

OFFICE OF THE COMMISSIONER OF CENTRAL EXCISE  
NO.1, WILLIAMS ROAD, CANTONMENT, TRICHY-1.

TRADE NOTICE : 03/2005

DATED : 01.02.2005.

Subject :: Communication of Ministry's Notification No. 1/2005- C.E (N.T)  
dated 04.01.2005, Notification No. 2/2005 –C.E (N.T) dated 07.01.2005  
and Notification No. 03/2005 – C.E (N.T) dated 28.01.2005 - Regarding.

Copy of Ministry's Notification No. 01/2005 –C.E (N.T) dated 04.01.2005,  
Notification No. 02/2005 – C.E (N.T) and Notification No. 03/2005 – C.E (N.T) dated  
28.01.2005 are communicated herewith.

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

(Issued from file C.No.IV/16/2/2005 – C.Ex.Pol.)

//ATTESTED//

Sd./xxx  
**(V. JAYARAMAN)**  
**JOINT COMMISSIONER (TECH)**

SUPERINTENDENT (TECH.)

To

As per mailing list I / II / III /  
All Section in Hqrs., Trichy.

Copy of Ministry's Notification No - 01/2005 –C.E (N.T) dated 04.01.2005

In exercise of the powers conferred by sub-rule (2) of rule 3 of the Central Excise Rules, 2002, the Central Board of Excise and Customs hereby makes the following further amendments in the Notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 14/2002 – Central Excise (N.T), dated 08<sup>th</sup> March, 2002, namely:-

In the said Notification,-

- (i) in Table 1A, for S.No. 10 and the entry relating thereto, the following shall be substituted, namely,-

Sl.No	Chief Commissioner of Central Excise	Jurisdiction in terms of Commissioners of Central Excise (Appeals)
"10.	Hyderabad	(i) Hyderabad – I
		(ii) Hyderabad – II
		(iii) Hyderabad – III"

- (ii) in Table III, after Sl.No. 28 and the entry relating therto, the following entry 28A shall be inserted, namely,-

Sl.No	Commissioner of Central Excise (Appeals)	Commissioner of Central Excise
“28A	Commissioner of Central Excise (Appeals), Hyderabad – III	(i) Hyderabad – I
		(ii) Hyderabad – II
		(iii) Hyderabad - III
		(iv) Hyderabad – IV”

Sd./xxxx

(Neerav Kumar Mallick)

Under Secretary to the Government of India.

F.No. 208/59/2003-CX.6

Note. The principal Notification No. 14/2002 – Central Excise (N.T), dated the 8<sup>th</sup> March, 2002 was published in the Gazette of India vide G.S.R. 182 (E), dated the 8<sup>th</sup> March, 2002 and was last amended by Notification No 5/2004 – Central Excise (N.T), dated the 26<sup>th</sup> February, 2004 [G.S.R. 139(E), dated the 26<sup>th</sup> February, 2004]

Copy of Ministry’s Notification No - 02/2005 –C.E (N.T) dated 07.01.2005

In exercise of the powers conferred by sub-section (1) and sub-section (2) of section 4A of the Central Excise Act, 1944 (1 of 1944), the Central Government hereby specifies the goods mentioned in column (3) of the Table below and falling under Chapter or Heading No. or Sub-heading No. of the First Schedule to the Central Excise Tariff Act, 1985 (5 of 1986) mentioned in the corresponding entry in column (2) of the said Table, as the goods to which the provisions of the said sub-section (2) shall apply, and allows as abatement the percentage of retail sale price mentioned in the corresponding entry in column (4) of the said Table:-

TABLE

S. No.	Chapter or Heading No. or Sub-heading No.	Description	Abatement as a percentage of retail sale price
(1)	(2)	(3)	(4)
1.	3003. 10	Patent or proprietary medicaments, other than those medicaments which are exclusively Ayurvedic, Unani, Siddha, Homoeopathic or Bio-chemic	35%
2.	3003. 20	Medicaments (other than patent or proprietary) other than those which are exclusively used in Ayurvedic, Unani, Siddha, Homoeopathic or Bio-chemic systems	35%

2. This notification shall come into force on the 8<sup>th</sup> day of January, 2005.

*Explanation* - For the purposes of this notification, “retail sale price” means the retail price displayed by the manufacturer under the provisions of the Drugs (Prices Control) Order, 1995.

(F.No.354/100/2004-TRU)

Sd./xxxx  
V.Sivasubramanian  
Deputy Secretary to the Government of India

Copy of Ministry's Notification No - 03/2005 –C.E (N.T) dated 28.01.2005

In exercise of the powers conferred by section 37 of the Central Excise Act, 1944 (1 of 1944) and section 94 of the Finance Act, 1994 (32 of 1994), the Central Government hereby makes the following rules further to amend the CENVAT Credit Rules, 2004, namely:-

1. (1) These rules may be called the CENVAT Credit (First Amendment) Rules, 2005.  
(2) They shall come into force on the date of their publication in the Official Gazette.
2. In the CENVAT Credit Rules, 2004, in rule 6, in sub-rule (6) -

(a) in item (vi), for the words “zinc by smelting.”, the words “zinc by smelting; or” shall be substituted;

(b) After item (vi) and the entries relating thereto, the following shall be inserted, namely:-

“(vii) all goods which are exempt from the duties of customs leviable under the First Schedule to the Customs Tariff Act, 1975 (51 of 1975) and the additional duty leviable under section 3 of the said Customs Tariff Act when imported into India and supplied against International Competitive Bidding in terms of notification No. 6/2002-Central Excise dated the 1<sup>st</sup> March, 2002.”.

[F.No.267/2/2005-CX8]

Sd./xxxx  
(Neerav Kumar Mallick)  
Under Secretary to the Government of India

Note: -The principal rules were published in the Gazette of India Part-II, Section 3, Sub-section (i) vide notification No. 23/2004-Central Excise (N.T.), dated the 10<sup>th</sup> September, 2004, vide number G.S.R. 600(E), dated the 10<sup>th</sup> September, 2004 and were last amended vide notification No. 38/2004- Central Excise (N.T.), dated the 25<sup>th</sup> November, 2004 vide number G.S.R. 767(E), dated the 25<sup>th</sup> November, 2004.