

Decree No. (1) of 2016
Approving Fees and Fines of Government
Entities in the Emirate of Dubai¹

We, Mohammed bin Rashid Al Maktoum, Ruler of Dubai,

After perusal of:

Federal Law No. (3) of 1987 Issuing the Penal Code and its amendments;

The Law of 1972 Concerning Control of Alcoholic Drinks;

Law No. (3) of 2003 Establishing the Executive Council of the Emirate of Dubai;

Law No. (9) of 2004 Concerning the Dubai International Financial Centre and its amendments;

Law No. (35) of 2009 Concerning Management of the Public Funds of the Government of Dubai and its amendments;

Decree No. (22) of 2009 Concerning Special Development Zones in the Emirate of Dubai;

Dubai Municipality Council Resolution No. (56) of 1965 Imposing a Fee on Alcoholic Drinks; and

The legislation establishing and regulating free zones in the Emirate of Dubai,

Do hereby issue this Decree.

Definitions
Article (1)

The following words and expressions, wherever mentioned in this Decree, will have the meaning indicated opposite each of them unless the context implies otherwise:

UAE: The United Arab Emirates.

Emirate: The Emirate of Dubai.

DP: The Dubai Police.

DM: The Dubai Municipality.

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¹Every effort has been made to produce an accurate and complete English version of this legislation. However, for the purpose of its interpretation and application, reference must be made to the original Arabic text. In case of conflict, the Arabic text will prevail.

Commander-in-Chief:	The commander-in-chief of the DP.
Director General:	The director general of the DM.
Alcoholic Drink:	Any potable liquid that contains no less than 0.05% ethanol. This includes any solid foodstuff in the production or preparation of which ethanol is used at the concentration stated above or a higher concentration.
Establishment:	A company or corporation authorised in the Emirate to import, re-export, distribute, and supply others with Alcoholic Drinks.

Scope of Application Article (2)

The provisions of this Decree apply in the Emirate, including in Special Development Zones and free zones, such as the Dubai International Financial Centre.

DP Fees Article (3)

- a. In return for issuing and renewing the permits stated in Schedule (1) attached hereto, the DP will collect the fees indicated opposite each of these permits.
- b. Diplomatic and consular missions and the UN offices, specialised agencies, and officials are hereby exempted from payment of the fees set forth in items (1) and (8) of Schedule (1) attached hereto.

DM Fee Article (4)

- a. The DM will collect from Establishments a fee of thirty percent (30%) of their total monthly sales of Alcoholic Drinks. For this purpose, the supply of Alcoholic Drinks by an Establishment to any of its branches within the UAE will be deemed as a part of its monthly sales and will be subject to the fee.
- b. The following will be exempted from the fee referred to in paragraph (a) of this Article:
 1. sales to airlines and flight catering companies;
 2. sales to duty-free markets and Establishments operating within airports and other ports of entry; and

3. re-export of goods to outside of the UAE.

Obligations of Establishments

Article (5)

- a. An Establishment must:
 1. pay the fee stipulated in Article (4) of this Decree to the DM before the sixteenth (16th) day of the month following the month in which this fee becomes due;
 2. maintain a record of Alcoholic Drink transactions which contains the following:
 - a. imported quantities;
 - b. quantities re-exported to outside of the UAE;
 - c. quantities sold within the UAE;
 - d. quantities supplied to others;
 - e. quantities transferred to, exchanged with, or delivered to any entity or branch within or outside of the UAE and not included in the Establishment's sales; and
 - f. the names of Establishments supplied with Alcoholic Drinks, the quantities sold to them, the numbers and dates of the permits issued to these Establishments, and the relevant sales invoice numbers.
 3. maintain financial records in which all the Establishment's Alcoholic Drink sales are entered. These records must be managed in accordance with the recognised accounting standards.
 4. prepare a monthly sales report which contains all types and quantities of Alcoholic Drinks sold by the Establishment during each month in which the fee becomes due, and provide the DM with this report at the time of payment of the fee due for that month;
 5. prepare the financial statements and balance sheet of the Establishment at the end of each financial year, have them approved by an auditor licensed to operate in the Emirate, and submit the same to the DM within no later than six (6) months after closing the financial statements and preparing the balance sheet;
 6. complete all transactions recorded in its accounting books and records and financial systems through full documentation processes and sound accounting procedures in accordance with the recognised accounting and professional standards and rules;
 7. provide the DM with the information and data it requires within the time frames it determines;

8. maintain invoices for sold Alcoholic Drinks for at least three (3) years from the date of their sale;
9. not advertise Alcoholic Drinks in any manner whatsoever;
10. not sponsor any events that are related to Alcoholic Drinks without first obtaining the written approvals of the DP and the concerned entities;
11. cooperate with DM employees and provide them with the required information and data; and
12. cooperate with the employees authorised to implement this Decree and the resolutions issued in pursuance hereof, and enable them to access Alcoholic Drinks storage and serving areas and any other areas where dealing in Alcoholic Drinks occurs.

Penalties and Measures Article (6)

- a. Without prejudice to any stricter penalty stipulated in any other legislation, a person who commits any of the violations stipulated in Schedule (2) attached hereto will be punished by the fine indicated opposite that violation. Upon repetition of the same violation within one (1) year from the date of the previous violation, the value of the fine will be doubled. A fine must not exceed one million Dirhams (AED 1,000,000.00).
- b. In addition to the penalty of a fine referred to in paragraph (a) of this Article, the DM or the DP, as the case may be, may take one or more of the following measures against a violator, in coordination with the concerned entities in the Emirate:
 - a. suspending the activities of the Establishment for not less than one (1) month and not more than one (1) year; and /or
 - b. closure of the Establishment.
- c. Imposing the fine referred to in paragraph (a) of this Article on a violating Establishment will not preclude claiming any outstanding fees from this Establishment.

Law Enforcement Article (7)

Without prejudice to the powers of the DP staff members, the DM employees nominated pursuant to a resolution of the Director General will have the capacity of law enforcement officers to record the acts committed in breach of the provisions of this Decree and the resolutions issued in pursuance hereof. For this purpose, they may access Establishments and their financial records, documents, statements, and systems; and issue the necessary audit and violation reports.

Payment of Fees and Fines
Article (8)

The fees and fines collected pursuant to this Decree will be paid to the Public Treasury of the Government of Dubai.

Issuing Implementing Resolutions
Article (9)

The Commander-in-Chief and the Director General, each within his own powers, will issue the resolutions required for the implementation of the provisions of this Decree.

Repeals
Article (10)

The above-mentioned Dubai Municipality Council Resolution No. (56) of 1965 is hereby repealed. Any provision in any other legislation will also be repealed to the extent that it contradicts the provisions of this Decree.

Publication and Commencement
Article (11)

This Decree will be published in the Official Gazette and will come into force on the day on which it is published.

Mohammed bin Rashid Al Maktoum
Ruler of Dubai

Issued in Dubai on 7 March 2016
Corresponding to 27 Jumada al-Ula 1437 A.H.

Schedule (1)
Permit Fees

SN	Type of Permit	Fee (in Dirhams)
1	Issuing or renewing a permit for an Establishment to import Alcoholic Drinks	500,000.00
2	Issuing or renewing a permit for an Establishment to re-export Alcoholic Drinks	250,000.00
3	Issuing or renewing a permit to sell or supply Alcoholic Drinks (warehouse/ store/ factory/ outlet)	250,000.00
4	Issuing or renewing a permit for a hotel, a resort, or the like to serve Alcoholic Drinks	5 stars: 150,000.00
		4 stars: 100,000.00
		3 stars: 70,000.00
		Less than 3 stars: 45,000.00
		Hotel Establishments other than resorts, motels, and the like: 40,000.00
5	Issuing or renewing a permit for a club or restaurant to serve Alcoholic Drinks	25,000.00
6	Issuing or renewing a permit for an individual to obtain Alcoholic Drinks	250.00
7	One-time permit to re-export Alcoholic Drinks	1,000.00
8	A permit to serve Alcoholic Drinks during ceremonies	1,000.00 per ceremony

Schedule (2)
Violations and Fines

SN	Violation	Fine (in Dirhams)
1	Importing or re-exporting Alcoholic Drinks without a permit	500,000.00
2	Supplying others with Alcoholic Drinks without a permit	100,000.00
3	Selling or serving Alcoholic Drinks to others without a permit	500,000.00
4	Obtaining Alcoholic Drinks without a permit	50,000.00
5	Procuring Alcoholic Drinks from other than licensed Establishments	100,000.00
6	Failure to pay the fee imposed on the Establishment sales of Alcoholic Drinks within the prescribed deadline	10% of the outstanding fee for each month of delay
7	Failure to maintain the records mentioned in Article (5) hereof or failure to enter the required information in these records	100,000.00
8	Failure to provide the data, records, balance sheets, or information requested by the DM within the prescribed time frame	50,000.00
9	Providing incorrect, incomplete, or false data, statements, or records	100,000.00
10	Failure to follow the recognised accounting standards for keeping accounting records, or failure to use the financial systems specified by the DM	50,000.00
11	Failure to have the financial statements and balance sheet of an Establishment approved by an auditor licensed to operate in the Emirate	50,000.00
12	Failure to maintain invoices of Alcoholic Drinks for at least three (3) years from the date of their sale	50,000.00
13	Obstructing the work of authorised DM employees and inspectors	20,000.00

14	Advertising Alcoholic Drinks in any manner whatsoever, or sponsoring any event related to Alcoholic Drinks	20,000.00
15	Evade the payment of the DM fee in any manner whatsoever	10% of the outstanding fee