

OFFICE OF THE COMMISSIONER OF CENTRAL EXCISE  
THIRUCHIRAPALLI-1

TRADE NOTICE : 44 / 2004

Dated: 9.6.2004

Sub: Regarding Central Excise duty on packed tea during  
the period 2.6.1998 to 23.6.1998

Copy of Circular No.790 / 23 / 2004 – Cx. dated: 31.5.2004 (F.No.66/2/  
2003 – Cx.1) is communicated herewith.

The contents of the Trade Notice may be brought to the knowledge of all  
constituent members of Trade Associations / Chamber of Commerce.

*(Issued from file C.NO.IV/16/ 4 /2004 - C.Ex.Pol)*

//ATTESTED//

SUPERINTENDENT (T)

Sd/xxx  
(V. JAYARAMAN)  
JOINT COMMISSIONER (Tech)

To  
As per mailing list I, II & III /  
All Sections in Hqrs., Trichy.

Copy of Circular No.790 / 23 / 2004 – Cx. dated: 31.5.2004

Sub: Regarding Central Excise duty on packed tea during  
the period 2.6.1998 to 23.6.1998 -

\* \* \* \* \*

I am directed to say that a number of representations have been received in the Board seeking a clarification whether tea packed in containers of capacity more than 20 kgs. was leviable to Central Excise duty during the period 2.6.98 to 23.6.98. Prior to 2.6.1998 tea was exempt from Central Excise duty, vide Notification no. 05/98-CE dated 2.6.98 duty of 8 % was levied on tea put up in unit containers bearing a brand name and the other tea was subjected to Nil rate of duty. The above said notification was amended vide notification No. 16/98-CE dated 24.6.1998, so as to provide that tea put up in unit container exceeding 20 Kgs. shall attract Nil rate of duty.

2. Accordingly, the issue is whether duty was chargeable on tea put up in unit container exceeding 20 Kgs. during the period 2.6.98 to 23.6.1998.

3. The matter has been examined. It was not the intention of the Govt. to charge duty on bulk tea. A container containing tea above 20 kg is not normally treated as packaged tea for retail sale. Therefore, it is clarified that tea put up in containers exceeding 20 kgs. per container was attracting duty at Nil rate during the period 2.6.1998 to 23.6.1998.

F. No. 66/2/2003/CX.I

Sd/-  
(Ashok Kumar)  
Under Secretary to the Govt. of India