. The word "and" omitted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
4. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
5. Clauses (d) to (f) inserted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.

- (e) each tank used for fermentation, storage or fortification shall be marked with a permanent serial number and the capacity of such tanks accurately gauged by the Officer-in-charge of the manufactory. A dipping rod shall be provided by the licensee marking the capacity for every centimeter of depth and the dipping point for each tank shall be indicated in permanent point on the tank with the word "DIP";
- (f) the licensee shall provide a separate spirit store with double lock arrangements].

(2) Every room or compartment in the manufactory shall be well ventilated and all the windows thereof shall be securely barred and covered with wiremesh of not more than two centimetres. Every such room or compartment shall bear on the outside, a sign board denoting the purpose for which the compartment or room is used. At the close of each working day, the manufactory and every room or compartment therein shall be locked by the licensee and the Officer-in-charge with separate locks.

(3) After the licence has been granted no additions to or alterations in any room or compartment or to any of the apparatus of the manufactory shall be made without the previous approval in writing, of the Excise Commissioner.

¹[(4) xxx]

(5) No smoking shall be permitted and no naked lights or fires shall be allowed within the premises of the manufactory.

(6) The licensed premises shall be open to inspection at all reasonable hours by Excise Officers authorised in that behalf by the Excise Commissioner.

(7) All the processes in the manufacture of ²[fortified wine] shall be carried out under the direct supervision of the Officer-in-charge.

(8) An accurate account of all the articles required for the manufacture of ³[fortified wine] brought into manufactory shall be maintained by the licensee and verified by the Officer-in-charge.

(9) The entire process of manufacture including a correct account of materials used and the time taken or allowed for every stage of manufacture, shall be recorded by the licensee and verified by the Officer-in-charge.

⁴[(9a) Fortification of wine shall be made only after. —

- (i) Fermented wine/Fruit wine is tested by a standard method for its self-generated alcohol content and the latter has reached to a minimum of 7% volume by volume and 10% volume by volume

-
1. Sub-rule (4), omitted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
 2. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
 3. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
 4. Sub-rule (9a) inserted by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

- for Bangalore Blue and wine variety grapes respectively, and verified by the Excise Officer-in-Charge;
- (ii) Only balance amount of alcohol required to raise the total alcohol content to not more than 16% volume by volume shall be added with prior calculation verified by the Excise Officer-in-Charge; and
- (iii) Fortification with alcohol is not permitted prior to fermentation of grape/fruit juice as the case may be, until 7% v/v or 10% v/v, as the case may be, self-generated alcohol is formed.

Using the following formula to determine the amount of Grape Neutral Spirit/Grape Spirit (matured for at least two years)/Grain Neutral Spirit/Neutral Spirit shall be added (note that this is an adaptation of the universal formula for blending - the Pearson's Square):

A = alcohol content (% v/v) of the Grape Neutral Spirit or Grape Spirit (matured for at least two years) or Grain Neutral Spirit or Neutral Spirit;

B = self-generated alcohol content (% v/v) of the wine to be fortified;

C = target alcohol content (% v/v) of the finished wine (fortified wine);

D = Difference in target alcohol content of finished wine - C; and self-generated alcohol content of wine - B ($D = C - B$);

E = Difference in alcohol content of Grape Neutral Spirit/Grape Spirit (matured for at least two years)/Grain Neutral Spirit/Neutral Spirit - A; and target alcohol content of finished wine - C ($E = A - C$); and

D + E = Fractional amount of Grape Neutral Spirit/Grape Spirit (matured for at least two years)/Grain Neutral Spirit/Neutral Spirit to be added per litre of wine.

Example.—The following is the set-up for 60 litres of typical Ruby Port using 105° British proof/60% v/v matured grape spirit, an 11 brix fortify point and a target finish alcohol content of 16% v/v.

A = 60.0% v/v, B = 10.2% v/v, C = 16%v/v, $D = (C - B) = 5.8\%v/v$, $E = (A - C) = 44.0$

D + E = 0.1318 litre of grape spirit to be added per litre of wine

For 60 litres wine $60 \times 0.1318 = 7.91$ litre grape spirit (matured for two years) to be added.

60 litres fermented grape juice (with 10.2% v/v self-generated alcohol) + 7.91 litres addition of grape spirit (with 60% v/v alcohol) = 67.91 litres total fortified wine (with 16% v/v alcohol).

- (iv) After fortification, the fortified wine shall be tested by a standard method for its final alcohol content which shall not exceed $16 \pm 0.3\%$ v/v.

Note.—

- (a) Excise Officer-in-Charge shall strictly monitor the stock of alcohol and its strength, its addition and timing of addition.
- (b) Standard method: Refer BIS method IS 3752 – 2005.]

(10) A correct account of the kind and quantity of ¹[fortified wine] manufactured shall be maintained by the licensee and verified by the Officer-in-charge in Form M.W.G. 1. Three samples of ²[500] millilitres bottles of every batch of ³[fortified wine] manufactured shall be sent to the Excise Commissioner by the licensee, one sample for being sent to the Chemical Analyser and two samples for being preserved by the Excise Commissioner till such reasonable period as they are required, after which they shall be returned to the licensee.

(11) A correct account of the residue and the base shall be maintained by the licensee. The residue and the base shall be destroyed in the presence of the Officer-in-charge.

(12) Duty at such rates as may be notified by Government from time to time shall be paid by the licensee before the ⁴[fortified wine] is removed from the manufactory.

8. Conditions of licence.—(1) Every licence shall be in Form M.W.G. 2 and shall be subject to the conditions specified therein. It shall be effective from the date specified therein and remain in force up to the 30th June next following.

(2) An application for renewal of licence shall be made at least one month before the date of expiry of the licence.

(3) A fee of ⁵[rupees fifty thousand] per annum shall be charged for every licence. The licensee shall also obtain a bottling licence under the Karnataka Excise (Bottling of Liquor) Rules, 1967 ⁶[xxx]

-
1. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
 2. Substituted for the figures "750" by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
 3. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
 4. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008
 5. Substituted for the words "rupees twenty five thousand", by Notification No. FD 6 PES 2000, dated 24-6-2000, w.e.f. 1-7-2000.
 6. The words, brackets and figures "and also a wholesale licence under the Karnataka Excise (Sale of Indian and Foreign Liquors) Rules, 1968", omitted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.

¹[(4) In respect of a licence granted under these rules, an additional licence fee equivalent to fifteen per cent of the licence fee levied under sub-rule (3), shall be levied for the purpose of various infrastructure projects across the State, equity investment in Bangalore Mass Rapid Transit Limited and for establishing a Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi in the proportion of 57:28:15 respectively.]

²[8-A. Fortification of wine. — (1) The wine manufactured in the licensed premises shall not be fortified except with the permission of the Officer-in-charge.

(2) A licensee desiring to fortify wine shall make an application in Form No. M.W.G. 6 to the Officer-in-charge three days before the commencement of the operation.

(3) On receipt of the application the Officer-in-charge if satisfied that there is no objection to grant the permission applied for, grant permission to fortify wine and shall be present at the time of fortification and the entire operation of fortification shall be under his supervision.

(4) Fortification shall be made after filtration of wine and before bottling.

(5) The tank where filtered wine is stored shall be gauged by the Officer-in-charge in the presence of the licensee or his agent and record the same before the addition of ³[grape neutral spirit or grape spirit (matured for at least two years) or grain neutral spirit or neutral spirit].

(6) After the spirits have been added to the wine the content of the tank shall be thoroughly stirred to ensure a complete mixture of wine with the spirit added.

(7) After adding ⁴[grape neutral spirit or grape spirit (matured for at least two years) or grain neutral spirit or neutral spirit] the said tank shall again be gauged and recorded by the Officer-in-charge in the presence of the licensee or his agent.

(8) Three samples of 500 ml. bottles from each such tank of wine to which the spirits have been added shall be obtained by the Officer-in-charge, one sample for being sent to the Chemical Analyser and two samples for being preserved by the Excise Commissioner till such period as they are required after which they shall be returned to the licensee.

(9) Wine to which spirits have been added shall be accounted for separately in Form M.W.G. 8.

(10) Every bottle, jar or cask containing fortified wine shall have on the label affixed the words "Fortified Wine" in a conspicuous manner, in

-
1. Sub-rule (4) substituted by Notification No. FD 36 PES 2003(4), dated 23-2-2004 and shall be deemed to have come into force w.e.f. 1-2-2004
 2. Rule 8-A inserted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
 3. Substituted for the words "neutral spirit or rectified spirit or pure grape or fruit brandy" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.
 4. Substituted for the words "neutral spirit or rectified spirit or pure grape or fruit brandy" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

addition to the particulars required under the Karnataka Excise (Bottling of Liquor) Rules, 1969].

¹[8-B. Fee for granting permission for subleasing of winery.—The Excise Commissioner may, on an application made by the licensee, permit subleasing of the winery licence held by the licensee in favour of any person named by such licensee, who is eligible for grant of a licence under the Karnataka Excise Act, 1965 or the rules made thereunder, on payment of ten per cent of the licence fee levied for grant of licence for a winery under sub-rule (3) of Rule 8, as additional licence fee at the time of granting permission for subleasing and thereafter at the time of renewal of licence every year as long as the sublease continues.]

²[8-C. Shifting of the existing Fortified Winery.—The Excise Commissioner may, on an application made by the licensee in Form M.W.G. 2-A and subject to payment of shifting fee equivalent to ten per cent of the annual licence fee levied for grant of licence for a fortified winery under Rule 8, permit shifting of the fortified winery from the existing place to another place.]

9. Removal of ³[fortified wine] from the manufactory.—(1) ⁴[fortified Wine] manufactured in the licensed premises shall not be removed except;

- (i) for transport within the State of Karnataka under the permit issued by the Officer-in-charge; and
- (ii) for exports outside the State, under a permit issued by the Excise Commissioner.

(2) A licensee desiring to remove ⁵[fortified wine] from the manufactory shall make an application in Form M.W.G. 3, with a challan for having credited the excise duty.

(3) On receipt of an application for a transport permit for transport within the State along with the challan, the Officer-in-charge shall make out transport permits in triplicate in Form M.W.G. 4, and send one copy of it to the Deputy Commissioner of the place to which the ⁶[fortified wine] is to be transported,

1. Rule 8-B inserted by Notification No. FD 9 PES 2003(3), dated 5-6-2003, w.e.f. 1-7-2003.
2. Rule 8-C inserted by Notification No. FD 05 PES 2018(IV), dated 1-12-2018, w.e.f. 1-12-2018
3. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
4. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
5. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
6. Substituted for the word "wine" by Notification No. FD 20 PES 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.

give the second copy of the permit to the licensee to accompany the consignment and file the third copy with the challan in his office.

(4) On receipt of an application for an export permit to export outside the State along with the challan, the Excise Commissioner shall make out export permits in triplicate in Form M.W.G. 5, and send one copy of the permit to the excise commissioner of the place to which the '[fortified wine] is to be exported, send the second copy of the permit to the licensee to accompany the consignment and file the third copy with the challan in his office.

9-A. Submission of monthly return of accounts.—The licensee shall furnish monthly returns of the accounts maintained by him as required by the Excise Commissioner.]

9-B. Chemical Laboratory.—(1) The licensee shall establish a well-equipped Chemical Laboratory to the satisfaction of the Excise Commissioner within the premises of the winery to check the quality of raw materials used and the liquor produced in the winery which shall be manned by a Chemist holding a degree in Science with Chemistry as one of the subjects, preferably Organic Chemistry or Bio-Chemistry or specialisation in Alcohol Technology.

(2) The wine produced in the winery shall be released for sale only after the Chemist referred to in sub-rule (1) certifies that, such wine is fit for human consumption.]

10. Penalties.—(1) Breach of any of the conditions of the licence shall render the licensee liable to all or any of the following penalties, namely:—

- (i) Suspension or cancellation of the licence;
- (ii) Prosecution of the licensee or any person in his employment under the provisions of the Act, rules and orders made thereunder:

Provided that the prosecution under this clause shall be without prejudice to any action being taken under any other law for the time being in force.

(2) If on such prosecution before the Magistrate, a licensee is convicted, the Excise Commissioner may cancel the licence.

11. Repeal and Savings.—All rules corresponding to the foregoing rules framed under any enactment repealed by Section 72 of the Act are hereby repealed:

Provided that the repeal shall not affect.—

- (a) the previous operation of the rules so repealed or anything duly done or suffered thereunder, or

-
1. Substituted for the word "wine" by Notification No. PD 20 PBS 2005(V), dated 27-9-2008, w.e.f. 27-9-2008.
 2. Rule 9-A inserted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
 3. Rule 9-B inserted by Notification No. PD 18 PBS 2001(5), dated 30-6-2001, w.e.f. 1-7-2001.

- (b) any right, privilege, obligation or liability acquired, accrued or incurred under any rule so repealed, or
- (c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any rule so repealed, or
- (d) any investigation or legal proceedings or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid, and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if such rules had not been repealed:

Provided further that subject to the preceding proviso anything done or any action taken (including any appointment or delegation made, notification, order, instruction or direction issued, form, certificate obtained, permit or licence granted or registration affected under any such rules) shall be deemed to have been done or taken under the corresponding provisions of these rules and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under the Act or these rules as the case may be.

FORM M.W.G. 1
[See {Rule} 7(10)]

Serial Number	Date of which grapes are issued for crushing	Kind of wine	Batch number	Manufacturing Room						Total quantity under manufacture in litres	Date on which wine is issued for filtration	Filtration Room				Date on which filtration was completed and the wine was put into cask for ageing	Date on which wine was removed from casks for bottling
				Vat number	Quantity of Fresh Grapes	Quantity of other materials, if any	Quantity of Sugar or Sugar Syrup ¹	Quantity of Water	Total contents in the Vat in litres			Quantity received from the manufacturing room	Quantity received after filtration	Quantity of residue or base	Date on which the residue or base is destroyed		
1	2	3	4	5						6	7	8				9	10

1. Substituted for the words, figures and letters "Rule 6(1) and" by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975

2. Substituted for the words "Quantity of Sugar or Jaggery" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

1. Substituted for the words, figures, brackets and letters "Rules 4(f) and" by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.

Bottling Room										Store Room							Initial of the officer-in-charge	Remarks		
Qty. Received from agency	Qty. Bottled	Qty. in liters	Qty. in M.L.	Qty. in M.L.	Qty. in M.L.	Qty. in M.L.	Qty. in M.L.	Qty. in M.L.	Qty. in M.L.	Quantity transferred to general store room	Balance in stock in bottling room	Quantity Received	Quantity issued under bond	Permit No. and date	Quantity issued after clearance of duty	Challan number and date			Permit number and date	Balance in stock
A	B	C								D		A	B	C	D	E	F	G		
11										12							13	14		

FORM M.W.G. 2

[See Rule 8(1)]

Licence for the manufacture of wine from Grapes

Licence is hereby granted to(hereinafter referred to as "The Licensee") on payment of a licence fee of rupees one thousand authorising.....to [manufacture, store and sell] under and subject to the provisions of the Karnataka Excise Act, 1965 (hereinafter referred to as "the said Act") and the rules and orders made thereunder, wine from grapes at his manufactory situated at.....(hereinafter referred to as "the manufactory") during the period from.....day of.....19...to 30th Day of June 19...on the following conditions, namely):

CONDITIONS

(1) The licensee shall not manufacture wine except at the manufactory and under the supervision of the officer-in-charge of the manufactory.

(2) The licensee shall use only fresh grapes which are ripe and shall not use any fermenting agent except with the special permission of the Excise Commissioner. ²[Sugar or Sugar Syrup may be added before during or after wine fermentation]. Whether the grapes proposed to be used are fresh or not shall be determined by the officer-in-charge.

(3) The licensee shall not dilute or adulterate the wine, or store or permit to be stored any wine which he knows to be diluted or adulterated.

³[Provided that wine may be fortified with grape neutral spirit/grape spirit (matured for at least two years)/grain neutral spirit/neutral spirit to increase the alcoholic strength of wine which shall not exceed $16 \pm 0.3\%$ v/v.]

(4) All receptacles shall be so placed and fixed as to facilitate the contents thereof being accurately gauged and measured. Each receptacle shall be gauged by the Officer-in-charge and shall bear a distinctive serial number and have its capacity distinctly and indelibly marked on it. A table showing the dimensions and capacities of the receptacles shall be maintained by the licensee for reference. Tables shall be computed to show contents at one centimetre of the depth of each receptacles.

(5) The licensee shall, besides providing suitable office accommodation with sanitary arrangements for the supervisory staff within the premises of the manufactory also supply them with such furniture and other articles as the Excise Commissioner may consider necessary.

(6) The licensee shall not permit or allow any smoking and use of naked light or fires within the premises of the manufactory.

1. Substituted for the word "manufacture" by GSR 244, dated 28-10-1985 and shall be deemed to have come into force w.e.f. 1-7-1975.
2. Substituted for the words "Sugar or jaggery may be added before, during or after fermentation" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.
3. Proviso to condition (3) substituted by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

(7) The licensee shall not discontinue the manufacture of wine unless he has given to the Excise Commissioner three months notice of his intention to do so or has deposited the cost of the supervisory staff of three months in lieu of notice.

(8) (a) There shall be only one entrance to the bonded manufactory and one door to the compartments or rooms mentioned in Rule 7(1).

(b) At the end of each working day the licensee shall close and lock the manufactory and every room or compartment therein.

(9) The licensee shall keep affixed on the outside of each room of compartment of the manufactory a sign on which should be conspicuously painted in oil colour, the purpose for which the room or compartment is intended to be used and no room or compartment or receptacle intended for a specific purpose shall be used for a different purpose.

(10) (a) The licensee shall maintain accounts showing a correct account of—

- (i) the kind and quantity of grapes and or ¹[Sugar or Sugar Syrup] used and also of the quantity of water added to them;
- (ii) the period allowed for fermentation;
- (iii) the names and quantities of other ingredients if any added before, during or after fermentation to the "Must" or wine;
- (iv) the period allowed for ageing;
- (v) quantity of wine manufactured;
- (vi) the quantity of wine issued from the manufactory with the dates of manufacture, issue, the names of the licensees to whom and the places to which the wine has been consigned;
- (vii) the balance in stock after each transaction and
- (viii) the quantity of residue and base and the manner of their disposal.

(b) The licensee shall maintain day-to-day accounts showing therein the stock of wine, bases or "Must" in the manufactory at the end of each day.

(c) The entries in the account books should not be erased or overwritten. Should it be necessary to correct any entry it should be rounded in red ink in such manner as to leave it distinctly visible and the correct entry should be inserted above it. Every such correction should be initialled by the Officer-in charge.

1. Substituted for the words "sugar or jaggery" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

[(d) The licensee shall maintain the accounts of transactions of spirit stores in Form M.W.G.7.]

(11) The licensee shall issue authorisations signed by himself and countersigned by the officer-in charge to all his agents or servants who are allowed to enter the manufactory. No person who does not hold an authorisation shall be allowed to enter the manufactory. It will be open to the Officer-in-charge to cancel any authorisation countersigned by him.

(12) Except with the written permission of the Excise Commissioner, the licensee shall not sell, transfer or sub-lease the right of manufacture conferred upon him by this licence nor shall he, in connection with exercise of the said right, enter into any agreement or arrangement which is the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of sub-lease, the decision of the Excise Commissioner shall be final and binding on the licensee.

(13) The licensee shall, on a requisition from the Officer-in-charge, allow him to take samples of the grapes used, the juice of such grapes at any stage of fermentation and the wine stored in the manufactory, free of cost, whenever required for the purpose of Chemical analysis. ²[The quantity taken for samples shall not exceed 500 ml in the case of wine or other liquids, 500 gm in case of semi-liquids or solids. The licensee shall pay a fee of rupees one hundred for each examination of sample made by the Chemical Analyst].

(14) The licensee shall allow the Officer-in-charge or any other Officer duly authorised by the Excise Commissioner to take stock of wine stored at the manufactory at least twice in a year. The licensee shall be required to explain the excess or deficiency in the stock if it exceeds one per cent. If the explanation is not satisfactory, the licensee may be required to pay such excise duties as the Excise Commissioner may direct.

(15) The licensee shall maintain such measures and weights as may be prescribed by the Officer-in-charge with the previous approval of the Excise Commissioner.

(16) The licensee shall not sell wine except to licensees holding licences to sell wine. Quantities of less than twenty-five litres shall not be sold at a time.

(17) The licence, may be suspended or cancelled in accordance with the provisions of the Karnataka Excise Act.

Granted this dated19.....

Seal

Excise Commissioner

1. Condition 10(d) inserted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.

2. Substituted for the words and figures "The quantity taken for samples shall not exceed 500 M.L. in the case of the wine or other liquids, or 1/2 kilo in case of semi-liquids. The Licensee shall pay a fee of rupees five for each examination of sample made by the Chemical Analyst" by Notification No. FD 09 PBS 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

FORM M.W.G. 2-A

[See Rule 8-C]

Application for shifting of the existing Fortified Winery

To,

The Excise Commissioner in Karnataka, Bengaluru

1. (a) Name of the Fortified Winery:
- (b) Name (s) and address of the Partner/Board of Directors:
- (c) Whether Public/Private Ltd. or Partnership/Proprietary concern:
2. (a) Details of existing premises with Survey No. etc.:
- (b) Details of total existing area and constructed area:
- (c) Details of existing man power:
 - (i) Office staff:
 - (ii) Technical staff:
 - (iii) Supervisory staff:
 - (iv) Permanent workers:
 - (v) Temporary workers:
3. Details of existing plant and machinery:
 - (a) Existing machinery:
 - (b) Capacity of machinery:
 - (c) Existing Production capacity:
4. Reasons for shifting:
5. Details of proposed premises:
 - (a) Address with Survey No.:
 - (b) Details of availability of water and power requirement:
 - (c) Details of man power requirement at new site and availability:
6. Details of clearance from the following Government institutions:
 - (a) Competent Local Authorities:
 - (b) Karnataka State Pollution Control Board:
 - (c) Competent Authority under Factories Act:

1. Form M.W.G. 2-A inserted by Notification No. FD 05 PES 2018(IV), dated 1-12-2018, w.e.f. 1-12-2018

7. Details of plant and machinery to be shifted to new premises:
8. Details of shifting fee remitted:

Place:

Date:

Name and signature of the applicant.]

FORM M.W.G. 3

[See Rule 9 (2)]

To

The Officer-in-charge,

Sir, I desire to transport/export.....litres of wine manufactured at my manufactory. Detail of the quantity, destination, duty paid etc, are furnished below:

1. Quantity of wines to be transported/exported.
2. Date of manufacture with Batch No.
3. Amount of duty paid with Challan No. (Challan should be enclosed).
4. The name of the licensee to whom the wine is to be dispatched.
5. The number and date of the transport or import permit.
6. The time required for transport/export.

Place:

Date:

Yours faithfully,

Licensee

FORM M.W.G. 4

[See Rule 9 (3)]

Permit for Transport of Wine

1. Name and the Licence Number of the manufacturer.
2. Name and Licence Number of Indentor.

3. Quantity of wine covered by the permit.
4. Strength of wine.
5. Amount of duty paid with the challan number.
6. Number of receptacle or vessels carrying the wine.
7. The number and nature of seals on the receptacles or vessels carrying the wine.
8. duration of the permit.

Dated: _____

Officer-In-charge.

FORM M.W.G. 5*[See Rule 9 (4)]***Permit for the export of wine**

1. Name and Licence number of the manufacturer.
2. Name and Licence number of importer.
3. Number and date of import permit.
4. Quantity of wine covered by the permit.
5. Strength of wine.
6. Amount of duty, if any, paid and the challan number.
7. The number of receptacles or vessels carrying the wine.
8. The number and nature of seals on the receptacles or vessels carrying the wine.
9. Duration of the permit.

Dated: _____

Officer-In-charge

FORM M.W.G. 6

(See Rule 8-A)

Indent for the supply of ²[grape neutral spirit or grape spirit (matured for at least two years) or grain neutral spirit or neutral spirit]

Bonded Manufacture of

Indent No.....

Date.....

To,

The Office-in-charge,
.....

Sir,

Please issue.....liter of ³[grape neutral spirit/grape spirit (matured for at least two years)/grain neutral spirit/neutral spirit] from the spirit store for use in the fortification of wine in Tank No.
.....Batch No.

.....
Signature of the Licensee

Date and Time of Issue	Quantity Issued			Signature of Officer-In-Charge	Signature of the Licensee for Receipt
	Quantity	Strength	Proof Liters		
1	2	3	4	5	6

1. Forms "M.W.G. 6 to M.W.G. 8", inserted by GSR 183, dated 5-7-1975, w.e.f. 17-7-1975.
2. Substituted for the words "Neutral, Alcohol or Rectified Spirit" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.
3. Substituted for the words "Neutral, Alcohol or Rectified Spirit or pure grape/fruit Brandy" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

FORM M.W.G 7

(Condition (10) of (d) of Form M.W.G. 2)

Register of transactions of Spirit Stores, of the bonded
Manufactory of

Month and Date	In Hand					Received			
	Qty.	Strength	Proof	Source of Supply	Permit No. and Date	Qty.	Strength	Proof	
1	2					3			4
Total In Hand and Received (Columns 2 and 3)						Expanded		Remarks	
Application No. and Date	Quantity	Strength	Proof	Tank No. to Which Added	Batch No.				
5				6		7			

FORM M.W.G. 8

Sl. No.	Date	Sl. No. of the Tank	Capacity of the Tank	Gauged Contents of Wine in Ltrs.	Batch No.
1	2	3	4	5	6

Strength of Wine in Proof	Quantity ² [Grape Neutral Spirit/Grape Spirit (matured for at least two years)/Grain Neutral Spirit/Neutral Spirit]	Strength of ¹ [Grape Neutral Spirit/Grape Spirit (matured for at least two years)/Grain Neutral Spirit/Neutral Spirit] Used	
		Strength	Proof Litres
7	8	9	

2. Substituted for the words "Neutral Alcohol/Rectified Spirit/Pure Grape/Fruit Brandy" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.
1. Substituted for the words "Neutral Alcohol/Rectified Spirit Pure Grape/Fruit Brandy" by Notification No. FD 09 PES 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.

Gauged Contents After Adding [Grape Neutral Spirit/Grape Spirit (matured for at least two years)/Grain Neutral Spirit/Neutral Spirit]	Strength of Wine After Fortification in Proof	Date on Which Bottled	Remarks
10	11	12	13

1. Substituted for the words "Neutral Alcohol/Rectified Spirit Pure Grape/Fruit Brandy" by Notification No. FD 09 PBS 2017(II), dated 5-7-2018, w.e.f. 1-7-2018.