

Appendix – 19

THE WILD LIFE (TRANSACTIONS AND TAXIDERMY)

RULES, 1973:

In exercise of the powers conferred by clause (b) of sub-section (1) of section 63 of the Wild Life (Protection) Act, 1972 (53 of 1972), the Central Government hereby makes the following rules, namely: --

1. Short title, extent and commencement. – (1) These rules may be called The Wild Life (Transaction and Taxidermy), Rules, 1973.

(2) They extend to the whole of the State of Bihar, Gujarat, Haryana, Himachal Pradesh, Madhya Pradesh and Uttar Pradesh.

(3) They shall come into force in 9th April, 1973.

2. Definitions. – In these rules, unless the context otherwise requires, -

- a. “Act” means the Wild Life (Protection) Act, 1972 (53 of 1972);
- b. “Form” means a Form appended to these rules;
- c. “Licensee” means a licensee under Chapter V of the Act;
- d. “Officer” means the Chief Wild Life Warden or any other officer which the State Government may, for the purpose of these rules, by these rules, by notification in the Official Gazette, appoint;
- e. “Specified animal” means any animal which is specified in Schedule II, to the Act and which is –
 - a. captured or kept or bread in captivity, or
 - b. found wild in nature.

3. Acquiring, receiving or keeping specified animal, etc. in control, custody or possession or put under process of taxidermy or make articles, etc. –

(1) No licensee shall --

(i) acquire, receive, keep in his control, custody or possession, any specified animal or any animal articles, trophy, uncured trophy or meat derived therefrom, or

(ii) put under a process of taxidermy or make animal article containing part or whole of such animal, except with the previous permission of the Officer.

(2) Every application for such permission shall be made in Form I.

(3) On receipt of an application made under sub-rule (2), the Officer may, after making such inquiry as he may think fit and within a period of fifteen days from the date of receipt of the application, either grant or refuse to grant the permission:

Provided that no such permission shall be granted unless the Officer is satisfied that the specified animal or animal article, trophy, uncured trophy or meat, referred to in sub-rule (1) has been lawfully acquired.

(4) Where the Officer refuses to grant the permission, he shall record the reasons for so doing and a copy of the reasons so recorded shall be communicated to the licensee applying for the permission.

(5) Every permission granted under sub-rule (3) shall be in Form II.

4. Submission of report of stocks. –

(1) Every licensee to whom permission has been granted under sub-rule (3) of rule 3 shall submit, to the Officer who had granted the said permission, report regarding the stocks of specified animal or animal article, trophy, uncured trophy or meat, referred to in sub-rule (1) of rule 3, in Form III within a period of [thirty days] of the acquisition, receipt or keeping of the same in his control, custody or possession.

(2) The Officer, after receiving such report may arrange to affix identification marks on such stocks.

5. Sale of specified animal, etc. –

- (1) No licensed dealer shall sell or offer for sale any specified animal or any animal article, trophy, or uncured trophy derived therefrom, except to a person authorised to purchase by a permission granted by the Officer and where the sale is effected the purchaser shall surrender the permission to the licensed dealer.
- (2) Every application for permission to purchase shall be made in Form IV.
- (3) On receipt of an application made under sub-rule (2), the Officer may, after making such inquiry as he may think fit, and within a period of ten days from the date of receipt of the application, either grant or refuse to grant the permission.
- (4) Where the Officer refuses to grant the permission, he shall record the reasons for so doing and a copy of the reasons so recorded shall be communicated to the person applying for the permission.
- (5) Every permission granted under sub-rule (3) shall be in Form V.
- (6) Every permission granted under sub-rule (3) shall be valid up to a period of one month from the date of issue of the same.
- (7) Every licensed dealer, at the time of each sale, issue a voucher in relation to the specified animal or animal article, trophy, or uncured trophy referred to in sub-rule (1), to the person authorised to purchase.
- (8) Each voucher shall contain the following particulars, namely:-
 - a. date of issue of voucher;
 - b. the amount or price realised or to be realised;
 - c. name and address of the licensed dealer issuing the voucher;
 - d. name and address of the person to whom the voucher is issued;
 - e. permission number of the person authorised to purchase;
 - f. description of the specified animal/animal article/trophy/ uncured trophy derived therefrom and number;
 - g. whether such specified animal/animal article/trophy/uncured trophy was/were required to be declared under section 44 of the Wild Life (Protection) Act, 1972 (53 of 1972), and if so, whether it/they has/have been declared;
 - h. signature of the licensed dealer issuing the voucher;

- i. signature of the person to whom the voucher is issued.

6. Taxidermy or making animal article. –

(1) Every licensed taxidermist or licensed manufacturer shall, at the time of returning the trophy or animal article, issue a voucher to the owner of the said trophy or animal article.

(2) Each voucher shall contain the following particulars, namely:-

- a. date of issue of voucher;
- b. charges realised or to be realised;
- c. name and address of the licensed taxidermist/manufacturer issuing the voucher;
- d. name and address of the person to whom the voucher is issued;
- e. description of the trophy/animal article and number;
- f. whether uncured trophy/trophy/animal article was required to be declared under section 40 or section 44, of the Wild Life (Protection) Act, 1972 (53 of 1972), and if so, whether it/they has/have been declared;
- g. signature of the licensed taxidermist/ manufacturer issuing the voucher.

7. Maintenance of vouchers. –

(1) The voucher referred to in rule 5 or rule 6 shall be in triplicate and serially numbered.

(2) The duplicate and the triplicate copy of the voucher shall be retained by the licensed dealer, licensed taxidermist or licensed manufacturer and the original copy of the voucher shall be given to the person referred to in sub-rule (7) of rule 5 or sub-rule (1) of rule 6.

(3) Every book containing blank vouchers shall be presented to the Officer for affixing his initials or stamps on such book before it is brought into use.

(4)(a) Every licensed dealer, licensed taxidermist, or licensed manufacturer shall send in monthly batches not later than seventh day of every month, the duplicate copies of vouchers retained by him, to the Officer.

(b) Every permission surrendered to a licensed dealer at the time of sale shall also be enclosed along with the duplicate copies aforesaid.

8. Transport of specified animal, etc. –

(1) No licensee shall transport from one place to another within the State any specified animal, animal article, trophy or uncured trophy derived therefrom, except with the previous permission of the Officer.

(2) Every application for such permission shall be made in Form VI

(3) On receipt of an application made under sub-rule (2), the Officer may, after making such inquiry as he may think fit, and within a period of seven days from the date of receipt of the application, either grant or refuse to grant the permissions:

Provided that no such permission shall be granted unless the Officer is satisfied that the specified animal or animal article, trophy or uncured trophy referred to in sub-rule (1), has been lawfully acquired.

(4) Where the Officer refuses to grant the permission, he shall record the reasons for so doing and a copy of the reason so recorded shall be communicated to the licensee applying for the permission.

(5) Every permission granted under sub-rule (3) shall be in Form VII.

9. Appeal. –

(1) Any licensee or a person aggrieved by an order made by the Chief Wild Life Warden or any other officer granting the permission under sub-rule (3) of rule 3, sub-rule (3) of rule 5 or sub-rule (3) of rule 8, may prefer an appeal, -

(i) if the order is made by an officer other than the Chief Wild Life Warden, to the Chief Wild Life Warden; or

(ii) if the order is made by the Chief Wild Life Warden, to the State Government

(2) In the case of an order passed in appeal by the Chief Wild Life Warden under clause (i) of sub-rule (1), a second appeal shall lie to the State Government.

(3) No appeal shall be entertained unless it is preferred within fifteen days from the date of the communication to the applicant of the State appealed against:

Provided that the appellate authority may admit any appeal after the expiry of the period aforesaid, if it is satisfied that the appellant had sufficient cause for not preferring the appeal in time.

FORM I

APPLICATION FOR PERMISSION TO ACQUIRE RECEIVE, KEEP SPECIFIED ANIMAL, ANIMAL ARTICLE, ETC., OR PUT UNDER PROCESS OF TAXIDERMY OR MAKE ANIMAL ARTICLE

(See sub-rule (2) of rule 3)

To

The

.....

.....

Sir,

I,, residing at, Taluk, District, and holding Licence No., granted under section 44(4) of the Wild Life (Protection) Act, 1972 (53 of 1972), request that I may be granted permission to acquire/receive/keep in my control/custody/possession specified animal/animal article/trophy/uncured trophy/meat derived from specified animal and/or put under process of taxidermy/make animal article containing part/whole of such animal.

2. I furnish below the particulars in relation to such specified animal/animal article/trophy/uncured trophy/meat:

(1) Species of animal

(2) Number.....

(3) Description (including sex, if possible).....

(4) Source from which to be obtained

(i) Address and Licence No., if any.....

(ii) Whether declaration made/permission/

licence obtained under sections 40, 43

or 44 of the Wild Life (Protection) Act,

1972, and if so the particulars:.....

(5) Particulars of certificate of ownership.....

(6) Identification mark, if any

(7) Premises in which intended to be kept

(8) Purpose for which to be acquired/

received/kept in control/custody/

possession

(9) If to be put under process of taxidermy or to make animal articles, -

a. Number of the trophies/articles to be made

b. Description of such trophies/articles

c. To whom they will be returns

d. Probable date within which they

will be so returned

3. I hereby declare that to the best of my knowledge and belief the information furnished herein is true and complete.

Signature of the applicant

*Strike out whichever is not applicable.

FORM II

PERMISSION TO ACQUIRE, RECEIVE, KEEP IN CONTROL, CUSTODY OR POSSESSION SPECIFIED ANIMAL OR ANIMAL ARTICLE, ETC. OR PUT UNDER PROCESS OF TAXIDERMY OR MAKE ANIMAL ARTICLE

(See sub-rule (5) of rule 5)

Shri holding Licence No. granted under section 44(4) of the Wild Life (Protection) Act, 1972 (53 of 1972), is hereby permitted to acquire, to keep under his control/custody/ possession specified animal/animal article/trophy/uncured trophy/meat derived from specified animal, of the following description, or put under process of taxidermy or make animal article containing part or whole of such animal: -

(1) Species of animal

(2) Description (including sex, if given in the application

(3) Number.....

(4) Source from which to be obtained

(5) Licence/Permission No. of the source from which to be obtained

(6) Particulars of certificate of ownership.....

(7) Identification mark, if any

(8) Premises in which to be kept

(9) Purpose for which to be acquire/ receive/kept in control/custody/ possession

(10) If to be put under process of taxidermy or to make animal articles, -

- a. Number of the trophies/articles to be made
- b. Description of such trophies/articles
- c. To whom they should be returns
- d. Probable date within which they

would be so returned

Issued by me this day of

Signature

Designation

Seal

Place:.....

Date:.....

*Strike out whichever is not applicable.

FORM III

REPORT OF STOCKS

(See sub-rule (1) of rule 4)

To

The

.....

.....

1. Full name, address and Licence No. of the licensee

2. Stock held on the date of report in specified animals:

1. Species and sex
2. Number
3. Adult or Juvenile
4. Premises where kept

3. Stock held on the date of report in animal articles:

(a) Description, including species of animal

from which derived.....

(b) Number

(c) Dimension or weight

(d) Premises where kept

4. Stock held on the date of report in trophies:

(a) Description, including species of animal

from which derived.....

(b) Number

(c) Dimension or weight

(d) Premises where kept

5. Stock held on the date of report in uncured trophies:

(a) Description, including species of animal

from which derived.....

(b) Number

(c) Dimension or weight

(d) Premises where kept

6. Remarks, if any

I do hereby declare that the information given above is true to the best of my knowledge and belief.

Signature of the person making declaration

Place:.....

Date:.....

*Strike out whichever is not applicable.

FORM IV

Application for permission to purchase specified animal etc.

(See sub-rule (2) of rule 5)

To

The

.....

.....

Sir,

I/We residing at, Taluk District, request that I/We may be granted permission to purchase specified animal/animal article/trophy/uncured trophy derived from specified animal of the following description, from a licensee:-

(1) Number and description of --

1. specified animal.....
2. animal article
3. trophy.....
4. uncured trophy.....

(2) Purpose for which the purchase is to be made

(3) I/We hereby declare that to the best of my/our knowledge and belief the information furnished herein is true and complete.

Signature(s) of the applicant(s)

Place:.....

Date:.....

*Strike out whichever is not applicable.

FORM V

PERMISSION TO PURCHASE SPECIFIED ANIMAL, ETC.

(See sub-rule (5) of rule 5)

Shri/Smt..... of is/are hereby permitted to purchase specified animal/animal article/trophy/ uncured trophy derived from specified animal of the following description from for the purpose of

Number and description of –

- a. specified animal.....
- b. animal article
- c. trophy.....
- d. uncured trophy.....

Issued by me thisday of

Signature

Designation

Seal

Place:.....

Date:.....

Note. – This permission shall be valid upto a period of one month from the date of issue Strike out whichever is not applicable.

FORM VI

APPLICATION FOR PERMISSION TO TRANSPORT SPECIFIED ANIMAL, ETC.

(See sub-rule (2) of rule 8)

To

The

.....

.....

Sir,

I, residing at Taluk, District, and holding Licence No. granted under section 44(4) of the Wild Life (Protection) Act, 1972 (53 of 1972), request that I may be granted permission to transport the following:-

- (1) Species of specified animal or from which
the animal article/cured trophy/
uncured trophy is derived.....
- (2) Number
- (3) Description (including sex, if possible)
- (4) Identification mark, if any
- (5) Source of procurement and the Licence/Permission No.
- (6) Certificate of ownership, if any
- (7) Mode of transport
- (8) Route

(9) Period required for transport

(10) Designation

I hereby declare that to the best of my knowledge and belief the information furnished herein is true and complete.

Signature of the applicant

Place:.....

Date:.....

*Strike out whichever is not applicable.

FORM VII

PERMISSION TO TRANSPORT SPECIFIED ANIMAL, ETC.

(See sub-rule (5) of rule 8)

Shri holding Licence No. granted under section 44(4) of the Wild Life (Protection) Act, 1972 (53 of 1972), is hereby permitted to transport in the manner prescribed below specified animal/animal article/cured trophy/uncured trophy derived from specified animals, from to

(i) Mode of transport

(ii) Route

(iii) Period allowed for transport

(iv) Remarks

Issued by me thisday of

Signature

Designation

Seal

Place:.....

Date:.....

*Strike out whichever is not applicable.

Appendix – 20

THE WILD LIFE (STOCK DECLARATION) CENTRAL RULES, 1973

In exercise of the powers conferred by clause (a) of sub-section (1) of section 63 of the Wild Life (Protection) Act, 1972 (53 of 1972), the Central Government hereby makes the following rules, namely: --

1. Short title and commencement.—

- (1) These rules may be called The Wild Life (Stock Declaration) Central Rules, 1973.
- (2) They shall come into force in the State of Madhya Pradesh on the 25th January, 1973, and in other States and Union Territories on such date as the Central Government may, by notification appoint and different dates may be appointed for different States and Union Territories.

2. Declaration by manufacturer of dealer or taxidermist in animal article, etc.—

Every manufacturer of, or dealer in, animal article or every dealer in captive animals, trophies, or uncured trophies, or every taxidermist shall within fifteen days from the commencement of the Wild Life (Protection) Act, 1972, declare his stocks of animal articles, captive animals, trophies and uncured trophies, as the case may be, as on the date of such declaration to the Chief Wild Life Warden in the form given below:

FORM OF DECLARATION

(See sub-section (2) of section 44)

To

The Chief Wild Life Warden

State or Union Territory of.....

1. Full name and address of the manufacturer/dealer/taxidermist making the declaration.....

2. Actual stock held on the date of declaration in animal articles:

(i) Description including name of animal

from which derived.....

(ii) Number.....

(iii) Dimensions or weight

(iv) Premised where kept

3. Actual stock held on the date of declaration in captive animal:

(i) Species and sex

(ii) Number.....

(iii) Adult or juvenile

(iv) Premised where kept

4. Actual stock held on the date of declaration in trophies:

(i) Description including species of animal

(ii) Number.....

(iii) Adult or juvenile

(iv) Premised where kept

5. Actual stock held on the date of declaration in uncured trophies

(i) Description including species of animal

(ii) Number.....

(iii) Adult or juvenile

(iv) Premised where kept

6. Remarks, if any

I do hereby declare that the information given above is true to the best of my knowledge and belief.

Signature of the person making declaration

Date:.....

Place:.....

**THE WILD LIFE (PROTECTION) LICENSING
(ADDITIONAL MATTERS FOR CONSERVATION)
RULES, 1983**

In exercise of the powers conferred by clause (a) of sub-section (1) of section 63, read with clause (b) of sub-section (4) of section 44 of the Wild Life (Protection) Act, 1972 (53 of 1972), the Central Government hereby makes the following rules, namely: –

1. Short title, extent and commencement. –

- (1) These rules may be called The Wild Life (Protection) Licensing (Additional Matters For Conservation) Rules, 1983.
- (2) They shall extend to the whole of India except the State of Jammu and Kashmir.
- (3) They shall come into force on the date of their publication in the Official Gazette.

2. Definition. –

In these rules, unless the context otherwise requires, “Act” means the Wild Life (Protection) Act, 1972 (53 of 1972).

3. Additional matters for consideration for grant of licence under section 44 of the Act.

–

For the purposes of granting a licence referred to in sub-section (1) of section 44 of the Act, the Chief Wild Life Warden or the authorised officer, as the case may be, shall in addition to the matters specified in clause (b) of sub-section (4) of that section, have regard to the following other matters, namely:

- (i) capacity of the applicant to handle the business concerned with reference to facilities, equipment and suitability of the premises for such business;

(ii) source and the manner in which the supplies for the business concerned would be obtained.

(iii) number of licences for the relevant business already in existence in the area concerned.

(iv) implications which the grant of such licence would have on the hunting or trade of the wild animals concerned:

Provided that no such licence shall be granted if the said implications relate to any wild animal specified in Schedule I or Part II of Schedule II of the Act, except with the previous consultation of the Central Government.

Appendix – 22

THE WILD LIFE (PROTECTION) RULES, 1995¹

In exercise of the powers conferred by clause (k) of sub-section (1) of section 63 of the Wild Life (Protection) Act, 1972, (53 of 1972), the Central Government hereby makes the following rules, namely: -

1. Short title and commencement. –

(1) These rules may be called Wildlife (Protection) Rules, 1995.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Definitions. – In these rules, unless the context otherwise require, -

(a) "Act" means the Wild Life (Protection) Act, 1972 (53 of 1972);

(b) "Section" means the section of the Act.

3. The manner of the notice under clause (c) of section 55. -

(1) The notice to the Central Government or the State Government or any authorised officer, as the case may be, shall be given in Form "A" annexed to these rules.

(2) The person giving notice to the Central Government or the State Government or any authorised shall send the notice by registered post to –

(a) The Director of Wild Life Preservation, Government of India in the Ministry of Environment and Forests, New Delhi; and

(b)(i) The Secretary to the concerned State Government/Union Territory in-charge of Wild Life,
or

(ii) The Chief Wild Life Warden of the concerned State Government/Union Territory, or

(iii) Any authorised officer of State Government/Union Territory.

FORM "A"

(See sub-rule (1) of rule 3)

From:

.....
.....

To:

.....
.....

Notice under section 55 of the Wild Life (Protection) Act, 1972

Whereas an offence under the Wildlife (Protection) Act, 1972 has been committed/is being committed by [Full name(s) and complete address (es).....]

And whereas the berif facts of the offence(s) are enclosed.

I/we hereby give notice of 60 days under section 55 of the Wild Life (Protection) Act, 1972 of my/our intention to file a complaint in the Court of for violation of section(s) of the Wild Life (Protection) Act, 1972.

I am/We are enclosing the following documents as evidence of proof of the violation of the said Act, (Documentary evidence may include photographs/reports/statements of witness(es) for enabling enquiry into the alleged violation/offnce).

Appendix – 23

THE WILD LIFE (SPECIFIED PLANTS—CONDITIONS FOR POSSESSION BY LICENSEE) RULES, 1995¹

In exercise of the powers conferred by clause (a) sub-section 63 of Wild Life (Protection) Act, 1972 (53 of 1972), the Central Government here makes the following rules, namely:--

1. Short title, extent and commencement.—

- (1) These rules may be called The Wild Life (Specified Plants—Conditions For Possession By Licensee) Rules, 1995.
- (2) These rules shall come into force from the date² of the commencement of provisions of Chapter III-A of the Wild Life (Protection) Act 1972.

2. Definitions.—

In these rules, unless the context otherwise requires, "Act" , means the Wild Life (Protection) Act,1972 (53 of 1972).

3. Conditions and other matters subject to which licensee may keep any specified plants in his custody or possession.—

- (1) No licensee shall acquire or receive or keep in his control, custody or possession any specified plant or part or derivative thereof in respect of which a declaration under section 17-E of Act has not been made.
- (2) No licensee shall acquire, purchase or receive any specified plant or part or derivative thereof from any person other than a licensed dealer in specified plants or a cultivator having a licence or cultivation of specified plants under the Act.
- (3) Licensee shall keep the stock specified plants so purchased by him only in the premises approved by the Chief Wild Life Warden of the State.

Appendix – 24

THE DECLARATION OF WILD LIFE STOCK RULES, 2003¹

In exercise of the powers conferred by sub-sections (1) and (3) of section 40-A read with section 63 of the Wild Life (Protection) Act, 1972 (53 of 1972), the Central Government hereby makes the following rules, namely: -

1. Short title and commencement. –

1. These rules may be called the Declaration of Wild Life Stock Rules, 2003.
2. They shall come into force on the date of their publication in the Official Gazette.

2. Definitions. –

In these rules, unless the context otherwise requires, -

a) “Act” means the Wild Life (Protection) Act, 1972 (53 of 1972);

1. “Form” means the form annexed to these rules;
2. all other words and expressions used in these rules shall have the meanings respectively assigned to them in the Act.

3. Publicity of intent of notification and Assistance in making application.

- (1) The Chief Wildlife Warden or the officer authorized by the State Government in this regard shall cause to give wide publicity to the intent of this notification in the regional language through electronic or print media or such other means.
- (2) The Chief Wildlife Warden or the officer authorized by the State Government in this regard shall take necessary action to assist the local communities and individuals especially the poor and illiterate in the declaration of their possession, filling up

the specified form and any other matter connected therewith and shall make every attempt to ensure that no individuals or community associated with animals is deprived of this opportunity.

4. Procedure for filling applications. –

- (1) An applications to the Chief Wildlife Warden or the officer authorized by the State Government in this regard shall be presented in the Form annexed to these rules by the applicant either in person or by an agent or by duly authorized legal practitioner or sent by registered post addressed to the Chief Wildlife Warden or the officer authorized by the State Government in this regard of the concerned State or the Union territory.
- (2) The applications under sub-rule (1) shall be presented in four complete sets within a period of one hundred and eighty days from the date of publication of these rules.
- (3) The applicant may attach to and present with his application an acknowledgement slip as is given in the Form which shall be signed by the official receiving the application on behalf of the Chief Wildlife Warden or the officer authorized by the State Government in this regard in acknowledgement of the receipt of the application.

5. Presentation and scrutiny of applications. –

- (1) The Chief Wildlife Warden or the officer authorized by the State Government in this regard shall endorse on every application the date on which it is presented or deemed to have been presented under that rule and shall sign the endorsement.
- (2) If on scrutiny, the application is found to be in order, it shall be duly registered and given serial number.
- (3) If the application, on scrutiny, is found to be defective, the same shall be returned to the applicant within fifteen days for rectifying the defects and resubmitting the corrected application within fifteen days from the date of its receipt.

(4) If the applicant fails to rectify the defect within the time allowed under sub-rule (3), the Chief Wildlife Warden or the officer authorized by the State Government in this regard may, by order and for the reasons to be recorded in writing, decline to register the application.

6. Place of filing application. –

The applicant shall file application with the Chief Wildlife Warden or the officer authorized by the State Government in this regard.

7. Date and place of hearing to be notified. –

The Chief Wildlife Warden or the officer authorized by the State Government in this regard shall notify to the parties the date, place and time of hearing of each application, if required.

8. Decision on applications. –

(1) The Chief Wildlife Warden or the officer authorized by the State Government in this regard shall verify the facts mentioned in the application and make such inquiry as may be required.

(2) The Chief Wildlife Warden shall, as far as possible, decide the application within six months of the date of its presentation and communicate the same to the applicant in writing under his own signature by registered post.

9. Hearing on application *ex-parte*. –

Where on the date fixed for hearing the application, the applicant fails to appear without intimation, the Chief Wildlife Warden or the officer authorized by the State Government in this regard may at their discretion adjourn or decide the application *ex-parte*.

10. Inquiry by the Chief Wildlife Warden or Authorized Officer. –

(1) The Chief Wildlife Warden or the officer authorized by the State Government in this regard shall conduct a detailed inquiry and taken all actions as provided in section 41 of the Act.

(2) A copy of the report pertaining to sub-rule (1) of this rule, shall be provided to the applicant.

11. Certificate of ownership. –

(1) The Chief Wildlife Warden shall provide a certificate of ownership to the applicant whose claim is found valid.

(2) The certificate of ownership shall be provided as per the provisions of section 42 of the Act.

(3) The certificate of ownership contain the facsimile of the identification mark and in case of live animals the identification number of the transponder (microchip) implanted shall be mentioned in the certificate.

12. Dealing with declared objects. –

Any captive animal, animal article, trophy or uncured trophy declared under sub-section (1) of section 40-A and in respect of which certificate of ownership has not been granted or obtained shall be treated as Government property.

13. Order to be signed and dated. –

Every order of the Chief Wildlife Warden shall be in writing and shall be signed and dated by the Chief Wildlife Warden.

14. Communication of order to parties. –

Every order passed on the application shall be communicated to the applicant either in person or by registered post free of cost.

FORM

**APPLICATION UNDER SECTION 40A OF WILDLIFE PROTECTION ACT, 1972
FOR CERTIFICATE OF OWNERSHIP**

To

The Chief Wildlife Warden or the Authorized Officer

State or Union Territory of

(i) I (Surname) (First Name) (Middle Name)

son/daughter of

(Surname) (First Name) (Middle Name)

presently residing at

Number Taluk District State
(Pin Code) and having permanent residence address at House No.
..... Taluk District State (Pin Code)

hereby declare that I am in control, custody or possession of captive animal and or its offspring bred in captivity/animal article/trophy/uncured trophy derived from animal (Strike out which is not applicable) specified in Schedule I or Part II of Schedule II of the Wildlife (Protection) Act, 1972 having following description: -

1. Common Name of the animal species:
2. Zoological Name (Mention sub-species, if any):
3. Description of the item:

4. State the condition of the item (provide four colour photographs of size 8"x6" covering front, left and right profiles and a full photograph):

5. Number of item:

6. Method of procurement (Purchase/gift/inheritance/any other mode) specify:

7. Date of procurement:

8. Name of person/institution from whom obtained:

9. Address of person/institution referred to in (6) above:

10. Size (in meters/cms):

(i) Length:

(ii) Width:

(iii) Height:

11. Weight (in Kgs/gms):

12. Any specific mark that can help in identification of the item

13. Mention the age and sex in case of live animal:

a. I hereby declare that the above referred captive animal/item has been kept stored or maintained at the following address:

.....

.....

.....

b. I hereby declare that the above referred captive animal/item was acquired by me through legal; means but no declaration has been made by me under sub-section (1) or sub-section (4) of section 40 of the Wildlife (Protection) Act, 1972.

c. I further declare that I have read and understood the provisions contained in section 40A, 42 and 43 of the Wildlife (Protection) Act, 1972 and state that the above shall not be transferred to anyone by any mode except by way of inheritance.

d. I have give my consent for fixing an identification mark to each item and transponder in case of captive animal and assure that the mark or transponder will not be erased,

altered or damaged and in the event of any damage, alteration or change of the mark, I shall inform the competent authority within twenty four hours.

I do hereby declare that the information give above is true to the best of my knowledge and belief.

Place: Signature of the person making the declaration

Date: (NAME)

Acknowledgement Slip

Receipt of the application filed by Shri/Smt./ presently residing at (Full address and Telephone Number) in the Office of the is hereby acknowledged.

Signature

Appendix – 25

RECOGNITION OF ZOO RULES, 1992

To be Published in Part II, Section 3, Sub-Section (i) of the Gazette of India, Extra Ordinary.

Ministry of Environment & Forests

New Delhi,

the 4th August, 1992

Notification

GSR_____ in exercise of the powers conferred by clauses (f) and (g) of sub-section (i) of Section 63 of the Wild Life (Protection) Act, 1972 (53 of 1972), the Central Government hereby makes the following rules, namely:

1. Short title and commencement:

- (1) These rules may be called the Recognition of Zoo Rules, 1992.
- (2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions: In these rules, unless the context otherwise requires:

- (a) "Act" means the Wild Life (Protection) Act, 1972 (53 of 1972);
- (b) "Enclosure" means any accommodation provided for Zoo animals;
- (c) "enclosure barrier" means a physical barrier to contain an animal within an enclosure;

- (d) 'Endangered species" means species included in Schedule I of the Act;
- (e) "Form" means form set forth in Appendix A to these rules;
- (f) "Performing purposes" means any efforts to force the animal to carry out an unnatural act including performance of circus tricks;
- (g) "Stand-off-barrier" means a physical barrier set back from the outer edge of an enclosure barrier;
- (h) "Zoo operator" means the person who has ultimate control over the affairs of the Zoo provided that:
 - (i) In case of a firm or other association of individuals, any one of the individual partners or members thereof shall be deemed to be the Zoo operator;
 - (ii) in case of a company, any director, manager, secretary or other officer, who is in-charge of and responsible to the company for the affairs of the Zoo shall be deemed to be the zoo operator;

Infectious diseases

It is mainly to rule out the possibilities of the wild animals getting infection that the suggestions of allowing the camels has not been accommodated in the standards and norms in the Central Zoo authority.

For the sake of clarification, it may be mentioned that according to the provision of the Wild Life (Protection) Act, 1972, Zoo means any establishment where captive animals are kept for exhibition to the public, but does not include a circus or any establishment of a licensed dealer in captive animals. This implies that all the deer parks, safaris and reptile houses would come under the definition of Zoos and they will have not only to get the recognition from the Zoo Authority, but will also have to abide by the standards and norms fixed in the Zoos. It is not intended to cover aquaria under these rules at present.

It may be that some Zoos do not at present fulfill all the standards and norms listed. It is not the intention of the Authority to derecognize these immediately

and order that they be shut down. Rather, a pragmatic view will be take in the short term, allowing for a grace period during which it is expected that Zoos prepare time bound action plans to attain the minimum standards. The Authority would certainly consider these for financial support a case to case basis.

It will be the endeavour of the Central Zoo Authority to provide as much technical guidance and financial help as possible but the success of Zoo management would depend mainly on the determination of the individual zoos to come up to the desired standards and fulfill the twin objectives of nature education and *ex-situ* conservation of rare and endangered species. In the case of a zoo owned or controlled by the Central Government or any State Government, or any local authority, the person or persons appointed to manage the affairs of the zoo by the Central Government, as the case may be shall be deemed to be the Zoo operator.

3. Application for recognition:

An application under section 38H of the Act for recognition of a zoo shall be made to the Central Zoo Authority in Form A.

4. Fees for application:

1. There shall be paid in respect of every application under rule 3 a fee of rupees five hundred.
2. The amount of the fee shall be paid through Demand Draft/ Postal Order(s) in favour of the Central Zoo Authority, New Delhi.

5. Documents to be filed alongwith the application and particulars it should contain:

Every application shall be accompanied by the prescribed fee and shall contain clear particulars as to the matters specified in Form A.

6. Power to make inquiries and call for information:

Before granting recognition to a zoo under section 38H of the Act, the Central Zoo Authority may make such inquiries and require such further information to be furnished, as it deems necessary, relating to the information furnished by the zoo in its application in Form A.

7. Form of recognition:

The recognition granted to a zoo shall be subject to the following conditions namely:

- (a) that the recognition unless granted on a permanent basis, shall be for such period not less than one year as may be specified in the recognition;

- (b) that the zoo shall comply with such standards and norms as are or may be prescribed or imposed under the provisions of the Act and these rules from time to time.

8. Renewal of recognition:

- a. Three months before the expiry of the period of recognition, a recognised zoo desirous of renewal of such recognition may make an application to the Central Zoo Authority in Form A.
- b. The provisions of rules 3, rule 4, rule 5, rule 6 and rule 7 shall apply in relation to grant of recognition as they apply in relation to grant of recognition except that, the fee payable in respect of an application for renewal of recognition shall be rupees two hundred.

9. Classification of Zoo:

For the purpose of deciding standards and norms for recognition of zoos and monitoring and evaluating their performance, the zoos, on the basis of the area, and the number of visitors, shall be classified into four categories as specified below :

Category of the Zoo	Large	Medium	Small	Mini
Area of the zoo in hectares	More than 75	50-75 hectare	20-50 hectare	Less than 20 hectare
Number of animals exhibited	More than 750	500-750	200-499	200
Animals variety exhibited	More than 75	50-75 numbers	20-49 numbers	20 numbers
Number of endangered species exhibited	More than 15	10-15	5-9	Less than 5
Annual attendance of visitors per year	More than 7.5 lakhs	5-7.5 lakhs	2-5 lakhs	Less than 2 lakhs

10. Standards and norms subject to which recognition under section 38H of the Act shall be granted:

The Central Zoo Authority shall grant recognition with due regard to the interests of protection and conservation of wild life, and such standards, norms and other matters as are specified below:

General

1. The Primary objective of operating any zoo shall be the conservation wildlife and no zoo shall take up any activity that is inconsistent with the objective.
2. No zoo shall acquire any animal in violation of the Act or rules made thereunder.
3. No zoo shall allow any animal to be subjected to the cruelties as defined under the Prevention of Cruelty to Animals Act, 1960 (59 of 1960) or permit any activity that exposes the animals to unnecessary pain, stress or provocation, including use of animals for performing purposes.
4. No zoo shall be use any animal, other than the elephant in plains and yak in hilly areas for riding purposes or draughting any vehicle.
5. No zoo shall keep any animal chained or tethered unless doing so is essential for its own well being.
6. No zoo shall exhibit any animal that is seriously sick, injured or infirm.
7. Each zoo shall be closed to visitors at least once a week.

8. Each zoo shall be encompassed by a perimeter wall at least two metres high from the ground level. The existing zoos in the nature of safaris and deer parks will continue to have chain link fence of appropriate design and dimensions.
9. The zoo operators shall provide a clean and healthy environment in the zoo by planting trees, creating green belts and providing lawns and flower beds etc.
10. The built up area in any zoo shall not exceed twenty five per cent of the total area of the zoo. The built up area includes administrative buildings, stores, hospitals, restaurants, kiosks and visitors rest sheds etc. animal houses and 'pucca' roads.
11. No zoo shall have the residential complexes for the staff within the main campus of the zoo. Such complex, if any, shall be separated from the main campus of the zoo by a boundary wall with a minimum height of two meters from the ground level.

Administrative and Staffing Pattern:

12. Every zoo shall have one full-time office in-charge of zoo. The said office shall be delegated adequate administrative and financial powers as may be necessary for proper upkeep and care of zoo animals.
13. Every large and medium zoo shall have at least one full-time curator having the sole responsibility of looking after the upkeep of animals and maintenance of animal enclosures.
14. Each large zoo shall have at least two full-time veterinarians and medium and small zoo shall have at least one full-time veterinarian. The mini zoo may at least have arrangement with any outside veterinarian for visiting the zoo every day to look after the animals.

Animal Enclosures – Design, Dimensions and other Essential Features:

15. All animal enclosures in a zoo shall be so designed as to fully ensure the safety of animals, caretakers and the visitors. Stand of barriers and adequate warning signs shall be provided for keeping the visitors at a safe distance from the animals.
16. All animal enclosures in a zoo shall be so designed as to meet the full biological requirements of the animals housed therein. The enclosures shall be of such size as

to ensure that the animals get space for their free movement and exercise and the animals within herds and groups are not unduly dominated by individuals. The zoo operators shall take adequate safeguard to avoid the animals being unnaturally provoked for the benefit of viewing by public and excessive stress being caused by visibility of the animals in the adjoining enclosures.

17. The zoo operators shall endeavour to simulate the conditions of the natural habitat of the animal in the enclosures as closely as possible. Planting of appropriate species of trees for providing shade and constructing shelters which would merge in the overall environment of the enclosures, shall also be provided. Wherever it is technically feasible, only moats shall be provided as enclosure barriers.
18. The enclosures housing the endangered mammalian species, mentioned in appendix I to these rules, shall have feeding and retiring cubicles/cell of minimum dimensions given in the said appendix. Each cubicle/cell shall have resting, feeding, drinking water and exercising facilities, according to the biological needs of the species. Proper ventilation and lighting for the comfort and well being of animals shall be provided in each cell/cubicle/enclosures.
19. Proper arrangement of drainage of excess of water and arrangements for removal of excreta and residual water from each cell/cubicle/enclosures shall be made.
20. Designing of any new enclosure for endangered species shall be finalized in consultation with the Central Zoo Authority.

Hygiene, Feeding and Upkeep:

21. Every zoo shall ensure timely supply of wholesome and unadulterated food in sufficient quantity of each animal according to the requirement of the individual animals, so that no animal remains undernourished.
22. Every Zoo shall provide for a proper waste disposal system for treating both the solid and liquid wastes generated in the zoos.
23. All left over food items, animals excreta and rubbish shall be removed from each enclosure regularly and disposed of in a manner congenial to the general cleanliness of the zoo.
24. The zoo operators shall make available round the clock supply of potable water for drinking purposes in each cell/enclosures/cubicle.

25. Periodic application of disinfectants in each enclosures shall be made according to the directions of the authorized veterinary officer of the zoo.

Animal Care, Health and Treatment:

26. The animals shall be handled only by the staff having experience and training in handling the individuals animals. Every care shall be taken to avoid discomfort, behavioral stress or physical harm to any animal.

27. The condition and health of all animals in the zoo shall be checked every day by the person in-charge of their care. If any animal is found sick, injured, or unduly stressed the matter shall be reported to the veterinary officer for providing treatment expeditiously.

28. Routine examination including parasite checks shall be carried out regularly and preventive medicines including vaccination be administered at such intervals as may be decided by the authorized veterinary officers.

29. The zoo operators shall arrange for medical check-ups of the staff responsible for upkeep of animals at least once in every six months to ensure that they do not have infections of such diseases that can infect the zoo animals.

30. Each zoo shall maintain animal history sheets and treatment cards in respect of each animal of endangered species, identified by the Central Zoo Authority.

Veterinary Facilities:

31. Every large and medium zoo shall have full-fledged veterinary facilities including a properly equipped veterinary hospital, basic diagnostic facilities and comprehensive range of drugs. Each veterinary hospital shall have isolation and quarantine wards for newly arriving animals and sick animals. These wards should be so located as to minimise the chances of infections spreading to other animals of the zoo.

32. Each veterinary hospital shall have facilities for restraining and handling sick animals including tranquilizing equipment and syringe projector. The hospital shall also have a reference library on animal health care and upkeep.

33. The small and mini zoos, where full-fledged veterinary hospital is not available, shall have at least a treatment room in the premises of the zoo where routine examination of animals can be undertaken and immediate can be provided.
34. Every zoo shall have a post-mortem room. Any animal that dies in a zoo shall be subjected to a detailed post-mortem and the findings recorded and maintained for a period of at least six years.
35. Each zoo shall have a graveyard where the carcasses of dead animals can be buried without affecting the hygiene and the cleanliness of the zoo. The large and medium zoos shall have an incinerator for disposal of the carcasses and other refuse material.

Breeding of Animals:

36. Every zoo shall formulate a programme for captive breeding of only such animals as are approved by the Central Zoo Authority for that zoo. They shall abide by the guidelines and directives of the Central Zoo Authority in this regard.
37. Every zoo shall keep the animals in viable, social groups. No animal will be kept without a mate for a period exceeding one year unless there is a legitimate reason for doing so or if the animal has already passed its prime and is of no use for breeding purposes. In the event of a zoo failing to find a mate for any single animal within this period, the animal shall be shifted to some other place according to the directions of the Central Zoo Authority.
38. No zoo shall be allowed to acquire a single animal of any variety except when doing so is essential either for finding a mate for the single animal housed in the said zoo or for exchange of blood in a captive breeding group.
39. Every zoo shall take up regular exchange programmes of animals so as to prevent the traits or ill effects of inbreeding. To achieve this objective each zoo shall maintain a stud book in respect of every endangered species.
40. To safeguard against uncontrolled growth in the population of prolifically breeding animals, every zoo shall implement appropriate population control measures like separation of sexes, sterilization, vasectomy, tubectomy and implanting of pallets etc.
41. No zoo shall permit hybridization either between different species of animals or different races of the same species of animals.

Maintenance of Records and Submission of Inventory to The Central Zoo Authority:-

42. Every zoo shall keep a record of the birth acquisitions, sales, disposals and deaths of all animals. The inventory of the animals housed in each zoo as on 31st March of every year shall be submitted to the Central Zoo Authority by 30th April of the same year.
43. Every zoo shall also submit a brief summary of the death of animals in the zoo for every financial year, alongwith the reasons of death identified on the basis of post-mortem reports and other diagnostic tests, by 30th April of the following year.
44. Every zoo shall publish an annual report of the activities of the zoo in respect of each financial year. The copy of the said annual report shall be made available to the Central Zoo Authority, within two months, after the end of the financial year. The report shall also be made available to the general public at a reasonable cost.

Education and Research

45. Every enclosure in a zoo shall bear a sign board displaying scientific information regarding the animals exhibited in it.
46. Every zoo shall publish leaflets, brochures and guidebooks and make the same available to the visitors, either free of cost or at a reasonable price.
47. Every large and medium zoo shall make arrangements for recording, in writing, the detailed observations about the biological behaviour, population dynamics and veterinary care of the animals exhibited as per directions of the Central Zoo Authority so that a detailed database could be developed. The database shall be exchanged with other zoos as well as the Central Zoo Authority.

Visitors Facilities:

48. The zoo operators shall provide adequate civic facilities like toilets, visitors sheds, and drinking water points at convenient places in the zoo for visitors.
49. First-aid equipments including anti-venom shall be readily available in the premises of the zoo.
50. Arrangements shall be made to provide access to the zoo to disabled visitors including those in the wheel chair.

Development and Planning:

51. Each zoo shall prepare a long-term mater plan for its development. The zoo shall also prepare a management plan, giving details of the proposal and activities of development for next six years. The copies of the said plans shall be sent to the Central Zoo Authority

APPENDIX – A

**APPLICATION FOR GETTING RECOGNITION FROM THE CENTRAL ZOO AUTHORITY
UNDER SECTION 38H (SUB-SECTION 2)**

FORM –A

To

The Member Secretary

Central Zoo Authority of India,

New Delhi.

We want to get recognition under section 38-H of the Wild Life (Protection) Act, 1972 in respect of _____ Bank Draft/Postal Order of Rs. 500/- drawn in favour of Central Zoo Authority is also enclosed. The required information in respect of _____ is as under:

1. Name of the Zoo:

2. Location of the Zoo and Area:

3. Date of establishment:

4. Name of controlling authority/ operator:

5. Total number of visitors to the Zoo during the last three years:

(Yearwise)

6. Total number of days on which zoo is open to visitors during a calendar year:

7. Number of animals exhibited by the zoo:

Stock position during the current financial year

Number of species exhibited	Stock Position on the close of preceding year	Births	Acquisitions	Deaths	Disposals	Stock as on the date of application
Mammals						
Birds						
Reptiles						
Amphibians						
Fishes and others						
Invertebrates						

8. Total number of enclosures:

- i. Open air moated enclosures:
- ii. Closed cages/aviaries:

9. List of endangered species bred during last 3 years:

10. Veterinary facilities:

- a. Whole time veterinarian available or not:
- b. Facilities available in the Veterinary Hospital:
 - (a) Operation theatre/Surgical room
 - (b) X-ray facility
- c. Squeeze cages
- d. In-door patient ward
- e. Quarantine ward
- f. Dispensary
- g. Nursery for hand-rearing animals babies.
- h. Pathological laboratory
- i. Tranquilising equipments/ drugs

11. Whether the following facilities exist in the zoo:

- (i) Kitchen
- (ii) Food store
- (iii) Deep freeze
- (iv) Potable water facility
- (v) Food distribution van/ rickshaw etc.

12. Sanitary care and disease control:

Whether: -

- (i) Pollution free water to animals for drinking is available?
- (ii) Proper drainage system exists in enclosures?
- (iii) Regular disposal of refuse material is done?
- (iv) Programme for control of pests and predators exists?
- (v) Preventive measures like deworming and vaccination are being provided?

13. Amenities to visitors:

Whether: -

- (a) Public facilities like toilets/ bathrooms exist?
- (b) Sufficient number of drinking water taps available?
- (c) Visitors information center and nature interpretation center exists?

(d) Zoo education facilities have been provided?

(e) Public telephone booths are available?

(f) Kiosks and restaurants are available at the zoo?

14. Safety measures for visitors :

Whether: -

(a) Effective stand-of barriers have been provided around enclosures?

(b) Adequate number of warning sign boards exist?

(c) First-Aid measures are available?

15. Budget of the Zoo for last 3 years

Revenue Grants Total Expenditure

16. Annual Report, Guide books, Brochure or any other publication (copies enclosed).

17. Master Plan of the zoo (copy enclosed).

Signature of the Applicant

APPENDIX – I

MINIMUM PRESCRIBED SIZE FOR FEEDING/RETIRING CUBICLE/ENCLOSURES FOR IMPORTANT MAMMALIAN SPECIES OF CAPTIVE ANIMALS

Name of the Species	Size of the cubicle/enclosures in metres		
	Length	Breadth	Height
Family – Felidae			
Tiger and lions	2.75	1.80	3.00
Panther	2.00	1.50	2.00
Clouded leopard	2.00	1.50	2.00
snow leopard			
Small cats	1.80	1.50	1.50
Family - Elephantidae			
Elephant	8.0	6.0	5.5
Family – Rhinocerotidae			
One-horned Indian Rhinoceros	5.0	3.0	2.5
Family – Cervidae			
Brow antlered deer	3.0	2.0	2.5
Hangul	3.0	2.0	2.5
Swamp deer	3.0	2.0	2.5
Musk deer	2.5	1.5	2.0
Mouse deer	1.5	1.0	1.5
Family - Bovidae			
Nilgiri tahr		1.5	2.0
	2.5		
Chinkara	2.5	1.5	2.0
Four horned antelope	2.5	1.5	2.0
Wild Buffalo	3.0	1.5	2.0
Indian Bison	3.0	2.0	2.5

Name of the Species	Size of the cubicle/enclosures in metres		
	Length	Breadth	Height
Yak	4.0	2.0	2.5

Bharal, goral, wild sheep and markhor	2.5	1.5	2.0
Family – Equidae			
Wild ass	4.0	2.0	2.5
Family – Ursidae			
All types of Indian bears	2.5	1.8	2.0
Family – Canidae			
Jackal, wolf and wild dog	2.0	1.5	1.5
Family – Viverridae			
Palm civet	2.0	1.0	1.0
Large Indian civet & binturong	2.0	1.5	1.0
Family - Mustellidae			
Otters all types	2.5	1.5	1.0
Rate/Hogbadger	2.5	1.5	1.0
Martens	2.0	1.5	1.0
Family – Procyonidae			
Red Panda	3.0	1.5	1.0
Family – Lorisidae			
Slow loris and slender loris	1.0	1.0	1.5
Family – Cercopithecidae			
Monekys and langurs	2.0	1.0	1.5

(S.S. Hasurkar)

Joint Secretary to the Govt. of India

(No. F.6-3/91-WL.I)

1. Vide G.S.R. 198(E), dated 9th April, 1973, published in the Gazette of India, Ext. Pt. II, S. 3(i), dated 9th April 1973.

2. Susbtituted by G.S.R. 712(E), dated 16th December, 1983.

1. Vide G.S.R. 348(E), dated 7th April 1995, published in the Gazette of India, Ext. Pt.II, S. 3, dated 18th April, 1995.

1. Vide G.S.R. 349(E), dated 7th April 1995, published in the Gazette of India, Ext. Pt.II, S. 3, dated 18th April, 1995.

2. 2-10-1991.

1. Vide S.O. 445 (E), dated 18th April, 2004, Publiushed in the Gazette of India, Ext., Pt. II, S. 3(ii), dated 18th April, 2003.