The Punjab Chemical Works Rules, 1933

Published vide Punjab Notification No. GSR 287/PA-1/14/Sections 59 and 63 dated 12th November 1963.

Section A

Definitions

1.Thewords"ChemicalWorks"meansthepremisesorpartofthepremisesapproved andlicensedbytheFinancialCommissionerforthemanufactureofmedicinalandthe otherpreparationscontainingalcoholunderbondandforthestorageofalcoholand finishedpreparationscontainingalcoholonwhichdutyhasyettobepaid.The instructionsforthemanagementofdistilleriespublishedinthePunjabDistilleryRules, shallapplytoChemicalWorksinsuchoftheirdetailsasarenotprovidedforinthe followingrulesandtosuchextentastheFinancialCommissionermayfromtimetotime direct.

2."SpiritStore"meansthatpartoftheChemicalWorks whichissetapartforthe storage of rectified Spirit.

3."Laboratory"meansthatpartoftheChemicalWorksinwhichtheactualmanufacture of medicinal and other preparations containing rectified spirit takes place.

4."Warehouse"meansthatpartoftheChemicalWorksinwhichfinishedpreparation containing rectified spirit, on which duty has not yet been paid, are stored.

5. "Rectified Spirit" means spirit of the strength of 43 degrees or more overproof.

6."Officer-in-Charge"meansanofficeroftheExciseDepartmentdeputedtosupervise excise work in the Chemical Works.

7."ApprovedManufacturer"meansapersontowhomalicencehasbeengrantedin Form M.C. 12 for the manufacture of medicinal and other preparations in bond.

Section B

Licenses and Licensed Premises

8.Anypersondesiringto userectifiedspiritofIndianmanufactureforthe manufacture of medicinalandotherpreparationsunderbondmustapplyinwritingtotheCollectorofthe district giving the following particulars :-

(a) name or names and addresses of the applicant ;

(b) the situation of the Chemical Works ;

(c)themaximumquantityofproofspiritlikelytobeinstockatanyoncetimeonthe licensed premises ;

(d)theamountofthesecuritywhichtheapplicantispreparedtofurnishasa guaranteefortheperformanceoftheconditionsunderwhichtheprivilegeis granted ; and

(c) a correct plan of the buildings to be used. The plan shall be submitted in duplicate, drawntoscaleontracingcloth,showingtheplanandelevationofthepremises andthepositionofthespiritstore,laboratoryandwarehouseandtheexact positionsanddimensionsofallpermanentvesselsforthestorageofrectifiedspirit ormedicinalorotherpreparationsandofallcompoundingtables,almirahs,safes, sinksandallimportantdetailsconnectedwiththeChemicalWorksorwiththe vessels in it.

9.Incasetheapplicationisgrantednofurtheralterationswillbemadeinthebuildingor plant without the previous sanction of the Financial Commissioner.

10. The applicationshallbe forwardedby theCollectorthroughthe Commissionerfor the considerationoftheFinancialCommissioner,whoifheacceptstheapplication,willfix the

natureandamountofsecurity,whicheachapplicant(subsequentlyreferredto asthe approvedmanufacturer)willberequiredtogivefortheduexecutionoftheserulesand thepaymentofallsumschargeableagainsthim.TheFinancialCommissionermayat anytimerequireachangeinthesecurityiftheamountoriginallyfixedshouldprove unsuitable.

11. EachapplicationforthegrantofalicenseinFormM.C.12shallincludealistof spirituouspreparationsofwhichthemanufactureisproposedbeforesubmittingsuchlist totheCollectortheapplicantshallgetitapprovedandcertifiedbytheInspector-General of Civil Hospitals, Punjab. The list will be divided under the following :-

(a) Medicinal preparations,

(b) Toilet preparation,

(c) Non-medicinal essences,

(d) Perfumed spirit, and

(e) Miscellaneous if necessary.

TheExciseandTaxationCommissioner,Punjabreservestherighttoexcludeany preparations from one head to another.

12. AlicenseinFormM.C.12maybegrantedbytheDeputyExciseandTaxation CommissionersubjecttoRule10aboveforaperiodnotexceedingoneyear,endingon 31stMarch.Itmayberenewedfromyeartoyearbytheexciseandtaxation Commissioner,whomay,however,onsufficientcauseshown,refusetorenewitormay atanytimedetermineit.Thelicenseshallnotbegrantedunlesstheapproved manufacturerhasfurnishedthesecurityfixedunderRule10incashorinGovernment promissorynotesoraBanker'sGuaranteeinFormM.C.14ortheNationalSavings Certificates.

Thegrantorrenewalofalicensemayberefusedifanypreviouslicenseoftheapplicant orofanypersonwithwhomtheapplicanthasbeenworkingasapartnerhasbeen cancelledoriftheapplicantoranypersonwithwhomhehasbeenworkingasapartner hasbeenconvictedofanyoffenceunderthePunjabExciseAct1of1914ortherules madethereunderoriftheDeputyExciseandTaxationCommissionerissatisfiedthat the applicationhasbeenmade onlyforthe purpose ofenablinganysuch personto carry on the business as a licensee.

13. SalesunderthislicenseshallonlybeofsuchpreparationsastheFinancial Commissionermayapproveandsalesofmedicinalpreparationsdutyfreeshallonlybe madetosuchGovernmentandcharitablehospitalsanddispensariesashavebeen approved by the Punjab Government.

14. Thelicenseshallbegrantedsubjecttothepaymentofsuchfeesastheexcise Commissioner may decide.

15. Iftheapprovedmanufacturergoesoutofbusinessheshalldisposeofhisstockof rectifiedspiritandunissuedpreparationsinsuchmannerastheexcise Commissioner may direct.

16. Theapprovedmanufacturershallnottransferordividehisinterestinthebusiness without the previous permission of the Financial Commissioner.

17. TheChemicalWorksshall,atalltimes,beopentoinspectionbyauthorised Government servants who may take any necessary samples for analysis.

18. Thecostoraportionofthecostofthe Excisestaffrequiredforsupervisionmaybe charged to the approved manufacturer, as the Financial Commissioner may direct.

19. WorkintheChemicalWorksshallonlybecarriedonduringsuchhoursasmaybe fixedbytheFinancialCommissioner.Theworksshallonlybeopenedinthepresenceof theOfficer-in-chargeappointedtosupervisethem.Theweeklyholidaysobservedby factoriesunderthe FactoriesAct(LXIIIof1948)shallbeobservedasclosedays.The approvedmanufacturer,orhismanagershallbefreetoallowspecialholidayonspecial occasions.

20. Onlytheapprovedmanufacturerorhismanagerandsuchservantsasarerequired tobethere,shallentertheChemicalWorks.Theapprovedmanufacturershallfurnishto theofficer-in-chargealistcontainingthenamesofthemanager,orassistantmanager employedbyhimandofalltheemployeeswhosedutiesrequirethemtoenterthe ChemicalWorks.Heshouldinformtheofficer-in-chargeofanychangeswhicharetobe made in the list. The officer-in-charge shall forward a copy of such list to the Collector.

21. Ifthelicenseefromanycause,physicalormental,becomesincapableofcarryingon business,ordies,orbecomesinsolvent,or(inthecaseofacompany)iswoundup,the Collectormayeither(1)cancelthelicenseor(2)continueitinthenameofthelegal representativeofthe licensee.Neitherthelicenseenoranyotherpersonshallbeentitled toanycompensationordamageswhatsoeverinrespectoftherevocation,cancellation or determination of the license.

Section C

Manufacture

22. No preparation, other than those previously approved by the Financial Commissioner, shall be manufactured under these rules

23. Rectifiedspiritandabsolute,alcoholobtainedorpreparedundertheserulesshall notbe soldto publicortrade, providedthat transferfromone ChemicalWorks to another may be made with the special sanction of the Financial Commissioner.

24. Rectifiedspiritmaybeobtainedinbondwithoutpre-paymentofdutyfromany distilleryin the Punjab orelsewhere in quantitiesnotlessthan 45litresata time, undera permitissuedbytheCollectorofthedistrictofdestination.Inanycase,howeverthe quantityinthepossessionoftheapprovedmanufacturershallnotexceedalimitfixedby theFinancialCommissionerandanunnecessarilylargestockofspiritshallnotbe carried by the approved manufacture.

25. Immediatelyonreceiptoftheconsignment,theofficer-in-chargeshallenterinink uponthepassthebulklitres,strengthandprooflitresfoundbyhimaftergaugingand proving aswellasthe transitwastagein prooflitresfor eachvessel.The passesshallbe retainedalongwithotheraccountsandkeptinaspecialbookfile.TheFinancial Commissionerafterconsideringthemonthlyreturnfurnishedunder Rule 44, maycall uponthe approved manufacturerto paydutyatsuch rate notexceedingthe tariff rate,as hethinksfiton thewholeoranypartofthe wastagewhichmayappearexcessiveordue to theft or fraud.

26. Rectifiedspiritshallbeemptiedforthwithintolockedvesselsinthespiritstoreofthe ChemicalWorks.Eachsuchvesselshallbefixedandgaugedandshallbemarkedwith words "Rectified spirit..StoreVessel", the capacity of the vesseland a distinctive number. Tablesshallbecompliedtoshowthecontents[ofeachcentimetreandmillimetre]ofits depthinregisterFormD6.Excisetickettedlocksshallbeplacedonthemandoorand dischargecocksofsuchvessels.Theofficer-in-chargemusttakethedipineachstore oncevesseleverytimethespiritisissuedasacheckonlossorabstraction.Thedip thustakenmustbeenteredinthediaryin FormD9andtheprescribedaccountin Form M.C. 1.

27. Thechargingand dischargingpipesofspiritstorevats,andallvesselsusedforthe storeofspirit,allmandoorsofsuchvatsorvessels,andthedoorsofspiritstore, laboratoryandthewarehouseshallbesofittedastoenablethemtobeclosedwithtwo locks,thekeysforwhicharenotinterchangeable,andofwhichonelockshallbea revenuelock(ticketted)inchargeoftheofficer-in-chargeandtheotherlockincharge oftheapprovedmanufacturer.Thekeysofalltherevenuelocksshallbekeptbythe officer-in-chargeinwhoseabsencenodoorornesselintheChemicalWorksmaybe unlocked or remain unlocked.

28. Anydistilleryorconvertingapparatuswhichmaybeerectedshallbelockedwith tickettedlocks;andthereservoirs,trapvessels,worms,etc.inwhichpotablespiritmay

becontainedorreceivedshallbesoconstructedastopreventabstractionofspirit before the officer-in-charge has taken an account of it.

29. Nospiritshallberemovedfromanystorevesseluntilanaccountofthequantityand strength has been taken by the officer-in-charge.

30. Whereveranypreparationistobemanufactured,thespiritrequiredforsuch preparationshallbeobtainedfromthespiritstoreforthemanufactureofparticular preparations.Thespiritthusobtainedshallbeaddedwithoutdelayinthepresenceof theofficer-in-chargetotherespectivematerialstobetreated;andtoeverypercolatoror othervesselinwhichthespiritisplaced,thereshallbeattachedalabelinFormM.C.8 showingthedescriptionofthepreparations,thedatewiththequantityandstrengthofall spiritplacedinitfromtimeandthedateonwhichanyofthefinishedproductswere removed to stock with the quantity so removed.

31. Spirit recovered from residues shall be either.

(a)transferredtoagaugedandlockedvesselkeptforthepurposeandthence removed for use as required ; or

(b) used at once in continuation of the process from which it was obtained ; or

(c)destroyedinthepresenceoftheofficer-in-charge,whoshallcertifyinredinkin thediaryinformD-9,itsquantityandapparentstrengthexceptwherethequantity exceeds4.456litres,inwhichcasethepreviousapprovaloftheFinancial Commissioner should be obtained ; or

(d) kept for use in some special way approval by the Financial Commissioner.

32. Ifitisnotintendedtorecoverfromtheresiduesthecontainedspirit,theresidues mustbedestroyedinthepresenceoftheofficer-in-chargewhowillrecordthisas directed in Rule 31.

33. Incasesinwhichitisnecessarytousesomequantityofthefinishedpreparation insteadof,orinadditiontorectifiedspirit,thequantitysorequiredshallbetakenfrom thewarehouseandaddedinthepresenceoftheofficer-in-chargewithoutdelaytothe materialstobetreated.Suchquantityshallbeshownseparatelyincolumns2,3and4 offormM.C.3withareferencetothenumberofthebatchfromwhichitwastakenand onthelabelattachedtothepercolatororothervessel.Itshallalsobeshowninform M.C.4,theentryincolumnNo.8,being"usedinmanufactureof....".Itshall,however, bedeductedfromthemonthlytotalofcolumnNo.1ofFormM.C.3sincethespirit contained in it is replaced in stock and is not shown as issued in Form M.C. 7.

34.(1)Thefinishedpreparationsshallbekeptseparatefromthoseinthecourseof preparationandbestoredinaseparatestoreroomapprovedforthestorageoffinished preparations,calledthe"Warehouse".Thedoorofthewarehousemustbefastenedwith Excisetickettedlocks.Thewords"Warehouseforbondedmedicinalandother preparations"mustbepaintedonthedoorsinwhichthesepreparationsareallowedto bestored.Similarly,thewords"SpiritStore"and"Laboratory"shallbepaintedonthe doors of the rooms set apart as such.

(2) Finished preparations may be stored -

(a) in bulk, in jars or bottles containing not less than litre and 136 millilitres, or

(b)storedreadyforissueinbottlesofnotlessthan57millilitrescapacity,every bottle containing not less 57 millilitres of preparation.

(3)Everypreparationstored,inbulkmustbemeasuredintothestoragevesselstothe nearestmillilitresbytheofficer-in-charge,whomustthencloseandsealthevesselwith his official seal.

(4)Thedescription,quantityandtruestrengthofthepreparationmustthenberecorded onalabelinFormM.C.8,bytheapprovedmanufacturerorhisagentandeachlabel

mustalsobearthedistinctiveserialnumbercorrespondingwiththenumberenteredin the prescribed register (Form M.C. 3).

(5)Inthecaseofpreparationsstoredinbulkthelableoneveryvesselmustbesigned and dated by the officer-in-charge.

(6)Whenanyofthecontentsofavesselreferredtoinclause(2)(a)hasbeenremoved, theofficer-in-chargemustenteronthelabelattachedtheretothequantitytakenoutand themannerofdisposalwithhissignatureanddate.Finishedpreparationsshallonlybe removedfromthewarehouseinaccordancewithanapplicationinformM.C.6.The approvalmanufacturermuststateinFormM.C.6thenumberofbottlesorjarsinwhich each preparation is contained and the bulk quantity to be removed.

(7)Sub-rule(4)mustbefollowedinrespectofpreparationsreferredtoinsub-rule(2)(b), butthecontentsofbottlesaretobecheckedatthetimeofissueaccordingtothe following scales :- Wheneverthenumberofbottlesinanyconsignmentdoesnotexceed100,the officer-in-chargeistomeasureoneinevery25andfractionof25upto50andoneinany remainingnumberupto100.Whenthenumberexceeds100threebottlesaretobe measuredinthefirst100andoneinevery50andfractionof50.Alargeproportion shouldbemeasured,shouldtheofficer-in-chargeconsideritnecessary.Theofficer-in-chargemustcertifyinFormM.C.6thenumberofbottlesissuedandhowmanywere checked on measurement. Only standard[litre measures] and graduated glass measures, approved by the Financial Commissioner are to be used in gauging preparations.

35. Samplesofanyfinishedpreparationmayatthetimeofitsremovaltothewarehouse betakenfordespatchtotheChemicalExaminerforanalysisandtestoftheamountof proofspiritcontainedtherein.Notlessthantenpercentofthepreparationissuedfrom theChemicalWorksinthemonthshouldthusbesampled.Theofficer-in-chargeis responsibleforensuringthatnotlessthanthispercentageofissueissampledmonthly.

The following procedure shall be observed in sampling the preparation :-(1) A sample shall be not less than 85 millilitres.

(2)Everysamplemustbetakeninduplicatepersonallybytheofficer-in-charge.The corkofeverybottlemustbesealedbyhimwitharevenuesealandthenameofevery preparationmustbestatedonalabelaffixedtoeachbottle.Theduplicatesamples shouldbekeptunderexciselockuntiltheresultofanalysishasbeenreported,unless speciallyaskedforbytheChemicalExaminertoreplacetheoriginalsamplesorto repeatananalysis.Duplicatesamplestowhichnofurtherreferencecanbeneededmay be returned to the approved manufacturer.

(3) The sample must be placed in a case and securelyfastened with tap or wire provided bytheapprovedmanufacturerandbesealedbytheofficer-in-chargewitharevenue sealanddeliveredwithoutdelayattheexpenseoftheapprovedmanufacturertothe Chemical Examiner.

(4)An adviceletterinFormM.C.9mustbedespatchedto theChemicalExaminerat the same time.

36. Theapprovedmanufacturermustsubmit,ifrequired,samplesofalloranyofhis medicinalpreparationstosuchmedicalofficerasaGovernmentmaydesignatefortest, andmustagreetoabidebyanyrulesdrawnupbythemedicalofficerofGovernment authorisedinthisbehalfwithaviewtoensuringtheefficacyandpurityofthemedicinal preparations produced in the Chemical Works.

37. Atthetimeofissuetheapprovedmanufacturershalldeclarethestrengthofthe finishedpreparationsandallcalculationsofdutyonrectifiedspiritcontainedinfinished preparationsfromthewarehouseshallbemadeaccordingtothestrengthdeclaredby theapprovedmanufacturerunlesstheresultoftheChemicalExaminerhasbeen receivedbeforeissue.Ifthestrengthofasampleactuallyfoundbythe Chemical Examinerdoesnotexceedthedeclaredstrengthbythreedegrees,thennocorrection

needbemadeinthestrengthofthepreparationshownintheregisters,butiftheactual strengthexceedsthedeclaredstrengthby3degreesormore,thenthestrengthofthe preparationaswellasthequantityshowninprooflitresshallbecorrected accordingly.A surchargeofdutyshallbeleviedinthelattercaseifanyissueshavebeenallowedfrom theparticularbatchbeforethereceiptoftheChemicalExaminer'sreport.Norefundwill beallowedifthestrengthdeclaredbytheapprovedmanufacturerisfoundhigherthan theactualstrengthreportedbytheChemicalExaminer.Attheclosеofeachmonththe Officer-in-chargeshallmakealistgivingthenameofthepreparations,numberoflitres manufactured,batchnumber,declaredstrengthandstrengthfoundonanalysisduring themonthinregardtowhichstrengthfoundbytheChemicalExaminerexceededthe declaredstrengthbythreedegreesormore.ThelistshallbesentbyDeputy CommissionerimmediatelythroughtheCommissionertotheFinancialCommissioner whomayimposeapenaltytotheextentof10timestheshortageofdutyonquantity manufactured.

Section D

Issue of tinctures, Extracts and other preparations

38. Anaccountofallmedicinalorotherpreparationreceivedintoandissuedfromthe warehouseshallbemaintainedinFormM.C.4.Allissuesshallbemadeonlyon applicationbytheapprovedmanufacturerinFormM.C.6whichshallbeaccompanied byatreasuryreceiptintokenofpaymentsoftheprescribeddutyonthepreparations concerned.

Theofficer-in-charge,aftersatisfyinghimselfthattheamountofdutyhadbeenpaidinto thetreasuryorhasbeendulyaccountedfor,shallissuethepreparationappliedforand grantthetransportorexportpassinformL-46inaccordancewiththeprovisions containedin thePunjabLiquorImport,Export,TransportandPossessionOrdersandthe Punjab Liquor Permit and Pass Rules :

Providedthatexceptinthecaseofsamplenosuchtransportorexportpassshallbe issued in the name of the approved manufacturer himself.

Providedfurtherthattheissueofmanufactureddrugsotherthanpreparedopiumshall be subject to the provisions of Rules18 and 19 of the Punjab Manufactured Drugs Rules, publishedinPunjabGovernmentNotificationNo.6400E&S.,datedthe30thNovember, 1932.

38A. Whenthelicenseeprovestothesatisfactionofthe Collectorthatanymedicinal preparationscontainingrectifiedspirit,afterhavingbeenissuedunderapassfromthe bondedwarehouse,withoutpaymentofduty,onanindentsignedbyaCivilSurgeonor anyothercompetentauthority,havebeenreturnedto himinfullandwithsealsintactthe

Collectorshallaftersuchenquiryashemayconsidernecessary,allowthereturned medicinalspirituouspreparationtobetakenbackonthestockofthelicensee.The officer-in-chargeshallenterrelevantregisterthefullparticularsofthepreparations takenbackandtheordersoftheCollector,theOfficer-in-chargeshallalsomaintaina separatefileforsuchapplicationsandordersoftheCollectorthereon.Detailsof returnedpreparationshallalsobegivenintheremarkscolumnofM.C.11tobe submitted in accordance with Rule 44 of these rules.

39. Theapprovedmanufacturermaymakeanadvance,depositagainstpaymentofduty andissueoffinishedpreparationsmaythentakeplacesolongasasufficientbalanceis available. In this case the officer-in-charge shall keep an account in Form D-15.

40. Alljars,bottlesorothervesselsandpackagesinwhichconsignmentsareissued shallbesealedbytheofficer-in-chargewithhisofficialsealbeforetheyleavethe warehouse.Everyjar,bottle,othervesselorpackageshallbearalabelinwhichthe followingparticularsshallbespecifiedinboldEnglishprintedcharacter:(1)nameofthe approved manufacturer, (2) placeanddistrict aswellas the State ofmanufacture, (3)the percentageofalcoholcontainedinsuchpreparation,(4)pharmacopoeiagoverningthe preparationalongwithitsaddition.Medicinalandotherpreparationsputupinsmall

bottlesshouldbepackedinboxescontainingsuchnumberofbottlesthatthetotalproof spiritcontentofthepreparationcontainedineachboxisnotlessthan0.45prooflitres. These boxes shall be securely fastened and sealed by the officer-in-charge.

Section E

Accounts to be maintained & returns to the submitted

41. The officer-in-chargeshallmaintaina diaryin FormD-9in whichheshallrecordfrom daytodayalltherelevantentriesregardingoperationscarriedon,intheChemical Works.

42. The following registers shall be maintained by the approved manufacturer :-

(a) M.C. 2. Stock Account of the Spirit used for making tinctures etc.

(b) M.C. 3. Register of operations in the Laboratory.

(c) M.C. 4. Stock account of each preparation.

(d)M.C.6.Applicationforpassfortheremovalofmedicinalorotherpreparation from the Chemical Works.

(e) M.C. 8. Labels.

(f) M.C. 11. The Monthly Return.

43. The following registers shall be maintained by the officer-in-charge :-

(a) M.C. 1. Vat Account of Spirit received in the Spirit Store.

(b) M.C. 5. Account of spirit recovered in the Laboratory.

(c) M.C. 7. Account of finished preparations issued from the warehouse.

(d) M.C. 19. Advice of samples sent to the Chemical Examiner.

(e) M.C. 10. Account of samples sent to the Chemical Examiner.

(f) D-6. Table book of spirit vats.

(g) D-19. Inspector's Diary.

(h) D-15. Register regarding advance payment on duty.

44. Attheendofeachmonththeapprovedmanufacturershalldeliverstatementinform M.C.11andinformM.C.13induplicatetotheofficer-in-charge,whoshallafter verificationsubmitthemtotheCollector.TheCollectorshallforwardonecopydirectto theFinancialCommissioner,theduplicatecopybeingsenttotheCommissionerfor information.Theapprovedmanufacturershallalsofurnishsuchtruestatementasmay be required by the Collector in the forms prescribed under the rules.

45. Allregistersandforms oftheM.C.andD.seriesshallbeprintedandsuppliedbythe approvedmanufacturerfreeofcharge.Formsboundedtogethershallbearprintedserial andconsecutivenumbers.Loosesheetsofsuchformsasarenecessaryshallalsobe supplied to the officer-in-charge.

Section F

Stock-taking and Wastage

46. The stock ofspiritin the spirit store shallbe taken by the Officer-in-chargeon the last working day of each month.

47. Thestockofmedicinalorotherpreparationscontainingrectifiedspiritinthe warehouse shall be similarly taken.

[**47A.**IfitisfoundthatthewastageinanyChemicalWorksisexcessive,orinthe processofmanufactureexceedsthefollowingscale,theFinancialCommissionermay, afterconsideringthemonthlystatementfurnishedunderRule44,callupontheapproved

manufacturertopaydutyatsuchrate,notexceedingthetariffrate,ashemaydeemfit onthewholeoranypartofthewastagewhichmayappeartobeexcessiveordueto theft or fraud :-]

(1) For medicinal preparations	Per cent (monthly average)
(a) Extract and concentrated infusions made directly by double percolation or distillation in vacuo, from crude drugs such as root, bark, leaf or thizome	20
(b) Tincture and other preparations made direct from crude drugs such as root, bark, leaf, rhizome, gum or resin	10
(c) Other tinctures and preparations.	5
(2) For non-medical preparations -,	
(a) Essences made direct from crude drugs.	10
(b) All other preparations.	5

Providedthattherateofwastageallowedincaseofpreparationsmadeinconcentrated forms or extracts of particular forms of drugs will be only 5 per cent.

Providedfurtherthatthewastagetobeallowedto ChemicalWorksequippedwith automatic plants will be further reduced by 25 per cent of the amounts indicated above.

48. Nothingintheserulesjustifiestheuseonalabelor,inanadvertisementofwords statingorimplyingthatthepreparationissoldunderaGovernmentguaranteeasto contents or quality.

49. IfafireoccursinaChemicalWorkstheCollectorshouldimmediatelycausean enquirytobeheldbyagazettedofficerinordertodeterminetheliabilityofthelicensee topaydutyonthespiritwasted.Nodutywillordinarilybeassessedonspiritonwhich dutyhasnotbeenpaid;butifdutyhasbeenpaidonanyquantityofspiritcontainedin thepreparations,althoughthesehavenotlefttheChemicalWorks,theCollectormust satisfyhimselfthatthespiritwasreallydestroyedbeforeanyrefundispaid.Ifsuch refundistobepaid,itshallbecalculatedontheactualquantityofspiritonwhichduty hasbeenpaid.Oncepreparationshavepassedoutof theChemicalWorksnorefundof dutyshallbepaiduponthem.ThepreviousanctionoftheFinancialCommissioneris requiredbefore anysuchrefundcanbepaidandifeitherdutyistobeleviedorrefundis tobegrantedtheCollectorinhisreportshouldcometoaclearfindingwhethertheloss wasduetothepreventablecauses,whichshouldhavebeenforeseenorguarded against by the licensee.

50. Iftheapprovedmanufacturerinfringesorcausesorpermitsanypersontoinfringe anyoftheconditionsenumeratedaboveoranyoftheconditionsofhislicense,the CollectormayrevokeanddeterminethelicenseandhemayforfeittoGovernmentthe whole or any part of the security deposit :

Providedthatiftheinfringementisofaminornature,thelicensemayberestoredand the orderforfeitingthe securitymay be set asideon payment of a sum notexceedingRs. 50 :

Providedfurtherthatifthemanufactureisdeclaredtobesub-standardpreparationby theMedicalOfficerdesignatedunderRule36thelicensemayberestoredandtheorder forfeitingthesecuritymaybesetasideonpaymentofasumofRs.50inthefirst instanceRs.100inthesecond,Rs.200inthethirdandRs.500foreachsubsequent sub-standard manufacture.

51. TheFinancialCommissionerreservestohimselftherightofaddingtoaltering, revisingorchangingtheserulesfromtimetotimeeitherafterorwithoutconsultingthe licensee ofa ChemicalWorks, andthe licensee shallcarryoutall ordersandinstructions