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GOVERNMENT OF INDIA  
MINISTRY OF FINANCE  
OFFICE OF THE COMMISSIONER OF CENTRAL EXCISE  
CHENNAI – II COMMISSIONERATE  
692, ANNA SALAI, NANDANAM, CHENNAI 600 035

**Trade Notice No: 25/2005**

**Dated: 02.11.2005**

Subject: Communication of Notification – Reg.

Please find enclosed copies of the following Notifications:

- (1) Notification No: 33/2005 – CE dated 8.9.2005.
- (2) Notification No: 34/2005 – CE dated 30.9.2005.

The contents of this Trade Notice may please be brought to the notice of all Constituent Members of your Association in general and Manufacturers in particular.

**(Issued from File C. No:IV/16/558/2005 Tech – PF-I)**

**Sd/-**  
**(A.HUSSAIN BAIG)**  
**ADDL. COMMISSIONER (TECH)**

To  
Trade and Department (As per mailing list)  
Copy to  
The Superintendent Computer Cell – for placing the trade notice on Department web site.  
DAG, CERA, Chennai-18.

8th September, 2005

**Notification No. 33/2005-Central Excise**

In exercise of the powers conferred by sub-section (1) of section 5A of the Central Excise Act, 1944 (1 of 1944), the Central Government being satisfied that it is necessary in the public interest so to do, hereby exempts all items of machinery, including prime movers, instruments, apparatus and appliances, control gear and transmission equipment and auxiliary equipment (including those required for testing and quality control) and components, required for initial setting up of a project for the generation of power using non-conventional materials, namely, agricultural, forestry, agro-industrial, industrial, municipal and urban waste, bio waste or poultry litter, falling under any Chapter of the First Schedule to the Central Excise Tariff Act, 1985(5 of 1986), from the whole of the duty of excise leviable thereon which is specified in the said First Schedule, subject to the following conditions,-

- (i) before the clearance of the goods from the factory, the manufacturer produces to the Deputy Commissioner of Central Excise or the Assistant Commissioner of Central Excise, as the case may be, a certificate, from an officer not below the rank of a Deputy Secretary to the Government of India in the Ministry of Non-Conventional Energy Sources recommending the grant of this exemption and the said officer certifies that the goods are required for initial setting up of a project for the generation of power using non-conventional materials, namely, agricultural, forestry, agro-industrial, industrial, municipal and urban waste, bio waste or poultry litter; and
- (ii) the manufacturer proves to the satisfaction of the Deputy Commissioner of Central Excise or the Assistant Commissioner of Central Excise, as the case may be, that there is a valid power purchase agreement between the importer and the purchaser, for the sale and purchase of electricity generated using non-conventional materials, for a period of not less than ten years from the date of commissioning of the project.

F.No. 460 / 44 /2005-Cus.V

Ajay  
Under Secretary to the Government of India

30th September, 2005

**Notification No. 34/2005-Central Excise**

In exercise of the powers conferred by sub-section (1) of section 5A of the Central Excise Act, 1944 (1 of 1944), read with sub-section (3) of section 3 of the Additional Duties of Excise (Goods of Special Importance) Act, 1957 (58 of 1957) and sub-section (3) of section 3 of the Additional Duties of Excise (Textiles and Textile Articles) Act, 1978 (40 of 1978), the Central Government, being satisfied that it is necessary in the public interest so to do, hereby directs that each of the notifications of the Government of India in the Ministry of Finance (Department of Revenue), specified in column (2) of the Table below, shall be amended in the manner specified in the corresponding entry in column (3) of the said Table, namely:-

TABLE

S.No.	Notification No. and date	Amendments
(1)	(2)	(3)
1.	56/2002-CENTRAL EXCISE, dated the 14 <sup>th</sup> November, 2002, published in the Gazette of India, vide number G.S.R. 764(E), dated the 14 <sup>th</sup> November, 2002	In the said notification, in Annexure II, under heading '2. JAMMU PROVINCE', in sub-heading '(II) DISTRICT KATHUA', under heading '(C) Existing industrial locations run by SICOP, SIDCO', in the Table, against S.No. 1, in column 'Khasra Nos.', for the entries "95/17/59/12, 101/78/13, 49/59/12", the entries "95/71/59/12, 101/75/13, 69/59/12", shall respectively be substituted.
2.	50/2003-CENTRAL EXCISE, dated the 10 <sup>th</sup> June, 2003, published in the Gazette of India vide number G.S.R. 472 (E), dated the 10 <sup>th</sup> June, 2003 .	In the said notification, in the ANNEXURE II, under heading "2.STATE OF HIMACHAL PRADESH",- (A) in sub-heading "(9) DISTRICT –SOLAN", in the Table, against S.No.9, in column (4), for the entries "140 (1 to 284), 141(1 to 12)" the entries, "140 (1 to 12), 141(1 to 284)" shall respectively be substituted; and (B) in sub-heading "(11) DISTRICT –SIRMAUR", in the Table, against S.No.5, in column (4), for the entry "110(1 to 41)," the entry, "110(1 to 418)" shall be substituted;

2. This notification shall come into force on the 1<sup>st</sup> day of October, 2005.

Ajay  
Under Secretary to the Government of India

[F.No. 354/137/2004- TRU]

Note:-

(1) The principal notification No.56/2002-Central Excise, dated the 14<sup>th</sup> November, 2002 was published in the Gazette of India, vide number G.S.R. 764(E), dated the 14<sup>th</sup> November, 2002 and was subsequently amended by notification No. 5/2003-Central Excise, dated the 13<sup>th</sup> February, 2003, [G.S.R.104(E), dated the 13<sup>th</sup> February, 2003], notification No. 40/2003-Central Excise, dated the 13<sup>th</sup> May, 2003[G.S.R.396(E), dated the 13<sup>th</sup> May, 2003], notification No. 65/2003-Central Excise, dated the 6<sup>th</sup> August, 2003 [G.S.R.639(E), dated the 6<sup>th</sup> August, 2003], notification No. 79/2003-Central Excise, dated the 22<sup>nd</sup> December, 2003, [G.S.R.962 (E), dated the 22<sup>nd</sup> December, 2003], notification No. 11/2004-Central Excise, dated the 29<sup>th</sup> January, 2004, [G.S.R. 84(E), dated the 29<sup>th</sup> January, 2004].

(2) The principal notification No. 50/2003-Central Excise, dated the 10<sup>th</sup> June, 2003, was published in the Gazette of India, Extraordinary [G.S.R. 472(E), dated the 10<sup>th</sup> June, 2003] and was subsequently amended by notification No. 54/2003-Central Excise, dated the 20<sup>th</sup> June, 2003 [G.S.R 506 (E), dated the 20<sup>th</sup> June, 2003], notification No. 76/2003-Central Excise, dated the 9<sup>th</sup> September, 2003 [G.S.R. 863(E), dated the 9<sup>th</sup> September, 2003], notification No. 27/2004-Central Excise, dated the 9<sup>th</sup> July, 2004 [G.S.R. 418(E), dated the 9<sup>th</sup> July, 2004, notification No. 27/2005-Central Excise, dated the 19<sup>th</sup> May, 2005 [G.S.R 325(E), dated the 19<sup>th</sup> May, 2005]