

*The Wild Life (Transactions and Taxidermy) Rules, 1974

(The 14th August, 1974)

G.S.R. 366 (E)- In exercise to the powers conferred by Clause (b) of Sub-section, (1) of Section 63 of the Wild Life (Protection) Act, 53 of 1972 the Central Government hereby make the following rules, namely:

1. Short Title, Extent and Commencement- (1) These rules may be called The Wild Life (Transactions and Taxidermy) Rules, 1974.

(2) They extend to the whole of the State of Orissa.

(3) They shall come into force on the 14th August, 1974.

2. Definitions- In these Rules unless the context otherwise requires-

(a) **Act** means the Wild Life (Protection) Act, 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 notification in the *Official Gazette*, appoint;

(e) **Specified animal** means any animal which is specified in Schedule I or Part II of Schedule II, to the Act and which-

(i) captured or kept or bred in captivity, or

(ii) 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 Animal Article etc-
(1) No licensee shall-

(i) acquire, receive, keep in his control, custody or Possession of any specified animal or any animal article, trophy, uncured trophy or meat derived there from, 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 license 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, a 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 seven 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 each stocks

5. Sale of Specified Animal, etc.-(1) No licensed dealer shall sell or offer for sale any specified animal or any animal or any animal article, trophy or uncured trophy derived there from, except to a person authorized 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, 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 persons 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 cash 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 authorized to purchase.

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

- (a) Date of issue of voucher;
- (b) The amount of price realized or to be realized;
- (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 authorized to purchase;

- (f) Description of the specified animal/ animal article/trophy/uncured trophy derived there from 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, 53 or 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 realized or to be realized
- (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/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, 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 manufactures and the original copy of the voucher shall be given to the person referred to in Sub-rule (7) or Rule or Sub-rule (1) of Rule 6.

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

(4) (a) Every licensed dealer, licensed taxidermist or licensed manufacturer shall send in monthly batches not later than the 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. Transfer 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 there from.

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

(3) On receipt of an application made under Sub-rule(2), 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 copy of the reasons so recorded shall be communicated to the licensee to apply 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 6 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 to the Chief Wild Life Warden under Clause (i) of Sub-rule (1), a second, appeal shall be 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 order appealed against:

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

FROM I

[See Sub-rule (2) of Rule 3]

Application for permission to acquire, receive, keep specified animal, animal article, etc. or put under process of taxidermy or make animal article

To

The

Sir,

I.....residing at.....Taluk.....Distict
.....and holding license No.....granted under Section 44 (4) of
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 Number, if any....
 - (iii) Whether declaration made, permission/ licence obtained under Sections 40, 43 or 44 of the Wild Life (Protection) Act, 1972 and it so, 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 returned...
 - (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
[See Sub-rule (5) of Rule 3]

Permission to acquire, keep in control, custody or possession specified animal or animal article, etc. or put under process of taxidermy to make animal articles

Shri.....holding licence No.....granted under Section 44(4) of the Wild Life (Protection) Act, 53 of 1972 is hereby permitted to acquired, to keep under his control/custody .possession specified animal/animal article/trophy/uncured trophy/meat derived from specified animal, if 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 number of the source from which to be obtained.....
- (6) Identification mark, if any.....
- (7) premises in which to be kept.....
- (8) Purpose for which permitted to acquire/receive/keep in custody or possession.....
- (9) If permitted to put under process of taxidermy or to make animal articles.
 - (a) Number of the trophies or articles to be made
 - (b) Description of such trophies or articles
 - (c) To whom they should be returned
 - (d) Probable date with which they should be returned issued by me thisday of.....

Signature of.....
Designation.....

Seal:
Place.....
Date.....
(Strike out whichever is not applicable)

FORM III
[See Sub-rule (1) of Rule 4]
Report of Stocks

To
The.....

- 1. Full name, address and licence number of the Licensee...
- 2. Stock held on the date of report in specified animals.....
 - (a) Species and sex.....
 - (b) Number.....
 - © Adult or juvenile.....
 - (d) 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
 - © 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.....
 - © 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.....

© 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
[See Sub-rule (2) of Rule 5]

Application for permission to purchase specified animal etc.

To

The.....

Sir,

I/we.....residing.....Taulk.....

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 of description of-

(a) specified animal...

(b) animal article...

© trophy...

(d) uncured trophy..

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

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

Place.....

Signature(s)of the applicant(s)

Date.....

FORM V

**[See Sub-rule (5) of Rule 5]
Permission to purchase specified animal, etc.**

I, Shri.....son of.....is hereby permitted to purchase specified animal article/trophy uncured trophy derived form specified animal of the following description from.....for the purpose of.....

Number of description.

- (a) specified animal.....
- (b) animal article.....
- © trophy.....
- (d) uncured trophy.....

Issued by me thisSeal.....

Place.....

Date.....

Signature.....

Designation.....

Note- *The permission shall be valid up to a period of one month from the date of issue.*

(Strike out whichever is not applicable)

FORM VI

[See Sub-rule (2) of Rule 8]

Application for permissions to transport specified animal, etc.

To

The

Sir,

I.....residing atTaluk.....
District.....and holding licence No..... granted under Section 44 (4) o
the Wild Life (Protection) Act, 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) Source of procurement and the Licences/Permission Number...

- (5) Certificate of ownership, if any.....
- (6) Mode of transport.....
- (7) Route.....
- (8) Period required for transport.....
- (9) Destination.....

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

Place.....
Date.....

Signature of the applicant

(Strike out whichever is not applicable)

FORM VII
[See Sub-rule (5) of Rule 8]
Permission to transport specified animal etc.

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

- (a) More of transport...
- (b) Route...
- © Period allowed for transport
- (d) Remarks...

Issued by me this.....day of.....

Seal
Place.....
Date....

Signature.....
Designation.....

(Strike out whichever is not applicable)