

## Tariff Value of Cosmetics under MRP Based Assessment Fixed on Retail Transaction Value Basis

16-CE(NT) In exercise of the powers conferred by sub-section (2) of  
31.12.2013 section 3 of the Central Excise Act, 1944 (1 of 1944), the  
(DoR) Central Government hereby fixes tariff value in respect of  
the excisable goods, falling under heading 3304 of the First

Schedule to the Central Excise Tariff Act, 1985 (5 of 1986), in retail packages, and in respect of which the provisions of section 4A of the Central Excise Act, 1944 (1 of 1944) do not apply, equivalent to the retail sale price declared on such goods less such amount of abatement from such retail sale price as specified for such goods in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No.49/2008-Central Excise (N.T.), dated the 24<sup>th</sup> December, 2008 *vide* number G.S.R. 882(E), dated the 24<sup>th</sup> December, 2008.

**Explanation 1.**— For the purposes of this notification 'retail sale price' means the maximum price at which the excisable goods in packaged form may be sold to the ultimate consumer and includes all taxes, local or otherwise, freight, transport charges, commission payable to dealers and all charges towards advertisement, delivery, packing, forwarding and the like, as the case may be, and the price is the sole consideration for such sale.

**Explanation 2.**— For the purposes of this notification, 'retail package' means a package which is intended for retail sale to the ultimate consumer for the purpose of consumption of the goods contained therein and includes an imported package:

Provided that for the purposes of this *Explanation*, the expression 'ultimate consumer' shall not include industrial or institutional consumers.

[F.No.345/2/2013-TRU]