

{77} Prescribing a form licence in which a director at Prohibition and Excise was authorised to grant a licence for working a distillery and manufactory of spirit.  
(Has become absolute omitted)

**{78} THE MAHARASHTRA MANUFACTURE OF BEER AND WINE  
RULES, 1966**

**G. N., H.D., No. RTS-1164/58612-III, dated 26th February 1966  
(M.G. Pt. IV-B, p. 233)**

1. Amended by G.N., H.D., No. BWR. 1066/21344-III, dated 10th November 1966 (M. G., Pt. IV-B, P. 2044).
2. Amended by G.N., H.D., No. MSP. 1066/9166-III, dated 24th February 1967 (M. G., Pt. IV-B, P. 256).
3. Amended by G.N., H.D., No. BWR. 1171/937-III, dated 18th May 1974 (M. G., Pt. IV-B, P. 753).
4. Amended by G.N., H.D., No. BPA. 2079/267-VI-PRO-2, dated 24th March 1979 (M. G., Pt. IV-B, P. 736).
5. Amended by G.N., H.D., No. BWR. 0276/1426-PRO-1, dated 14th June 1979 (M. G., Pt. IV-B, P. 1339).
6. Amended by G.N., H.D., No. BPA. 1081/21-(V), PRO-2, dated 6th November 1981 (M. G., Pt. IV-B, P. 1939).
7. Amended by G.N., H.D., No. BPA. 1081/PRO-2, dated 8th February 1982 (M. G., Pt. IV-B, P. 161).
8. Amended by G.N., H.D., No. BPA. 1081/PRO-2, dated 7th December 1982 (M. G., 1983, Pt. IV-B, p. 4).
9. Amended by G.N., H.D., No. BPA. 1088/ II-PRO-2 dated 16th March 1988 (M. G., Pt. IV-B, P. 264-87)
10. Amended by G.N., H.D., No. ARM.. 1096/ 21/4/EXC-3 dated 18th October 1996 (M. G., Pt. IV-B, P. 1262)
11. Amended by G.N., H.D., No. ARM. 1096/ 21/Part-3/2/EXC-3 dated 8th December 1998 (M. G., Pt. IV-B, P. )
12. Amended by G.N., H.D., No. ARM. 1096/ 21/Part-III/2/EXC-3 dated 22nd January 1999 (M. G., Pt. IV-B, P. 5)
13. Amended by G.N., H.D., No. BWR. 1105/ CR-6/Exc. 3 dated 30th June 2005 (M.G.Pt IV-B, P. 654)
14. Amended by G.N., H.D., No. MIS. 1107/C.R. 40/II/EXC-3 dated 24th July 2008 (M. G., Pt. IV-B, P. 755)
15. Amended by G.N., H.D., No. BWR. 1106/CR-16/MICROBREWRY/EXC-3 dated 10th August 2009 (M. G., Pt. IV-B, P. 8-10)
16. Amended by G.N., H.D., No. MIS. 1109/CR.273/EXC-3 dated 23rd August 2010 (M. G., Pt. IV-B, P. 9)

In exercise of the powers conferred by clauses (b), (c), (f), (g), (hl), (k), (12), (13) and (u) of sub-section (2) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and of all other powers enabling it in this behalf, the Government of Maharashtra hereby makes the following Rules, the same having been previously published as required by sub-section (3) of the said section 143, namely :—

1. *Short title.*—These Rules may be called the Maharashtra Manufacture of Beer and Wine Rules, 1966.
2. *Definitions.*—In these Rules, unless the context otherwise requires,—
  - (i) “Act” means the Bombay Prohibition Act, 1949;
  - (ii) “Beer” means any liquor prepared from malt or grain with or without the addition of sugar and with hops and includes ale, porter and stout;
  - (iii) “bottling” means transfer of manufactured beer or wine into bottles, casks or kegs for final removal from a brewery or, as the case may be, a manufactory and includes rebutting and refilling;

- (iv) "bottling room" means that portion of a brewery or manufactory which is set apart for carrying out bottling operations;
- (v) "brewery" means a building or place where beer is manufactured and includes every place therein where beer is stored and whence it is issued;
- (vi) "Brewery Officer" means the Prohibition and Excise Officer appointed for the purpose of supervising the operations in a brewery;
- (vii) "Chemical Analyser" means the <sup>1</sup>[Director, Haffkine Institute, Bombay] or any other officer appointed by the State Government as Chemical Analyser for the purpose of these rules;
- (viii) "cooler" means any vessel into which worts are passed to be cooled, and includes a refrigerator;
- (ix) "Copper" means any vessel in which either worts or water is boiled or heated in the course of brewing;
- (x) "fermenting vessel" means any vessel in which worts or raisins or fruits are fermented;
- (xi) "finished store room" means that portion of a brewery or manufactory which is set apart for the storage of finished beer or wine in sealed bottles or other receptacles;
- (xii) "Form" means a form appended to these Rules;
- (xiii) "gravity" means the proportion which the weight of a liquid bears to that of an equal bulk of distilled water, the gravity of distilled water at 60°F, being taken to be 1000<sup>0</sup>;
- (xiv) "hopback" means any vessel into which worts are run after boiling in order to remove the spent hops;
- (xv) "licence" means a licence granted under these rules;
- (xvi) "licensed premises" means a brewery or manufactory in respect of which a licence is granted under these rules;
- (xvii) "licensee" means a person who holds a licence;
- (xviii) "manufacturing room" means that portion of a brewery or manufactory in which the actual manufacturer of beer or wine takes place;
- (xix) "manufactory" means a building or place where wine is manufactured and includes every place therein where wine is stored and whence it is issued;
- (xx) "manufactory Officer" means the Prohibition and Excise Officer appointed for the purpose of supervising the operation in a manufactory;
- (xxi) "mashtun" means and vessel in which a malt or grain is exhausted in the course of brewing;
- (xxii) "Racking" or "settling back" means any vessel into which worts are passed from a fermenting vessel and racked either at once or after a time into store vats or casks;
- (xxiii) "spirit" includes rectified spirit, absolute alcohol and other distilled spirit not less than 42 per cent. of proof strength;
- (xxiv) "Sprit room" means that portion of a manufactory which is set apart for the storage of spirit;
- (xxv) "storage room" means that portion of a brewery or manufactory which is set apart for storing finished beer or wine in vats before bottling;
- (xxvi) "underback" means any vessel into which worts are run either from the mashtun or hopback;
- (xxvii) "wine" means the fermented juice of grapes or other fruits with or without the addition of sugar or jaggery, the fermentation being produced by the yeast naturally present on the skin of fruit or added externally and having alcoholic strength not exceeding 42 per cent. of proof spirit;
- (xxviii) "wort" means liquor obtained by the exhaustion of malt or grain in the process of brewing..

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1. Subs. by G.N. of 18-5-1974.

3. *Grant of brewery or manufactory licence.*—(1) Any person desiring to construct and work a brewery for the manufacture of beer or a manufactory for the manufacture of wine shall make an application in Form BRA. <sup>1</sup>[accompanied by a challan evidencing payment of a fee of five hundred rupees for such application] for a licence in that behalf to the State Government through the Director. Where a person desires to construct and work a brewery and also a manufactory, he shall make two separate applications in the behalf. The application shall be accompanied by a plan in quadruplicate containing a full description of the premises and material, utensils, plant and implements or apparatus required for manufacturing beer, or, as the case may be, wine. The applicant shall also submit with the application four signed copies of a statement explaining the process which he desires to adopt for manufacturing beer or wine. One receipt of an application the Director shall forward it to the State Government with his recommendation thereon.

(2) If the State Government is satisfied that the premises, material, utensils, plant and implements or apparatus to be used in connection with the manufacture of beer or wine and arrangements for the storage and issues thereof are suitable, it may grant a licence in Form BRL to the applicant on payment of <sup>2</sup>[a fee (inclusive of consideration) of <sup>3</sup>[forty thousand rupees] for the manufacture of beer and on payment of a fee (inclusive of consideration) of <sup>3</sup>[four thousand rupees] for the manufacture of wine] or may refuse to grant it, after giving the applicant an opportunity to be heard; and inform the Director of the decision. In no case, a common licence shall be granted for constructing and working a brewery and a manufactory. On a licence being granted, the State Government shall retain with it the original of the plan and of the statement explaining the process forward by the applicant and after duly stamping the duplicated, triplicates and quadruplicated thereof with the seal of the State Government,—

(i) Forward the duplicates to the brewery office, where the licence is granted for constructing and working a brewery and to the manufactory officer, where the licence is granted for constructing and working a manufactory;

(ii) forward the triplicates to the District Prohibition and Excise Officer; and

(iii) return the quadruplicated together with the licence to the applicant.

<sup>6</sup>["Provided that, for a microbrewery manufacturing upto two lakh litres of beer per year a licence in FORM BRL shall be granted.".]

(3) No licence shall be granted for a period exceeding <sup>4</sup>[one year] and in no case shall such period extend beyond 31st March <sup>3</sup>[next] following the date of commencement of the licence.

<sup>5</sup>["3A. *Existing licence-holders*—on the commencement of the Maharashtra Manufacture of Beer and Wine (Amendment) Rules, 1988, a licence granted under sub-rule (2) of rule 32 for a period of five years prior to such commencement, the period of which does not expire on the 31st March, 1988, shall be deemed to have come to an end on the 31st March 1988 and it shall further be deemed to be a fresh annual licence granted which effect from the 1st April 1988, in terms of the said amendment rules :

Provided that a holder of such licence shall—

(i) within a period of two months from such commencement be required to pay the difference, if any in licence fee, in proportion to the licence fees already paid by him under the sub-rule (2) of rule 3 as it stood prior to such commencement and the renewal fees payable in terms of the said amendment rules;

1. Ins. by G.N. of 16-3-1988.

2. Subs. by G.N. of 16-11-1981.

3. Subs. by G.N. of 16-3-1988.

4. Subs. by G.N. of 16-3-1988.

5. Ins. by G.N. of 16-3-1988.

6. Inserted by 10-8-2009.

(ii) be given credit for the licence fee paid by him under the said sub-rule (2) as it stood prior to such commencement and be entitled to refund, if any, due in proportion to the unexpired period of the licence and the renewal fees payable under the amended provisions, which shall be paid to him within a period of two months.

*Explanation.*—For determining “difference, if any, in licence fee payable in terms of the said amendment rules”, “credit” to be given and “refund if any due” mentioned in clauses (i) and (ii) above respectively, the following method shall be adopted :—

The licence fee paid under sub-rule (2) of rule 3 as it stood before the commencement of the Maharashtra Manufacture of Beer and Wine (Amendment) Rules 1988, being the fee for a total period of five years, a sum calculated by multiplying the number of completed years of unexpired portion of the period of licence as on the 31st March 1988 by an amount equal to one fifth of the total amount of licence fee already so paid shall be treated as at the credit of such licence-holder. If this amount is less than the annual fee as prescribed in the said amendment rules, the licensee shall have to pay the difference between the amount at his credit and the amount payable under the said amended provisions. If the amount at the credit of licensee is more than the annual fee prescribed under the said amendment rules, the licensee shall be entitled to a refund of the differential amount :

Provided further that, where a licence-holder fails to pay the difference, if any, in the licence fee payable in terms of the said amendment rules within a period of two months from the commencement of the said amendment rules, his licence shall be treated as cancelled.]

4. *Renewal of licence.*—(1) Any licence granted under rule 3 may be renewed by the State Government for a period not exceeding <sup>1</sup>[one year] on recovery of a renewal <sup>2</sup>[fee (inclusive of consideration) of <sup>1</sup>[forty thousand rupees] if the renewal is for the licence for the manufacture of beer and <sup>1</sup>[four thousand rupees] if the renewal is for the licence for the manufacture of wine].

(2) An application for renewal of a licence shall be made two months before the expiry of the licence in Form BRA. Where the application is for the renewal of a licence to construct and work a brewery it shall be made through the Brewery Officer, and where the application is for the renewal of a licence <sup>3</sup>[accompanied by a challan evidencing payment of a fee of Rs. 25] to construct and work a manufactory, it shall be made through the manufactory officer.

<sup>3</sup>[“4A. *Existing renewals.*—On the commencement of the Maharashtra manufacture of Beer and Wine (Amendment) Rules, 1988, a renewal of a licence, granted under sub-rule of (1) of rule 4 for a period of five years prior to such commencement, the period of which does not expire on the 31 March 1988, shall be deemed to have come to an end on the 31st March 1988 and it shall further be deemed to be a fresh annual renewal granted with effect from the 1st April 1988 in terms of the said amendment rules :

Provided that a holder of such renewed licence shall,—

(i) within a period of two months from such commencement be required to pay the difference, if any, in the renewal fee, in proportion to the renewal fee already paid by him under the sub-rule (1) of rule 4 as it stood prior to such commencement and the renewal fees payable in terms of the said amendment rules ;

(ii) be given credit for the renewal fee paid by him under the said sub-rule (1) as it stood prior to such commencement and be entitled to refund, if any, due in proportion

1. Subs. by G.N. of 16-3-1988.

2. Subs. by G.N. of 6-11-1981.

3. Ins.. by G.N. of 16-3-1988.

to the unexpired period of licence and the renewal fees payable under the amended provisions, which shall be paid to him within a period to two months.

*Explanation.*—For the purpose of determining the amount of “difference”, “credit” or “refund” referred to in clauses (i) and (ii) above, the method prescribed in the explanation below first proviso to rule 3A shall be followed.]

5. *Keeping of deposit.*—Every licensee shall deposit with the State Government<sup>1</sup>[either in cash or in Government Securities] and amount of Rs. 10,000 for the due observance of these rules and conditions of his licence.

6. *Arrangement of brewery of manufactory.*—(1) The premises of brewery and of manufactory shall be separate.

(2) The licensee shall provide in the brewery or, as the case may be manufactory, separate room or compartments having their grills embedded in cement for each of the following purposes, namely :—

- (a) Fermentation process;
- (b) manufacturing operation;
- (c) storage of spirit in the case of a manufactory;
- (d) storage of finished beer or wine in vats;
- (e) bottling operations;
- (f) Storage of finished beer or wine in sealed bottles and other receptacles. No such room or compartment shall be used for more than one of the said purposes.

(3) Every room or compartment in the brewery or manufactory shall be well ventilated and all the windows thereof shall be securely barred and wire-netted. Every such room or compartment shall bear on the outside a sign-board on which shall be legibly painted in oil colour the purpose for which the room or compartment is used; and every room or compartment shall be provided with excise ticket or revenue lock.

(4) After the licence has been granted, no addition, to or alteration in, any room or compartment or any of the permanent fixtures of the brewery or manufactory shall be made without the previous approval in writing of the State Government.

(5) All pipes form sinks of wash-basins inside a brewery or manufactory shall discharge into drains forming part of the general drainage system of the premises.

(6) All gas and electric connections within the brewery or manufactory shall be fixed in such manner as to ensure the supply of gas or electricity can be cut off and all the regulators or switches securely locked at the end of the day's work.

(7) Unless otherwise directed by the State Government in writing, there shall be only one entrance to the brewery or manufactory and one emergency exit and one door to each of its room or compartment. All these doors shall be secured with excise ticket locks or revenue locks during the absence of the brewery officer or, as the case may be manufactory officer. The emergency exit shall be kept closed with excise ticket lock or revenue lock and shall be opened only on emergent occasions.

(8) The licensee shall cause to be legibly painted, with oil colour and keep so painted, on some conspicuous part of every vat, mashtun, underback, copper, heating tank, cooler, fermenting vessels and setting back intended to be used by him in his business, the purpose for which it is intended.

(9) When more than one vat, vessel, room or place is used for the same purpose, all such vats, vessels, rooms or places shall bear distinctive serial numbers.

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1. Added by G.N. 24-2-1967.

(10) All vats, vessels and other receptacles shall be placed and fixed in such manner as to ensure that the contents can be accurately ascertained by gauge or measure and shall not be altered in shape, position or capacity unless two days' notice in writing is given to the Brewery Officer or, as the case may be, Manufactory Officer.

(11) All vats, vessels and receptacles shall be gauged jointly by the Brewery Officer or, as the case may be, the Manufactory Officer, and the licensee and tables prepared by the Brewery Officer or the Manufactory Officer showing the total capacity of each vessel, in litres or kilograms, as the case may be and the capacity at each centimetre and 2 milimetre in depth. A record of these details shall be kept in a register in Form BR-I.

(12) No vessel which has been altered in shape position or capacity shall again be taken into use, unless it has been regauged by the Brewery Officer, or, as the case may be, the Manufactory Officer and new tables therefore are prepared by him, if necessary.

(13) The licensee shall provide and maintain in the brewery or, as the case may be, manufactory sufficient and accurate scales, weights and measures and other necessary appliances to enable the Brewery Officer or, as the case may be, the Manufactory Officer or such other officer as may inspect the brewery or manufactory to take account of, or check by weight, gauge or measure, all materials and beer or wine manufactured in the brewery of manufactory and provide sufficient lights, ladders and other convenience to enable the Prohibition and Excise staff to perform their duties.

(14) The licensee shall also provide in the brewery or, as the case may be, manufactory, proper gauge rods, a standard saccharometer, a thermometer and a hydrometer.

7. *Manufacture of beer.*—(1) Beer shall be brewed from such materials as are, in the opinion of the Brewery Officer, of good quality. Not less than <sup>1</sup>[ 20 per cent] by weight of the materials (exclusive of hops) used in brewing, shall consist of malt. No saccharine or cognate articles like sucramine sugarol and compounds of saccharine, sucramine and sugarol or substances which are chemical or artificial products and which furnish the chemical tests of saccharine or hop substitutes shall be used in the manufacture of beer or shall be added to beer at any stage. Wort shall not be brewed of a higher gravity than 1073 at 60° F. Nothing shall be added to the beer after it has been racked and removed to the bottling room.

(2) The licensee shall keep the total produce of a brewing separate from the produce of any other brewing for a period of twenty-four hours unless an account of the first-mentioned produce is taken sooner by the Brewery Officer.

(3) The licensee shall not mix the produce of one brewing with that another except in his store vats or casks. No such mixing shall be carried out unless previous notice is given by him in writing to the Brewery Officer. He shall specify the quantity and gravity of the work before mixing and after mixing.

(4) All grains in a mashtun shall be kept untouched for a period of one hour after the time specified for the worts to be drawn off and until the Brewery Officer has attended and taken account of such grains.

(5) All worts shall be removed successively and in the usual order of brewing to the under-back, coolers and fermenting vessels and shall not be removed from the last named vessels until an account has been taken by the Brewery Officer or until twenty-four hours have elapsed after the time when the worts were collected in these vessels.

(6) After the worts commence running into a fermenting vessel, the whole produce of the brewing shall be collected within eighteen hours.

(7) Only pure filtered water shall be used for the manufacture of beer.

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1. Subs. by 30-6-2005.



8. *Manufacture of wine.*—(1) The wine shall be manufactured according to the formula and the process if manufacture submitted by the licensee and approved by the State Government.

(2) The spirit required for fortifying wine shall be obtained on an indent in Form BRIND countersigned by the Manufactory Officer from persons authorised to sell or supply such spirit.

(3) The consignment of spirit shall be verified in volume and strength and the receipt of such supply shall be entered in the register in Form BRST.

(4) After the spirit has been received, it shall be stored in one or more vessels or bottles in the spirit room.

(5) Spirit shall be issued from the spirit room to the wine manufacturing room on a requisition form the licensee which shall be made in Form BRQ in such quantities as are required for the fortification of a batch of wine. All spirit so issued shall, in the presence of the Manufactory Officer be added without delay to the batch of wine specified in the application.

9. *Analysis of beer and wine.*—(1) On completion of the manufacture of beer or wine, the Brewery Officer or, as the case may be, the Manufactory Officer shall permit the licensee to take free sample <sup>1</sup>[not exceeding such quantity as the commissioner may by order in writing permit for the purpose] for analysis in the licensee's laboratory and declaration of the true strength of alcohol.

(2) Any quantity left over after analysis shall be immediately brought back to the brewery or, as the case may be, manufactory and mixed with the main bulk of the batch before it is removed to the storage room or the bottling room.

(3) An account of the quantity used by the licensee for analysis shall be maintained in a register in Form BR-II.

(4) The alcoholic strength of beer or wine as declared by the licensee shall be entered by the licensee in a register in Form BR-III.

(5) Immediately after the declaration by the licensee of the alcoholic strength of finished beer or wine and before such beer or wine is removed to the storage room or bottling room the licensee shall make proper entries in the register in Form BR-III.

(6) The Brewery Officer or, as the case may be, the Manufactory Officer shall check the entries, and if they are found in order, he shall initial the relevant entries in the register in Form BR-III.

10. *Accounts of transactions.*—(1) The licensee shall keep accounts of transactions taking place in every fermentation room in a register in Form BR-IV.

(2) Each variety of beer or wine manufacture shall be registered and shall bear a distinctive number in the register in Form BR-III. Such register shall also show the quantity of beer or wine manufactured. In the case of wine, the register shall, in addition, show the receipt and disposal of all spirit issued to the manufacturing room from the spirit room.

(3) As soon as a batch of beer or wine is manufactured, it shall be removed either to the storage room or to the bottling room. It shall then be carefully measured into vats in the storage room and accounted for in a register in Form BR-V or shall be so measured in vessels in the bottling room and accounted for in a register in Form BR-VI. The finished beer or wine stored in the storage room shall be removed to the bottling room whenever required and shall be accounted for in the register in Form BR-VI. As soon as a batch of finished beer or wine is bottled, it shall be removed in bottles to the finished store room and accounted for in a register in Form BR-VII.

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1. Subs. by G.N. of 18-5-1974.

<sup>9</sup>[“ Provided that, for BRL licensee, manufacturing beer upto two lakh litres per year for sale in unbottled and unpackaged form and holding licence in Form E under the Special Permits and Licence Rules, 1952, as soon as a batch of beer is manufactured, shall remove the said beer to the storage room and the quantity of beer thus transferred shall be measured by a flow metre installed between the fermentation tanks and the storage tanks and shall be further validated by calibrated gauges attached to the tanks. The said flow metre shall be under excise lock and the process of transfer of the beer from the fermentation tanks to the storage tanks shall be done under the supervision of the brewery inspector. The quantity of beer thus transferred and measured shall be recorded in form BR-V. The excise duty shall be charged on the quantity thus recorded in Form BR-V. The finished products in the storage tanks shall be removed for ‘on-site’ consumption as and when required.”]

11. *Bottling and packing.*—(1) No beer or wine shall be bottled by the licensee except in the presence of the Brewery Officer or, as the case may be the Manufactory Officer or some other officer deputed for the purpose.

<sup>1</sup>[\*\*\*]<sup>3</sup>[“ (2) (a) All bottles and packages containing Beer or Wine to be sold in the State of Maharashtra shall bear a label showing the name of the manufacturer, the name of the Beer or Wine, the place of manufacture, the alcoholic percentage, the batch number of manufacture of Beer or Wine, the month and year of Manufacture, the statement “FOR SALE IN MAHARASHTRA STATE ONLY” <sup>7</sup>[statutory warning consumption of liquor is injurious to health] and maximum retail price <sup>4,6</sup>[(inclusive of all taxes and duties).]

<sup>5</sup>[“*Explanation.*—Sales tax on beer or wine sold through FL-II Vendor’s licence issued under rule 25 of the Bombay Foreign Liquor Rules, 1953, levied under Government Notification, Finance Department, No. STA-1097/CR-1/Taxation-2, dated the 8th December, 1998 is also recoverable over and above Maximum Retail Price on such beer and wine manufactured prior to the 9th December, 1998 and sold on or after the 9th December, 1998.”]

[(b) All bottles and packages containing Beer or Wine to be sold out of the State of Maharashtra shall bear a label showing the name of manufacturer, the name of Maharashtra shall bear a label showing the name of manufacturer, the name of the Beer or Wine, the place of manufacturer, the alcoholic percentage, batch number of manufacture of Beer or Wine, the month and year of Manufacture and statement “NOT FOR SALE IN THE STATE OF MAHARASHTRA” <sup>8</sup>[and the statutory warning consumption of liquor is injurious to health.]

(3) The guaranteed fluid contents of each bottles, cask or keg shall be clearly indicated in bold letters on the label.

(4) All labels required to be used shall be submitted to the Commissioner for his approval. No lable shall be used unless it is approved by the Commissioner.

(5) The bottles to be used for the purpose of bottling beer or wine shall be new and properly <sup>2</sup>[hygienically cleansed and washed by an automatic bottle washing Machine.]

1. Deleted by G.N. of 8-2-1982.

3. Ins. by 18-10-1996.

5. Ins. by 22-1-1999.

7. Ins. by G.N. 23-8-2010.

9. Ins. by G.N. 10-8-2009.

2. Subs. by G.N. of 18-5-1974.

4. Subs. by of 8-12-1998.

6. Subs. by of 24-7-2008.

8. Insertion by G.N. dt. 23-8-2010.



<sup>1</sup>[(6) Immediately after the bottles are filled up, they shall be crown corked and labelled and removed to the finished store room. The casks or kegs shall also be properly closed with bungs, sealed, labelled, and then removed to the finished store room.

(7) The crown corks shall be metallic and shall be firmly fixed in position by a corking machine or any other suitable appliance. The crown cork shall bear the name of the manufacture.]

(8) An account of the transactions in the bottling room shall be maintained in Form BR-VI.

<sup>3</sup>["Provided that, the BRL licensee manufacturing beer upto two lakh litres per year in a microbrewery, shall be allowed to sell the beer manufactured in an unbottled and unpackaged form in the premises for which Licence in Form E is granted under the Special Permits and Licences Rules, 1952. Sub-rules (1), (2), (3), (4), (5) and (6) of Rule 11 of the principal Rules shall not be applicable for such a BRL licensee manufacturing upto two lakhs litres of beer per year in microbrewery for sale in unbottled and unpackaged form on the premises having licence in Form E under the Special Permission and Licence Rules, 1952 or licensee granted under sub-rule (1-B) of Rule 45 of the Bombay Foreign Liquor Rules, 1953."]

12. *Storage.*—The licensee shall store all beer and wine manufactured and bottled in the brewery or manufactory in the finished store room and nowhere else.

13. *Removal of beer or wine.*—(1) A licensee desiring to remove beer or wine from the brewery or, as the case may be, manufactory, shall make an application in Form BR-VIII to the Brewery Officer or, as the case may be the Manufactory Officer, along with *chalan* showing the payment of excise duty and transport fee, if any, into a Government Treasury in respect of the beer or wine proposed to be so removed.

<sup>3</sup>[" Provided that, where the BRL licensee, manufacturing upto two lakh litres of beer per year in microbrewery for sale in unbottled and unpackaged form on the premises licensed under Special Permits and Licence Rules, 1952, in Form E but in different rooms, for on-site consumption, desires to remove the beer to the storage tanks, shall make an application in Form BR-VIII, the brewery officer alongwith the *challan* showing payment of excise duty and transport fee, if any, into a Government Treasury in respect of the beer proposed to be so removed. On receipt of the application under sub-rule (1) in Form BR-VIII, the Brewery Officer shall after ascertaining that the particulars furnished are correct and there appears to be no objection to allow the beer to be removed from the fermentation tanks to the storage tanks he shall allow the said licensee to remove the beer from the fermentation tanks to the storage tanks, as per the guidelines provided under the proviso to the rule 10 of the principal rules and the said sub-rules (2), (3) and (4) of this rule shall not be applicable."]

<sup>2</sup>[(2) (i) On receipt of an application under sub-rule (1), the Brewery Officer, or as the case may be, the Manufactory Officer shall, after ascertaining that the particulars furnished in the application are correct, if he sees no objection, issue a transport pass in quadruplicate in Form BR-IX. One copy (counterfoil) of such pass shall be retained at the Brewery or, as the case may be manufactory on the record of the Brewery or Manufactory Officer, the duplicate shall be sent to the District Prohibition and Excise Officer in whose jurisdiction the place of destination is situated, the triplicate shall be given to the licensee to accompany the consignment and the quadruplicate shall be

1. Subs. by G.N. of 18-5-1974.

2. Subs. by G.N. of 18-5-1974.

3. Ins. by of 10-8-2009.

given to the transporter for production at the railway station, if necessary, for effecting release of the consignment and thereafter, for production before the officer at the place of destination.

(ii) Where the consignment of beer or wine is transported under bond, the transporter shall, on the consignment reaching its destination, obtain the Certificate in Form "Certificate-1" annexed to Part IV of the pass, duly filled in signed and sealed by the Officer at the licensed premises at destination, and produce it before the Brewery or, as the case may be, Manufactory Officer from where the beer or wine is transported, but in no case shall he fail to produce such certificate before the latter officer within two months from the date of the bond in Form BR-XII.

(iii) On receipt of the certificate from the transporter, the Brewery or the Manufactory Officer, as the case may be shall see whether and less quantity of beer or wine was delivered by him than that was allowed to be transported under the transport pass and report accordingly to the District Prohibition and Excise Officer of jurisdiction. The District Prohibition and Excise Officer, as the case may be, shall take Brewery or the Manufactory Officer, as the case may be, shall take steps to recover the excise duty and fees on the short delivered quantity of beer or wine. When excise dues on the less delivered quantity or where the quantity is delivered correctly, the bond executed in Form XII shall be realised.]

(3) No beer or wine manufactured at the brewery or manufactory shall be removed therefrom except under a transport pass in Form BR-IX issued by the Brewery Officer, or, as the case may be, the Manufactory Officer.

(4) No such transport pass shall be issued unless excise duty and transport fee, if any, payable on the quantity of beer or wine intended for removal are paid, and a *chalan* for the payment is produced before the Brewery Officer or, as the case may be the Manufactory Officer. All such *chalans* shall be filled serially by the Brewery Officer or, as the case may be, the Manufactory Officer,. <sup>1</sup>[In case, where beer or wine is to be transported under bond, the licensee shall execute a bond in Form BR-XII before the District Prohibition and Excise Officer, for payment of excise duty and fees payable on the quantity of beer or wine to be transported, provided that, the execution of the bond may be dispensed with by the District Prohibition and Excise Office in case of any transporter, who has deposited in a Government Treasury a sum which is, in the opinion of the District Prohibition and Excise Officer, sufficient to cover the amount of duty and fees payable by him.]

14. *Collection of duty.*—The Brewery Officer or, as the case may be, the Manufactory Officer, shall be responsible for the correct collection of duty and fees if any, at the prescribed rate before any beer or wine is allowed to be removed from the brewery or manufactory except in the case of exports or removal under bond.

15. *Supervision.*—(1) The Brewery Officer or, as the case may be, the Manufactory Officer shall exercise such supervision as is required to ensure that the materials which go to make beer or wine are used according to the approved formula and process and that no portion of spirit is diverted for other purposes.

(2) The Prohibition and Excise Officer specially empowered in this behalf, by the Commissioner shall inspect the brewery and manufactory and shall submit the notes of his inspection to the Officer specified by the Commissioner. He shall also be responsible for the correct maintenance of accounts and collection of duty by the Brewery Officer and Manufactory Officer.

16. *Authority of persons authorised by licensee.*—(1) The agents, clerks and other persons, who have been duly authorised in this behalf by the licensee, and approved by the Brewery Officer or the Manufactory Officer may enter into and carry out their work in connection with the manufacture during the working hours of the brewery or manufactory.

(2) Any person duly authorised in this behalf by the licensee may sign all applications and indents for the issue of finished preparations.

17. *Regulation of Business of licensee.*—(1) All transactions pertaining to the manufacture, bottling and issues of beer or wine shall be under excise supervision. The Commissioner may appoint such staff at the brewery or manufactory for excise supervision as is considered necessary and the cost of such staff shall be paid to the State Government by the licensee <sup>1</sup>[quarterly in advance].

(2) The brewery or manufactory shall not be kept open except during the factory hours on normal factory working days. The Excise Supervisory Staff posted at the brewery or manufactory shall not be entitled for a public holiday, if it is not a factory holiday nor that staff will be eligible for overtime allowance for the work done on such public holiday as it is not a factory holiday. On any emergent occasion, the licensee may, with the previous written permission of the Commissioner, keep the brewery or manufactory open on any factory holiday. In such cases, the licensee shall pay to the State Government overtime charges at the rates, prescribed by the Director from time to time.

(3) The licensee shall conduct his business either personally or by an agent authorised in writing by him in that behalf.

(4) The licensee shall keep the licensed premises and all the goods therein open for inspection and examination at all reasonable times by the Commissioner, Collector, District Prohibition and Excise Officer, Brewery Officer, Manufactory Officer or any other officer empowered under section 122 of the Act. The licensee shall render all assistance in such inspection and examination.

(5) The licensee shall, when so required by the Commissioner, Collector, District Prohibition and Excise Officer or by any officer empowered by the Commissioner in this behalf, give an explanation in writing regarding any irregularities detected at his licensed premises and shall furnish any information regarding the management of the said premises. He shall answer all questions put to him to the best of his knowledge and belief.

(6) The licensee shall maintain a visit-book paged and stamped by the District Prohibition and Excise Officer in which the visiting officers may record any remarks when inspecting the licensed premises. The licensee shall, on the termination of the period of the licence, deliver up the visit-book, the accounts and the licence to the District Prohibition and Excise Officer.

(7) The licensee shall preserve invoices, cash memoranda, permits and other documents relating to the consignments received and dealt with by him for a period of one year after the year to which they relate.

(8) The licensee shall not discontinue the manufacture of beer or wine unless he has given two calendar months notice to the Commissioner of his intention to do so.

18. *General conditions to be fulfilled by licensee.*—(1) All the manufacturing and bottling operations shall be conducted under hygienic conditions.

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1. Subs. by G.N. of 18-5-1974.

(2) all colouring and flavouring substances to be used by the licensee shall be kept on the licensed premises under lock and key, both of the licensee and the Brewery Officer or, as the case may be, the Manufactory Officer. A sample from each kind of such substance shall be sent by the licensee immediately on receipt to the Chemical Analyser and no such substance shall be used by the licensee unless the Chemical Analyser has approved the same as suitable for manufacture of beer or wine. If the Chemical Analyser advises that excessive addition of any of the substances sent to him for examination will render the beer or wine injurious, the licensee shall use such substance in the proportion indicated by the Chemical Analyser. In the event of any such substance remaining unused for twelve months from the date of receipt, fresh sample shall be submitted for examination in the same manner.

<sup>1</sup>[Provided that, the licensee shall not send the sample from each kind of such colouring and flavouring substances for analysis if such substances are obtained from persons (including companies and firms) manufacturing such substances and such persons are approved by the Commissioner and the person manufacturing them certifies that the substances supplied to the licensee conform to the standards prescribe by or under the Prevention of Food Adulteration Act, 1954 and the rules framed thereunder, and that such substances have not remained unused for twelve months from the date of their receipt by the licensee.]

Correct accounts of all colouring and flavouring substances and materials used in the brewery of manufactory shall be maintained by the licensee in Form BR-X. The accounts shall remain in the custody of the Brewery Officer or, as the case may be, the Manufactory Officer who shall check them at the end of each day's work.

(3) The licensee shall maintain accounts in proper forms and register as required by these rules. The accounts shall be written every day which it shall be the duty of the Brewery Officer or, as the case may be, the Manufactory Officer to check and attest every day.

(4) The license shall deliver to the Brewery Officer or, as the case may be, the Manufactory Officer not later than the 5th of each month, a retain of transactions of business in respect of the preceding month in duplicate in Form BR-XI. The Brewery Officer or the Manufactory Officer shall sent one copy with his remarks to the District Prohibition and Excise Officer.

(5) The licensee shall abide by the provisions of the Act, and all rules, regulations and orders made thereunder and the conditions of the licence.

<sup>1</sup>[19. The Commissioner may issue written instruction providing for any supplementary matters arising out of these rules.

20. The State Government may by an order in writing delegate all or any of its powers under the provisions of these rules to the Commissioner.]

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1. Subs. by G.N. of 18-5-1974.

**FORM BRA**

[See rule 3 and 4]

*Application for licence to construct and work a brewery to manufacture beer or  
manufactory to manufacture wine*  
(Delete the letters and words not applicable)

To,

The Secretary to Government,  
Home Department, Sachivalaya, Bombay,  
Through the Commissioner of Prohibition and Excise,  
Maharashtra State, Mumbai.

Sir,

I/We ..... of ..... (here address)  
request the I/we may be granted licence to construct and work brewery to manufacture  
the accompanying

beer/manufactory to manufacture wine/may be renewed for the period ending the 31st  
March 19 ..

2. I/We hereby declare particulars (in the table overleaf of the brewery/  
manufactory and the permises where I/we carry on business of the  
intend to carry  
manufacture of beer  
wine

3. I/We agree to abide by the terms and conditions of the licence which may be  
granted/renewed, and the provisions of the Bombay Prohibition Act, 1949, the  
Maharashtra Manufacture of Beer and Wine Rules, 1966 and other rules, regulations and  
orders made under the said Act.

4. I/We have enclosed in quadruplicate the site and elevation plans of the brewery/  
manufactory building(s), and also similar plans for the quarters of the Prohibition and  
Excise Staff, together with relevant records.

5. \* \* \* \*

6. I/We enclose four signed copies of the process which I/we desire to adopt for the  
manufacture of beer/wine.

*OR*

I/We will adopt the process for the manufacture of beer/wine which has already been  
approved by the Government under its No. .... dated .....

7. I/We hereby declare that no excise licence previously held by me/us has been  
cancelled or suspended or has failed to be renewed owing to a breach of the Act and/or  
rules governing the grant of such licence.

8. I/We declare that to the best of my/our knowledge and belief the information  
furnished herein is true and complete.

Place :

Date :

Signature(s) of the applicant(s).

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1. Deleted. by G. N. of 10-11-1966.

## TABLE

1. Name or names and the address or addresses of the person or persons applying, if the applicant is a firm, the name and address of every partner of the firm; and if a company, the registered name and address thereof, the names of the Directors, Managers and Managing Agents, and if there is a Managing Director, the name of such Director.
2. The amount of capital proposed to be invested in the venture <sup>1</sup>[and how is it proposed to finance it.]
3. The name of the place and the site on which the building or buildings housing the brewery/manufactory is/are situated or to be constructed, the following particulars, with distinguishing letter and number of each, to be furnished—
  - (i) brief description (with boundaries) of the premises ;
  - (ii) description of each main division or sub-division of the brewery/manufactory;
  - (iii) fermentation room(s);
  - (iv) spirit room(s)
  - (v) manufacturing room(s);
  - (vi) room(s) for storage of finished preparation in vats;
  - (vii) bottling room(s);
  - (viii) room(s) for storage of finished beer/wine in sealed bottles and other receptacles.

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1. Added by G. N. of 18-5-1974.



TABLE—*contd.*

4. Approximate date from which the applicant desires to commence the brewery/manufactory.
5. The number and full description of the vats, and other permanent apparatus and machinery which the applicant wishes to set up or work, or already set up (giving distinguishing letter and number of each).
6. List of varieties of beer/wine which the applicant proposes to manufacture, and/or those manufactured during the preceeding year.

| Variety of Beer/wine | Quantity manufactured<br>During the preceding year | Quantity to be manufactured<br>during the year |
|----------------------|--|--|
| 1                    | 2  | 3  |

Place :

Date :

Signature(s) of the applicant(s).

**FORM BRL**

[See rule 3(2)]

*Licence for the manufacture of beer/wine*

Licence is hereby granted, under and subject to the provisions of Bombay Prohibition Act, 1949 (Bom. XXV of 1949) (hereinafter referred to as “the said Act”), the Maharashtra Manufacture of Beer and Wine Rules, 1966 and other rules, regulations and orders made under the said Act, to ..... (hereinafter referred to as “the licensee”) <sup>1</sup>(on payment of a licence fee (inclusive of consideration <sup>2</sup>[of fourty thousand rupees (Rs. 40,000)] authorising him to manufacture beer/on payment of a licence fee (inclusive of consideration) <sup>2</sup>[of four thousand rupes (Rs. 4,000)] authorising him to manufacture wine and to sell the same at his brewery/manufactory]

1. Subs. by G. N. of 6-11-1981.

2. Subs. by G. N. of 16-3-1988.

situated at .....  
 (hereinafter referred to as the "brewery/manufactory") during the period from the  
 ..... day of ..... 19 to the 31st day of March 19 ,  
 on the following conditions, namely :—

1. The licensee shall not manufacture and sell beer/wine except at the brewery/manufactory and under the supervision of the Brewery Officer/Manufactory Officer.

2. The licensee shall provide suitable office accommodation, with sanitary arrangements, for the use of the excise staff within the premises of the brewery/manufactory.

3. The licensee shall to the satisfaction of the Commissioner provide suitable quarters for the residential accommodation of the Prohibition and Excise staff employed under condition 1 in the close vicinity of the brewery/manufactory. If the licensee is not able to provide residential accommodation to the members of such staff, the Commissioner shall be entitled to take on hire or otherwise secure suitable accommodation for the said staff. The rent to be charged to a member of the staff shall be the economic rent or 10 per cent of the basic pay of the member concerned, whichever is less. If the economic rent of the quarters is more than 10 per cent, of the basic pay of the member, the licensee shall pay the excess over 10 per cent, provided that in no case the licensee will be liable to pay more than the difference between 10 per cent and 35 per cent, of the basic pay of the member. If the economic rent is more than 35 per cent, of the basic pay of the member, then the member shall pay 10 per cent, and the licensee shall pay 25 per cent and the member shall pay the excess over 25 per cent, if the licensee is not willing to pay it.

4. The licensee shall use the same materials and ingredients and shall adopt the same process of manufacturing beer/wine as are approved by the State Government.

5. The licensee shall not dilute or adulterate beer/wine or store or permit to be stored any beer/wine which he knows to be diluted or adulterated.

6. The licensee shall permit two samples to be taken by the Brewery Officer, or as the case may be, the Manufactory Officer, for analysis from each batch of beer/wine the alcoholic strength of which has been declared by him after analysis in his laboratory. On receipt of the two samples, the Brewery Officer or, as the case may be, the Manufactory Officer shall proceed to take steps as hereinafter provide—

(a) One set of samples shall be sent at once to the Chemical Analyser, and a note to that effect shall be made in the register in Form BR-III. The report of the Chemical Analyser, when received, shall be shown to the licensee.

(b) The duplicate sample of beer/wine which is intended exclusively for replacement of the original sample or repetition of its analysis, when necessary, shall be kept under excise, ticket or revenue lock, and shall on receipt of the Chemical Analyser's report that it is satisfactory, be brought back to the manufacturing room immediately for being mixed with subsequent batch of the same type of beer/wine.

(c) All such samples sent shall be sealed by the Brewery Officer or, as the case may be, the Manufactory Officer and the licensee.

(d) The duplicate sample shall not be brought back to the manufacturing room in any case where the alcoholic strength of beer/wine from which the sample was taken is declared by the Chemical Analyser to be beyond the margin of 0.50 of the strength declared by the licensee.

(e) When the Chemical Analyser reports that the strength of beer/wine varies beyond the margin of 0.50 of the strength declared by the licensee, the beer/wine shall be dealt with according to the orders of the Commissioner. All samples required for analysis under the Maharashtra Manufacture of Beer and Wine Rules, 1966 or under

this licence shall be supplied free of cost by the licensee and all expenses in connection with the packing and despatch of samples to places of analysis shall be borne by the licensee.

7. The licensee shall ensure that no smoking and no use of naked lights or fires are allowed within the premises of the brewery/manufactory.

8. The licensee shall display the licensee in a conspicuous place in the brewery/manufactory.

9. In addition to the registers and account books prescribed under the Maharashtra Manufacture of Beer and Wine Rules, 1966, the licensee shall also keep such registers and account books as the Commissioner may direct from time to time.

10. No entry in any of the books kept by the licensee under this licence shall be erased or overwritten, should it be necessary to correct any entry, a line should be drawn through the incorrect entry in such a manner as to leave it distinctly visible and the amended entry should be inserted above it. Every correction shall be initialled and dated by the person making it at the time it is made.

11. The names of all person to be employed either as brewers, managers of servants shall be submitted for approval to the Brewery/manufactory officer by the licensee. No persons other than those approved by the Brewery/Manufactory Officer shall be permitted to work as brewers or managers or to make entries in the account books.

12. The licensee shall not carry on the business of manufacture and sale of beer/wine except either personally or by an agent of servant duly authorised by him in this behalf by a written *nokarnama* signed by himself and countersigned by the Brewery/Manufactory Officer, provided that any such *nokarnama* signed by the licensee shall be valid until countersignature is refused.

If for any reason the Commissioner shall order the withdrawal of any *nokarnama* issued by the licensee the *nokarnama* issued shall be forthwith withdrawn. For every *nokarnama* issued by him, the licensee shall pay such fee as may from time to time be prescribed for this privilege. No *nokarnama* shall be issued to any person who is a minor and no such *nokarnama* if issued shall be valid. The licensee shall be responsible for breach of the rules or any of the conditions of this licence committed by any of his servants.

13. Except with the written permission of the State Government, the licensee shall not sell, transfer or sub-let the right of manufacture conferred upon him by this licence nor shall he in connection with the exercise of the said right enter into any agreement or arrangement which is in the nature of a sub-lease the decision of the State Government on such question shall be final and binding on the licensee.

14. No person shall be recognised as a partner of the licensee for the purpose of this licence, unless partnership has been declared to the State Government before the licence is granted and the names of the partners have been entered jointly in the licence, or if the partnership is entered into after the granting of the licence, unless the State Government agrees, on application made to it, to alter the licence and to add the name or names of the partner or partners in the licence.

<sup>1</sup>[14A. In cases where a licence is granted in favour of a Private or Public Limited Company, it shall be binding on such a company to communicate in detail to the licensing authority any changes in the Directors of the Company such as their names and addresses within fifteen days from the date of such a change.]

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1. Ins. G. N. of 14-6-1979.

15. The licensee shall not sell beer/wine manufactured by him to any person other than a holder of a trade and import licence :

Provided that, the licensee may also sell beer/wine for export to any place outside the State of Maharashtra under a valid export pass.

<sup>1</sup>["Provided further that, the BRL Licensee manufacturing beer upto two lakhs litres per year from microbrewery, who has the licence in Form 'E' under the Special Permits and Licences Rules, 1952 or in Form FL III Licence granted under sub-rule (1-B) of rule 45 of the Bombay Foreign Liquor Rules, 1952, may sell under unbottled and unpackaged.".]

16. The licensee shall ensure that the process of brewing/fermentation adopted by him or the treatment of brewing/fermentation effluent shall not produce foul smell or cause nuisance to the neighbourhood. He shall also not permit the treated effluent to pass into rivers or *nullahs* if that would result in the destruction of fish or such other useful creatures in water.

17. The licensee, his successors or assignees shall have no claim whatsoever to the continuance or renewal of this licence, after the expiry of the period for which it is granted. It shall be entirely within the discretion of the State Government whether or not to permit the assignee of the licensee in case of sale or transfer or his successors in case of death to have the benefit of the licence for the unexpired portion of the term for which it is granted.

18. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the said Act.

Granted this ..... day of ..... 19 ..

Seal

Place : Mumbai.

Secretary of Government.

**FORM BR—I**

[See rule 6 (11)]

Register of vats, vessels and receptacles in  $\frac{\text{Brewery}}{\text{Manufactory}}$  of .....

| Consecutive numbers | Description of vats, Vessels of receptacles | Gauged contents | When taken into use | When taken out of use | Where installed | Remark |
|---------------------|---|-----------------|---------------------|-----------------------|-----------------|--------|
| (1)                 | (2)   | (3)             | (4)                 | (5)                   | (6)             | (7)    |

1. Insertion by 10-8-2009.

**FORM BRIND**

[See rule 8 (2)]

**Original***(To be sent to the supplier)**Indent for spirit for the fortification of wine*

Name of Manufactory :

Indent No.                      of 19      .

To,

Messrs. ....

.....

.....

Gentlemen,

Please issue                      litres of \*rectified spirit/\* absolute alcohol/\* brandy for the  
fortification of wine, in my/our manufactory.

Countersignature of  
Manufactory Officer.

Signature of licensee or  
his authorised agent.  
Licence No.

**FORM BRIND**

[See rule 8 (2)]

**Duplicate***(for Manufactory Officer's record)**Indent for spirit for the fortification of wine*

Name of Manufactory :

Indent No.                      of 19      .

To,

Messrs .....  
.....  
.....

Gentlemen,

Please issue                      litres of \*rectified spirit/\* absolute alcohol/\* brandy for the  
fortification of wine, in my/our manufactory.

Countersignature of  
Manufactory Officer.

Signature of licensee or  
his authorised agent.  
Licence No.

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\*Retain which is required.

**FORM BRIND**

[See rule 8 (2)]

**Counterfoil**

(For licensee's record)

*Indent for spirit for the fortification of wine*

Name of Manufactory :

Indent No.                      of 19      .

To,

Messrs .....

.....

.....

Gentlemen,

Please issue                      litres of \*rectified spirit/\* absolute alcohol/\* brandy for  
the fortification of wine, in my/our manufactory.

Signature of licensee or  
his authorised agent.

Licence No.

Countersignature of  
Manufactory Officer.



**FORM BRST**

[See rule 8 (3)]

*Register of transactions in the spirit room of the Manufactory .....*

|                      |                   | Opening balance       |          |
|----------------------|-------------------|-----------------------|----------|
| Month and date       | Variety of spirit | Quantity<br>in litres | Strength |
| (1)                  | (2)               | (3)                   | (4)      |
| (a) Rectified Spirit | ..                | ..                    |          |
| (b) Absolute alcohol | ..                | ..                    |          |
| (c) Brandy           | ..                | ..                    |          |

| Quantity received |                  |                       |                       |          | Total in hand and received |          |
|-------------------|------------------|-----------------------|-----------------------|----------|----------------------------|----------|
| Where             | Indent<br>Number | Transport<br>pass No. | Quantity<br>in litres | Strength | Quantity<br>in litres      | Strength |
| (5)               | (6)              | (7)                   | (8)                   | (9)      | (10)                       | (11)     |

| Quantity issued       |                       | Closing balance |                       |          | Signature of |                        |         |
|-----------------------|-----------------------|-----------------|-----------------------|----------|--------------|------------------------|---------|
| Requisition<br>number | Quantity<br>in litres | Strength        | Quantity<br>in litres | Strength | Licensee     | Manufactory<br>Officer | Remarks |
| (12)                  | (13)                  | (14)            | (15)                  | (16)     | (17)         | (18)                   | (19)    |

**FORM BR-Q**

[See rule 8 (5)]

**COUNTERFOIL***(To be kept on licensee's record)**Requisition for issue of spirit from the spirit room for the fortification of wine.*

Requisition No. .... of 19 ..

To,

The Manufactory Officer, .....

Sir,

Please issue ..... litres of \*rectified spirit/\*absolute alcohol/\*brandy  
for the fortification of wine.

| Spirit required   |                       |          |                               |                                       |   |         |
|-------------------|-----------------------|----------|-------------------------------|---------------------------------------|---|---------|
| Month<br>and date | Quantity<br>in litres | Strength | Alcoholic<br>Proof<br>content | Variety of<br>wine to be<br>fortified | Quantity of<br>each Variety<br>of wine to be<br>fortified | Remarks |
| (1)               | (2)                   | (3)      | (4)                           | (5)                                   | (6)   | (7)     |
| Litres            |                       |          |                               | Litres                                |   |         |

\*Retain which is required.

Dated :

Signature of licensee or his  
authorised agent.

**FORM BR-Q**

[See rule 8 (5)]

**FOIL***(To be kept on Manufactory Officer's record)**Requisition for issue of spirit from the spirit room for the fortification of wine.*

Requisition No. .... of 19 ..

To,

The Manufactory Officer, .....

Sir,

Please issue ..... litres of \*rectified spirit/\*absolute alcohol/\*brandy  
for the fortification of wine.

| -----             |                       |          |                               |                                       |   |         |
|-------------------|-----------------------|----------|-------------------------------|---------------------------------------|---|---------|
| Spirit required   |                       |          |                               |                                       |   |         |
| Month<br>and date | Quantity<br>in litres | Strength | Alcoholic<br>Proof<br>content | Variety of<br>wine to be<br>fortified | Quantity of<br>each Variety<br>of wine to be<br>fortified | Remarks |
| (1)               | (2)                   | (3)      | (4)                           | (5)                                   | (6)   | (7)     |
|                   |                       |          | Litres                        |                                       | Litres  |         |
| -----             |                       |          |                               |                                       |   |         |

\*Retain which is required.

Date :

Signature of licensee or his  
authorised agent.

Quantity issued on .....

Manufactory Officer.

**FORM BR-II**

[See rule 9 (3)]

*Account of quantity of beer/wine used for analysis.*

Name of the Brewery .....

Manufactory

| Date of drawing<br>samples | Variety of<br>Beer/Wine | Batch No. | Quantity issued |            | Quantity used for analysis |            |
|----------------------------|-------------------------|-----------|-----------------|------------|----------------------------|------------|
|                            |                         |           | Litres          | Mililitres | Litres                     | Mililitres |
| (1)                        | (2)                     | (3)       | (4)             | (5)        | (6)                        | (7)        |

| Quantity brought back<br>to the brewery / manufactory<br>and mixed with the main bulk |                   | Initials of the Brewery<br>Officer/Manufactory Officer | Remarks |
|---|-------------------|--|---------|
| Litres<br>(8)   | Mililitres<br>(9) |  |         |
|   |                   | (10)   | (11)    |

**FORM BR-II**

[See rule 9 (4), (5), (6) and 10(2)]

*Register of operations in the manufacturing room of the brewery / manufactory*  
*of .....*

| Month and<br>date<br>(1) | Quantity of fermented<br>material received from the<br>fermentation room |                 | *Quantity of spirit received<br>from the spirit room and used |  |                                |
|--------------------------|--|-----------------|---|--|--------------------------------|
|                          | Bulk in<br>litres<br>(2)   | Strength<br>(3) | Rectified spirit<br>with strength<br>(4)                      | Absolute alcohol<br>with strength<br>(5) | Brandy with<br>strength<br>(6) |

| Beer / wine manufactured |                                   |                                 |                  | Quantity of Beer / Wine transferred |                                    |  |                                       |
|--------------------------|-----------------------------------|---------------------------------|------------------|-------------------------------------|------------------------------------|--|---------------------------------------|
| Batch No.<br>(7)         | Variety<br>of<br>Beer/Wine<br>(8) | Quantity<br>in<br>litres<br>(9) | Strength<br>(10) | Batch No.<br>(11)                   | Variety<br>of<br>Beer/Wine<br>(12) | To storage<br>room in<br>vats litres<br>(13) | To bottling<br>room<br>litres<br>(14) |

| Quantity of Beer / wine in balance |                                    |                                  |                  |                  | Signature of --                                    |                 |
|------------------------------------|------------------------------------|----------------------------------|------------------|------------------|--|-----------------|
| Batch No.<br>(15)                  | Variety<br>of<br>Beer/Wine<br>(16) | Quantity<br>in<br>litres<br>(17) | Strength<br>(18) | Licensee<br>(19) | Brewery Officer/<br>Manufactory<br>Officer<br>(20) | Remarks<br>(21) |

\*This column is to be filled in by the wine manufacturing licensee.

**FORM BR-IV**

[See rule 10(1)]

*Register of transactions in the fermentation room (s) of the Brewery / manufactory  
of .....*

| Month and<br>date | Vat or Vessel No.<br>in which charged | Quantity<br>charged | Date on which<br>charged, <i>i.e.</i> , date<br>of commencement<br>of fermentation | Date of<br>completion of |
|-------------------|---------------------------------------|---------------------|--|--------------------------|
| (1)               | (2)                                   | (3)                 | (4)  | (5)                      |

| Signature of              |  |          |  |         |
|---------------------------|--|----------|--|---------|
| Bulk charged<br>in litres | Quantity transferred<br>manufacturing room | Licensee | Brewery Officer/<br>Manufactory<br>Officer | Remarks |
| (6)                       | (7)  | (8)      | (9)  | (10)    |



**FORM BR-II**

[See rule 10(3)]

Register of transactions in the storage room in the Brewery / Manufactory of .....

| Month and date | Opening Balance |                      |          | Quantity of beer/wine |           |                      |
|----------------|-----------------|----------------------|----------|-----------------------|-----------|----------------------|
|                | Batch No.       | Variety of Beer/Wine | Strength | Quantity in litres    | Batch No. | Variety of Beer/Wine |
| (1)            | (2)             | (3)                  | (4)      | (5)                   | (6)       | (7)                  |

| received from the manufacturing room |                    |                                    | Quantity of beer/wine transferred to bottling room |                      |          |                    |
|--------------------------------------|--------------------|------------------------------------|--|----------------------|----------|--------------------|
| Strength                             | Quantity in litres | Page No. of Register in Form Br-II | Batch No.  | Variety of Beer/Wine | Strength | Quantity in litres |
| (8)                                  | (9)                | (10)                               | (11)   | (12)                 | (13)     | (14)               |

| Closing balance |                      |          |                    | Signature of- |   | Remarks |
|-----------------|----------------------|----------|--------------------|---------------|---|---------|
| Batch No.       | Variety of Beer/Wine | Strength | Quantity in litres | Licensee      | Manufactory Officer/<br>Brewery Officer |         |
| (15)            | (16)                 | (17)     | (18)               | (19)          | (20)                                    | (21)    |

**FORM BR-VI**

[See rule 10(3) and 11(8)]

*Register of operations in the bottling room of the Brewery / Manufactory of .....*

| Month and<br>Date<br>(1) | Opening Balance     |                                |                 |                              |
|--------------------------|---------------------|--------------------------------|-----------------|------------------------------|
|                          | Batch<br>No.<br>(2) | Variety of<br>Beer/Wine<br>(3) | Strength<br>(4) | Quantity<br>in litres<br>(5) |

| Quantity of Beer/Wine received from the manufacturing room and storage room |                                |                              |                 |   |
|---|--------------------------------|------------------------------|-----------------|---|
| Batch<br>No.<br>(6)   | Variety of<br>Beer/Wine<br>(7) | Quantity<br>in litres<br>(8) | Strength<br>(9) | Page No. of<br>Register in Form<br>BR-III<br>(10) |

| Quantity of Beer/Wine bottled |                                 |                               |                                       |   |
|-------------------------------|---------------------------------|-------------------------------|---------------------------------------|---|
| Batch<br>No.<br>(11)          | Variety of<br>Beer/Wine<br>(12) | Quantity<br>in litres<br>(13) | No. of bottles/<br>casks/kegs<br>(14) | Contents in each<br>kind of bottles/<br>casks/kegs<br>L./ml<br>(15) |

| Quantity of Beer/Wine transferred to the finished store room |                                 |                                       |   |  |
|--|---------------------------------|---------------------------------------|---|--|
| Batch<br>No.<br>(16)   | Variety of<br>Beer/Wine<br>(17) | No. of bottles/<br>casks/kegs<br>(18) | Contents in each kind of<br>bottle/casks/kegs L./ml<br>(19) |  |

| Closing balance      |                                     |                           |                                       |   |                  |   |                |
|----------------------|-------------------------------------|---------------------------|---------------------------------------|---|------------------|---|----------------|
| Batch<br>No.<br>(20) | Variety of<br>Beer/<br>Wine<br>(21) | Quantity                  |                                       |   | Signature of-    |   | Remark<br>(27) |
|                      |                                     | In bulk<br>litres<br>(22) | No. of bottles/<br>casks/kegs<br>(23) | Contents in<br>each kind<br>of bottle/<br>casks/kegs/<br>L./ml.<br>(24) | Licensee<br>(25) | Brewery<br>Officer/<br>Manufactory<br>Officer<br>(26) |                |

**FORM BR-VII**

[See rule 10(3)]

*Register of transactions in the store room of the Brewery / Manufactory of .....  
Variety of Beer/Wine.*

| Month and date | Opening Balance of Beer/Wine |                                     |  | Quantity of Beer/Wine |                              |
|----------------|------------------------------|-------------------------------------|--|-----------------------|------------------------------|
|                | Batch No.                    | Number of bottles/casks/kegs L./ml. | Contents in each kind of bottles/casks/kegs L./ml. | Batch No.             | Number of bottles/casks/kegs |
| (1)            | (2)                          | (3)                                 | (4)  | (5)                   | (6)                          |

| Received from the bottling room                    |                                    | Quantity of beer/wine issued from finished store |                              |   | Transport/Export Pass No. | Name of the party to whom issued |
|--|------------------------------------|--|------------------------------|---|---------------------------|----------------------------------|
| Contents in each kind of bottles/casks/kegs L./ml. | Page No. of register in Form Br-IV | Batch No.  | Number of bottles/casks/Kags | Contents in each kind of bottles/casks/ Kegs L./ml. |                           |                                  |
| (7)  | (8)                                | (9)  | (10)                         | (11)  | (12)                      | (13)                             |

| Chalan No. and date | Amount of duty paid | Amount of transport fee paid | Closing Balance |                              |   | Signature of- |                                     | Remarks |
|---------------------|---------------------|------------------------------|-----------------|------------------------------|---|---------------|-------------------------------------|---------|
|                     |                     |                              | Batch No.       | Number of bottles/casks/kegs | Content in each kind of bottles/casks/kegs L./ml. | Licensee      | Brewery Officer/Manufactory Officer |         |
| (14)                | (15)                | (16)                         | (17)            | (18)                         | (19)  | (20)          | (21)                                | (22)    |

**FORM BR-VIII**

[See rule 13(1)]

Application No. \_\_\_\_\_ of 20 \_\_\_\_ .

*Application for clearance of Beer/Wine on payment of duty and transport fee from  
the Brewery/Manufactory of .....*

| No. and Date<br>of entry in<br>the register<br>in Form<br>BR-VII<br>(1) | Description of Beer/Wine |                                |                          |   |   | Strength<br>(7) |
|---|--------------------------|--------------------------------|--------------------------|---|---|-----------------|
|   | Batch<br>No.<br>(2)      | Variety of<br>Beer/Wine<br>(3) | Bulk in<br>litres<br>(4) | No. of<br>each kind<br>of bottle/<br>cask/kegs<br>(5) | Contents in<br>each kind of<br>bottle/cask/<br>kegs L./ml.<br>(6) |                 |

| Marks and<br>Number of<br>containers<br>(8) | Amount of transport fee and<br>duty paid |                                |                                 | Rate of<br>transport<br>fee<br>(12) | Amount of<br>transport<br>fee paid<br>(13) | Purpose<br>for which<br>cleared<br>(14) | Remark<br>(15) |
|---|--|--------------------------------|---------------------------------|-------------------------------------|--|---|----------------|
|   | Rate of<br>duty<br>(9)                   | Amount of<br>duty paid<br>(10) | Challan No.<br>and Date<br>(11) |                                     |  |   |                |

I declare that the above particulars are true and correctly stated. I apply for leave to clear the above beer/wine for the purpose stated in column (14) above.

The beer/wine will be transported to ..... (here mention the place where the consignment will be transported) by ..... (here mention the route *i.e.*, rail or road).

Place :

Date :

(Signature of the licensee or his authorised agent)

To,

The Brewery Officer/Manufactory Officer.

**FORM BR-IX**

[See rules 13(2), (3)]

**Pass for transport of beer/wine as detailed on the reverse**

(Counterfoil)

(To be retained by the Brewery/  
Manufactory Officer)

- (1) Serial No.
- (2) Name and Address of the Transporter.
- (3) Place to which the beer/wine is to be transported.
- (4) Place from which the beer/wine is to be transported.
- (5) Route (*i.e.* by road or rail) by which the beer/wine is to be conveyed. (State here the places by which the consignment will be sent).

The consignment shall not be broken in transit. This pass shall remain in force upto and including ..... 20 .

Seal

Place :

Date :

Brewery/Manufactory Officer.

**FORM BR-IX**

[See rules 13(2), (3)]

**Pass for transport of beer/wine as detailed on the reverse**

(Duplicate)

(To be forwarded to the Prohibition and  
Excise Officer at the place of destination)

- (1) Serial No.
- (2) Name and Address of the Transporter.
- (3) Place to which the beer/wine is to be transported.
- (4) Place from which the beer/wine is to be transported.
- (5) Route (*i.e.* by road or rail) by which the beer/wine is to be conveyed. (State here the places by which the consignment will be sent).

The consignment shall not be broken in transit. This pass shall remain in force upto and including ..... 20 .

Seal

Place :

Date :

Brewery/Manufactory Officer.

**FORM BR-IX**

[See rules 13(2), (3)]

**Pass for transport of beer/wine as detailed on the reverse**

(Triplicate)

(To be handed over to the licensee to  
accompany the consignment)

- (1) Serial No.
- (2) Name and Address of the Transporter.
- (3) Place to which the beer/wine is to be transported.
- (4) Place from which the beer/wine is to be transported.
- (5) Route (*i.e.* by road or rail) by which the beer/wine is to be conveyed. (State here the places by which the consignment will be sent).

The consignment shall not be broken in transit. This pass shall remain in force upto and including ..... 20 .

Seal

Place :

Date :

Brewery/Manufactory Officer.





**[FORM BR-IX**

[See rule 13(2), (3)]

*Pass for transport of Beer/Wine as detailed on the reverse (Quadruplicate).*

(To be handed over to the licensee for production at the place of destination)

- (1) Serial No. ....
- (2) Name and Address of the Transporter.
- (3) Place to which beer / wine is to be transport.
- (4) Route (*i. e.* by road or rail by which the beer / wine is to be conveyed (state here the place by which the consignment will be sent.)

The consignment shall not be broken in transit. This pass shall remain in force up to and including ..... 20 .

Seal

Place :

Date :

Brewery / Manufactory Officer.

(Please see the reverse)

**REVERSE**

*Details of the Beer / Wine allowed to be transported from*  
(here state the name of the Brewery / Manufactory)

Bottle / Casks / Kegs.

| Name of Beer/Wine | Number | Quantity contained in each (ml.) | Total bulk litres | Strength | Remarks |
|-------------------|--------|----------------------------------|-------------------|----------|---------|
| (1)               | (2)    | (3)                              | (4)               | (5)      | (6)     |

Place :

Date :

Brewery / Manufactory Officer.

***CERTIFICATE***

[See rule 13(2), (ii)]

No. ....

Dated .....

Certified that Shri/Smt./Kum./Messrs. ....

of ..... who has/have been granted transport pass

No. .... dated ..... by ..... has/have delivered

the beer / wine as shown below on .....

to ..... of ..... in the District

of .....

| Variety of<br>beer / wine | Number | Quantity<br>contained in<br>each (ml.) | Total<br>litres | Strength | Proof<br>litres | Remarks |
|---------------------------|--------|--|-----------------|----------|-----------------|---------|
| (1)                       | (2)    | (3)                                    | (4)             | (5)      | (6)             | (7)     |

and that the seals on the packages and receptacles containing the above beer / wine were intact at the time of delivery of the consignment at its destination.

Signature and Designation of the  
Officer at the destination place.]

**FORM BR-X**

[See rule 18(2)]

*Register showing the accounts of colouring and flavouring substances  
used in the manufacture of beer/wine in the manufactory  
brewery of.....*

| Serial | Date | Name of Substance |            | Opening Balance Quantity of-- |                      |
|--------|------|-------------------|------------|-------------------------------|----------------------|
|        |      | Colouring         | Flavouring | Colouring substance           | Flavouring substance |
| (1)    | (2)  | (3)               | (4)        | (5)                           | (6)                  |

| Quantity received   |                      | Total Quantity of   |                      | Quantity issued for use in the<br>manufacture of beer / wine |                     |                      |
|---------------------|----------------------|---------------------|----------------------|--|---------------------|----------------------|
| Colouring substance | Flavouring substance | Colouring substance | Flavouring substance | Variety of beer / wine                                       | Colouring substance | Flavouring substance |
| (7)                 | (8)                  | (9)                 | (10)                 | (11)   | (12)                | (13)                 |

| Closing Balance--<br>Quantity of-- |                      | Signature of--                  |                                     |  | Remarks |
|------------------------------------|----------------------|---------------------------------|-------------------------------------|--|---------|
| Colouring substance                | Flavouring substance | Manufactory/<br>Brewery Officer | Licensee or his<br>authorised agent |  |         |
| (14)                               | (15)                 | (16)                            | (17)                                |  | (18)    |

**FORM BR-XI**

[See rule 18(4)]

*Return of transactions at the Brewery/Manufactory of..... at  
..... during the month of ..... 19 ..*

(To be submitted by the licensee by the 5th of every month)

1. No. of batches--
  - (a) manufactured
  - (b) in unfinished condition at the end of the month
2. Particulars of the Beer / Wine manufactured.

| Variety of<br>beer / wine | Batch<br>No. | Opening balance |   | Manufactured  |                |
|---------------------------|--------------|-----------------|---|---|----------------|
|                           |              | Bulk<br>litres  | Number of<br>each kind of<br>bottles/casks/<br>kegs | Contents of<br>each kind of<br>bottles/casks/<br>kegs/L/ml. | Bulk<br>litres |
| (1)                       | (2)          | (3)             | (4)   | (5)   | (6)            |

| during the month                                    |   | Total stock    |   | Clearance during the month                                  |   |   |
|---|---|----------------|---|---|---|---|
| Number of<br>each kind of<br>bottles/casks/<br>kegs | Contents of<br>each kind of<br>bottles/casks/<br>kegs/L/ml. | Bulk<br>litres | Number of<br>each kind of<br>bottles/casks/<br>kegs | Contents of<br>each kind of<br>bottles/casks/<br>kegs/L/ml. | Number of<br>each kind of<br>bottles/casks/<br>kegs | Contents in<br>each kind of<br>bottles/casks/<br>kegs/L/ml. |
| (7)   | (8)   | (9)            | (10)  | (11)  | (12)  | (13)  |

| Duty paid<br>during the<br>month<br>(14) | Transport fee<br>paid during the<br>month<br>(15) | Quantity issued under bond |  |   |
|--|---|----------------------------|--|---|
|  |   | Bulk<br>litres<br>(16)     | Number of each<br>kind of bottles/<br>casks/kegs<br>(17) | Contents in each<br>kind of bottles/<br>casks/kegs L./ml.<br>(18) |

| Total Quantity issued<br>during the month |  |   | Closing balance at the end<br>of the month |  |   | Remarks |
|---|--|---|--|--|---|---------|
| Bulk<br>liters<br>(19)                    | Number of<br>each kind of<br>bottles/casks<br>kegs<br>(20) | Contents in<br>each kind of<br>bottles/casks<br>kegs L./ml.<br>(21) | Bulk<br>liters<br>(22)                     | Number of<br>each kind of<br>bottles/casks<br>kegs<br>(23) | Contents in<br>each kind of<br>bottles/casks<br>kegs L./ml.<br>(24) |         |

I/We declare that the particulars in this statement have been correctly stated.  
 Countersigned and forwarded to the Superintendent / District Prohibition and Excise  
 Officer .....

Brewery / Manufactory Officer.

(Signature of the licensee or his authorised agent)

## [FORM BR-XII

[See rule 3(2) (ii)]

*Form of bond to be executed by the transporter before pass is granted to him to transport Beer / Wine in bound from any Brewery / Manufactory.*

Whereas, I/We ..... residing at .....  
 ..... in the .....  
 taluka of the ..... district ..... have made an  
 application on and ..... to ..... for a pass  
 authorising me/us to transport in bond beer/wine as specified in that application from the  
 brewery/ manufactory ..... in the district of .....  
 I/We ..... bind myself/ourselves that I/we shall cause the quantity of beer/  
 wine mentioned in the pass to be duly and safely transported from the brewery/manufac-  
 tory of ..... and conveyed it by the most direct route from ..... to  
 ..... aforesaid in conformity with the provisions of the Bombay Prohibi-  
 tion Act, 1949 and the rules, regulations and orders made thereunder, and shall cause the  
 said beer/wine to be delivered into the custody of ..... at .....  
 in the district of ..... and shall procure and produce to the Brewery/  
 Manufactory Officer within two months from the date of this bond a certificate signed by  
 the Excise Officer aforesaid showing what quantity of the said beer/wine specified in the  
 pass has been delivered at the ..... aforesaid.

And that if the whole quantity shall not have been delivered to the .....  
 ..... at ..... aforesaid, I/We, my/our heirs,  
 executors, administrators and representatives shall on demand by the District Prohibi-  
 tion and Excise Officer pay or cause to be paid within seven days from the date of  
 demand to the said officer, duty, transport fee and special fee mentioned in the Bombay  
 Foreign Liquor and Rectified Spirit (Transport) Fees, Rules, 1954 at the rates in force on  
 such portion of beer/wine specified in the pass as shall not be so delivered; and that in  
 the event of my/our failure to pay the amount of the said duty and fees within the said  
 period of seven days, I/we, shall pay interest on the said amount at the rate of 12 per cent  
 per annum from the date of demand to the date of payment.

And in case of my/our making default in the payment of the said duty, fees interest  
 and other charges, if any, I/we bind myself/ourselves to forfeit to the Governor of  
 Maharashtra, the sum of Rupees .....

Place .....

Dated this ..... day of ..... 197

In the presence to—

(1)

(2)

Signature of the Licensee or Transporter.

Before me

District Prohibition and Excise Officer, ..... ]