

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

TRADE NOTICE : 27 / 2007 – CE (NT)

DATED : 16.11.2007.

Sub : Communication of Circular No. 859/17/2007-CX dated 13.11.2007 in F.No. DGEP/EOU/401/2006 & Notification No. 39 / 2007-Central Excise (N.T.)dated 13.11.2007 in [F.No. 267//01/2004-CX.8] – Reg.

Copy of (i) Circular No. 859/17/2007-CX dated 13.11.2007 in F.No. DGEP/EOU/401/2006 regarding Procedure governing the movement of indigenous goods from a factory of manufacture or warehouse to a unit set up under EOU/EHTP/STP/BTP scheme (ii) Notification No. 39 / 2007-Central Excise (N.T.)dated 13.11.2007 in [F.No. 267//01/2004-CX.8] regarding the amendment of rule 3(5) of Cenvat Credit Rules 2004 is communicated herewith.

2. 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 / 2007 – C.Ex. Pol.)

Sd/-

(VASA SESHAGIRI RAO)
ADDITIONAL COMMISSIONER.

To

As per mailing list II / III

Copy of the Circular No. 859/17/2007 CX dated 13.11.2007 (F.No. DGEP/EOU/401/2006)
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Sub: Procedure governing the movement of indigenous goods from a factory of manufacture or warehouse to a unit set up under EOU/EHTP/STP/BTP scheme.

In exercise of powers conferred under sub-rule (2) of Rule 20 of the Central Excise Rules, 2002, the Central Board of Excise and Customs (hereinafter referred to as the "Board") makes the following amendments in the Board's circular No. 851/9/2007-CX dated 03.05.2007, namely:-

- (i) in sub-para (a) of para 3, for the words "Annexure-A", the words "Annexure-B" shall be substituted;
- (ii) in sub-para (b) of para 2, for the words and figures " the proper officer shall issue a certificate in Form C.T.-3 annexed to the notification as Annexure-VI in quadruplicate", the words and figures "the proper officer shall issue a certificate in Form C.T.-3 annexed to the circular as Annexure-A in quadruplicate" shall be substituted;
- (iii) the existing "Annexure-A" annexed to this circular shall be renamed as "Annexure-B";
- (iv) before the Annexure-B so renamed, the following Annexure-A shall be inserted,

Trade and field formations may be informed accordingly.

This issues with the approval of CBEC.

Receipt of this amending circular may kindly be acknowledged.

(Pawan Kumar Jain)
Addl. Director General (EP)

ANNEXURE – A

FORM CT- 3

No. _____

Date _____

FORM CT- 3

Certificate for removal of excisable goods under bond

This is to certify that :

Mr./Messrs(Name and address) is/are *bona fide* licensee holding licence No.....valid upto.....

That he/they has/have executed a bond in Form B-17 (General Surety/General Security) No.....date.....for Rs..... with the Proper officer of Central Excise or Customs or Deputy Commissioner of Central Excise or Customsand as such may be permitted to remove..... (quantity) of(excisable goods) from the unit atto their undertakingat.....

That the specimen signatures of his/their authorised agent, namely, Shri.....are furnished here below duly attested.

Specimen Signatures
of the owner or his
Authorised agent

Sd/-
Attested

Central Excise Officer in charge of the
export oriented undertaking / Electronic
Hardware Technology Park (EHTP)
unit/Software Technology Park (STP) unit.

Copy of the Notification No. 39/2007 –Cex(NT) dated 13.11.2007 (F.No. 267/01/1004-CX.8)

G.S.R. (E).- 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 (Tenth Amendment) Rules, 2007.
(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 3, in sub-rule (5), after the second proviso, the following proviso shall be inserted, namely:-

“Provided also that if the capital goods, on which CENVAT Credit has been taken, are removed after being used, the manufacturer or provider of output service shall pay an amount equal to the CENVAT Credit taken on the said capital goods reduced by 2.5 per cent for each quarter of a year or part thereof from the date of taking the Cenvat Credit;”.

[F.No. 267//01/2004-CX.8]

(Ashima Bansal)

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) Extraordinary vide notification No. 23/2004-Central Excise (N.T.), dated the 10th September, 2004, G.S.R. 600 (E), dated the 10th September 2004, and subsequently amended by notification No. 35/2007-Central Excise (N.T.). dated the 14th September 2007, G.S.R. 596 (E), dated the 14th September, 2007