

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI  
OFFICE OF THE COMMISSIONER OF EXCISE, ENTT. & LUXURY TAX  
L & N BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI

**MINUTES OF THE MEETING HELD ON 22.07.2015 AT 4:00PM TAKEN BY DY. COMMISSIONER (EXCISE) TO DISCUSS THE MATTER OF THE PAYMENT OF EXCISE DUTY TO L-1 LICENCEE BY CORPORATIONS.**

A meeting of L-1 licencees and Corporations was convened by Dy. Commissioner (Excise) on 22.07.2015 at 4:00pm to discuss the modalities of the payment/re-imbusement of Excise Duty by retail vends/Corporations to the L-1 licencees.

As the Govt. has decided to change the charging point of Excise Duty from the existing transport permit level to import permit level, L-1 licencees have expressed their apprehension that their payment will be struck in the new system as they will have to invest huge amount as Excise Duty is to be paid at import level itself and there is no mechanism to get re-imbursed the duty components paid by them at import level. The corporations representative expressed that if they pay in advance to the L-1 licencees they will have to face problems if L-1 licencee do not supply or execute the transport permit in time.

On mutual discussion it has been decided that till the ESCIMS portal is developed fully according to the need and requirement of all stake holders, the following course of action will be adopted w.e.f. 01.08.2015:

- (1) The L-1 licencees shall pay excise duty at the time of import permit level.
- (2) The Corporations as well as retail vends shall pay the excise duty component to the L-1 licencees before placing the orders.
- (3) In case anyone of the stake holders fails department will not allow further transport permits to the defaulter.
- (4) To allay the apprehension of the Corporations that if they pay excise duty in advance to the L-1 licencee they should be allowed appropriate time to place the order so it has been decided that on payment of excise duty blocking of stock shall be allowed three banking hours so they may place the order. The TCS/AC (ESCIMS) shall ensure that at least 3 banking hours are allowed to the corporations as well as to the private vends to place the order.
- (5) The Corporations expressed apprehension that at present they place order brand wise so they may face problem. The representative of TCS suggested that corporations can place order warehouse/licencee wise and there would be no problem.
- (6) The L-1 licencee expressed that right to refusal should be vested with them to discourage non serious or bad pay masters. The TCS suggested that



work is going on the issue and another couple of months to modify the ESCIMS portal.

- (7) The L-1 licensee has expressed their grievance that they are not getting payment in time from Corporations as 35 to 90 days are taken for clearing the dues. Further submitted that when everything is online and they are still asked to submit the physical receipt from the individual vends. Another issue raised in this regard that discount is allowed by Corporations on early payment in violation of terms & conditions and penalty of 25% is charged especially by DSIIDC in case of revalidation which is also in violation the penalty upto 10% prescribed under Delhi Excise Act and Rules. It has been decided that explanation will be sought from Corporations for delay payments and unauthorized charging of penalty. The representatives of corporations submitted that they will clear the dues within 30 days.
- (8) The L-1 licensee expressed their inability to deposit the Excise Duty on the available stock shown on ESCIMS portal as there is huge discrepancy and asked that the stock available as per L-1 register should be taken as base stock. D.C. (Excise) stated that decision will be taken in consultation with Commissioner (Excise) and shall be conveyed to them. In the meantime the excise duty as per ESCIMS stock should be paid and exercise reconciliation of the stock shall be taken after the report from Excise Inspectors posted at BWH are received. The Excise Inspectors will send a report on 31.07.15 to D.C.(E) about brand wise stock as per ESCIMS as well as as per L-1 register with likely reasons for the difference in the stock.

The meeting ended with the directions of the D.C. (Excise) that all stakeholders L-1 licensee as well as Corporations shall ensure 100% scanning on receiving of liquor consignment at warehouse and similarly at the time of receiving of the liquor consignment at vends. No deviation will be accepted and stern action will taken if the directions is not complied.

  
(RAJESH KUMAR)  
ASSISTANT COMMISSIONER(IMFL)

- Copy to : 1902 Dated - 24/7/15
1. PA to Commissioner (Excise)
  2. PA to D.C. (Excise).
  3. Asstt. Commissioner (ESCIMS) to upload on the website of the department as pop-up blocker as well as on ESCIMS portal.
  4. System analyst.
  5. All four corporations
  6. All L-1/L-6/L-7/L-9/L-9A/L-10/L-12/L-15/L-16/L-17/L-18/L-19/L-20/L-21/L-22/L-28/L-29 licensees.
  7. Notice Board.