

WL-1/5/2023-WL

1/42377/2023

(Amended)
11/05/23
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12/5/23

F. No. WL-1/5/2023-WL
Government of India
Ministry of Environment, Forest and Climate Change
Wild Life Division



6th Floor, Vayu Wing,
Indira Paryavaran Bhawan,
Jor Bagh Road, Aliganj,
New Delhi-110003.

Date: 5th May 2023

1. Additional Chief Secretary/Principal Secretary/Secretary,
Forest Departments, All States/Union Territories.
2. The Chief Wild Life Warden,
All States/Union Territories.

Sub: Rules framed under Section 49 N and 49-O of the Wild Life (Protection) Act, 1972 (as amended in 2022).

Sir,

The Wild Life (Protection) Act, 1972 has been amended in 2022. The amended provisions of the Act have come to force from 1st April 2023.

One of the important amendment in the said Act is inclusion of new Chapter, viz., Chapter VB relating to the implementation of Convention on International trade in Endangered Species of wild fauna and flora (CITES).

Section 49N (1) of the amended Act provides that "Every person who is engaged in breeding in captivity or artificially propagating any scheduled specimen listed in Appendix I of Schedule IV shall make, within a period of ninety days of the commencement of the Wild Life (Protection) Amendment Act, 2022, an application for a licence to the Chief Wild Life Warden."

Section 49N (2) provides that "The form and manner of the application to be made to the Chief Wild Life Warden under sub-section (1), the fee payable, the form of licence, the procedure to be followed in granting or cancelling the licence shall be such as may be prescribed by the Central Government".

Section 49-O (4) provides that "Any person aggrieved by the refusal of the Chief Wild Life Warden or cancellation of licence under sub-section (2) may prefer an appeal to the State Government within a period of sixty days in such manner as may be prescribed".

The Rules envisaged under Section 49N and 49-O of the amended Act have been notified in the Gazette of India. A copy of the said Rules is enclosed for ready reference.

CCF & HOFF

CCF, WL & CWLW

Spl. Secy.

English Version
of the Gazette Notifier
is attached.

[Email fwd]



I/42377/2023

As person engaged in breeding in captivity or artificially propagating any scheduled specimen listed in Appendix I of Schedule IV are to make an application for a licence within a period of ninety days of the commencement of the Wild Life (Protection) Amendment Act, 2022, it is requested that the Rules notified may be given wider publicity in the State so that people are not deprived on the requirement specified under this Section.

Yours faithfully,
Signed by Rakesh Kumar
Jagenia
Date: 05-05-2023 16:19:38

(Rakesh Kumar Jagenia)
Deputy Inspector General of Forests (WL)
Email: digwl-mefcc@gov.in

Encl: As above.

Copy to:

1. Senior Technical Director, NIC team, MoEFCC for uploading the notification enclosed with this letter on the MoEFCC Website and PARIVESH portal.
2. PPS to Addl. DGF (WL) & Director, Wild Life Preservation, MoEFCC/PPS to Addl. DGF (PT) and Member Secretary, NTCA/PPS to IGF(WL), MoEFCC/PS to JD(WL), MoEFCC.

MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE

NOTIFICATION

New Delhi, the 24th April, 2023

S.O. 1950(E).—In exercise of the powers conferred by clauses (jvi) and (jviii) of sub-section (1) of Section 63 of the WildLife (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 Breeders of Species Licence Rules, 2023.
(2) They shall come into force on the date of their publication in the Official Gazette.
2. **Definition.**— (1) In these rules, unless the context otherwise requires,-
 - a. “Act” means the Wild Life (Protection) Act, 1972 (53 of 1972);
 - b. “Appendix I” means Appendix I to the Schedule IV;
 - c. “Application” means the application for obtaining Licence under the Act;
 - d. “Breeder” means a person engaged in breeding in captivity of the Scheduled specimen listed in Appendix I;
 - e. “Facility” means any establishment where captive breeding of animals and artificial propagation of plants listed in Appendix I;
 - f. “Form” means the Form annexed to these rules;
 - g. “Fitness certificate” means a certificate granted by a veterinary doctor registered with the Veterinary Council of India established under the Indian Veterinary Council Act, 1984 (52 of 1984).
 - h. “Licence” means a Licence granted under sub-rule (1) of rule 7

(2) Words and expressions used but not defined in these rules and defined in the Act shall have the same meanings as assigned to them in the Act.
3. **Procedures for filing of applications for Licence.**— (1) Any person who is engaged in breeding in captivity or artificially propagating a scheduled specimen listed in Appendix I shall, within a period of ninety days of the commencement of the Wild Life (Protection) Amendment Act, 2022 (18 of 2022), make an application to the Chief Wild Life Warden in Form I either in person or through electronic mode or through registered post addressed to the Chief Wild Life Warden of the concerned State or the Union territory.
(2) Any person who intends to engage in breeding in captivity or artificially propagating a scheduled specimen listed in Appendix I or renewal of Licence shall make an application to the Chief Wild Life Warden in Form II.
4. **Fees for Licence.**— Every application made under rule 3 shall be accompanied with a fee of twenty-five thousand rupees through electronic mode or in the form of Demand Draft drawn on any bank in India in favour of the Chief Wild Life Warden payable at the place where the office of Chief Wild Life Warden is situated.
5. **Registration of applications .-** (1) The Chief Wild Life Warden may authorise an officer in his office not below the rank of Deputy Conservator of Forests to endorse the application, and on receipt of the application the authorised officer shall scrutinize the application as expeditiously as possible;
(2) If on scrutiny, the application is found to be in order, it shall be registered and given serial number;
(3) If the application on scrutiny is found to be defective, the same shall be returned to the applicant 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 period specified under sub-rule (3), the Deputy Conservator of Forests shall submit report to the Chief Wild Life Warden and the Chief Wild Life Warden may, by order and for the reasons to be recorded in writing, decline to register the application.
6. **Verification of application .-** (1) The authorised officer, as referred to in rule 5 shall within seven days from the date of receipt of application forward the application to the concerned Deputy Conservator of Forests having jurisdiction over the area in which the facility is located for field verification.
(2) The concerned Deputy Conservator of Forests, as referred to in sub-rule (1) shall verify the application and after conducting detailed inquiry submit report in Form III within a period of thirty days to the Conservator of Forests or Chief Conservator of Forests, as the case may be.

- (3) The Conservator of Forests or Chief Conservator of Forests on receipt of report referred to in sub-rule (2) shall forward it along with his recommendation in Form III to the Chief Wild Life Warden within a period of fifteen days from the date of receipt of such report.
7. Grant of Licence.- (1) On examination of the facts mentioned in the application and report specified in Form III, the Chief Wild Life Warden shall, if,-
- (a) the resolutions of the Convention relating to breeding in captivity or artificial propagation of species listed in Appendix I of Schedule IV are satisfied; and
- (b) the provisions of the Act and rules made thereunder have been complied with;
- record an entry of the statement in a register and grant the Licence to the applicant in Form IV within a period of thirty days from the receipt of report in Form III.
- (2) The Licence shall be issued for a period of two years and may be renewed on application, if made under sub-rule (2) of rule 3.
8. Cancellation of Licence.- (1) The Chief Wild Life Warden may, after considering the recommendation in Form III pass order for cancellation of Licence, if,-
- (a) the resolutions of the Convention relating to breeding in captivity or artificial propagation of species listed in Appendix I of Schedule IV are not satisfied;
- (b) the provisions of the Act and rules made thereunder have not been complied with; or
- (c) a false particular is furnished.
- (2) The Chief Wild Life Warden shall not cancel the Licence without giving the applicant an opportunity of being heard.
9. Order to be signed and dated.- Every order issued under rule 7 or 8 shall be in writing and shall bear the signature, date and seal of Chief Wild Life Warden.
10. Appeal.- Any person aggrieved by order under rule 8 may prefer an appeal to the State Government through registered post as specified in Form V.
11. Maintenance of stock.- (1) Every person to whom a Licence under these rules has been granted shall maintain record of stock in case of artificially propagated specimen;
- (2) The Chief Wild Life Warden or the concerned Deputy Conservator of Forests having jurisdiction over the area as and when required, may call for record for inspection from the person to whom the Licence has been granted.

[F. No. WL-1/5/2023-WL]

BIVASH RANJAN, Addl. Director General of Forests (WL)
& Director, Wild Life Preservation**Form -I**

Application for Licence
(See sub-rule (1) of rule 3)

1	a. Name of the applicant engaged in breeding/artificial propagation b. Aadhar Number of the applicant	
2	Address of the person engaged in breeding/artificial propagation (Along with proof)	
3	Phone Number and mobile number	
4	email-id	
5	Name and Address of facility	
6	(a) Number of animals presently available in the facility	
	(b) Details of plants presently available for artificial propagation	

6	(a) Number of animals proposed to be kept in the facility						
	(b) Details of plants proposed for artificial propagation						
7	Details of the animal/plant species						
	Common Name	Scientific name	Convention on International Trade in Endangered Species of wild fauna and flora (CITES) import permit number	Number of specimens	Juvenile/Adult/sapling/tree	Male/Female	Country State of Origin
8	Name and source agency from which exotic live species being imported						
9	Details of Veterinary care facility						
10	Details of Quarantine & immunization facilities						
11	Purpose of Breeding/artificial propagation						
12	Directorate General of Foreign Trade (DGFT) license Number for import						
13	Source of collection of plant specimens (in case within India)						
14	Licence granted under Chapter III of Wild Life (Protection) Act, 1972, in case of Plant specimens						
15	Letter number of No Objection Certificate (NOC) issued by the Chief Wild Life Warden						
16	Any other relevant details						

Name & Signature

Date:

Place:

Form-III

Inquiry Report and Recommendation

(See rule 6 and rule 7)

1.	(a) Name of applicant (b) Aadhar number	
2.	Address of applicant	
3.	Address of Facility	
4.	Name of the Species	
	(a) Common name	
	(b) Scientific Name	
5.	Male/Female	
6.	Purpose of breeding of animal species/ artificial propagation	
7.	Number of Progeny (<i>in case of animals</i>)	
8.	Availability of quarantine facility	
9.	Details of facilities available for artificial propagation (in case of plants)	
10.	Availability of Veterinary care facilities	
	(a) Availability of service of Veterinary Doctor	
	(b) On site Veterinary hospital	
	(c) Facilities available in on site veterinary hospital (<i>eg, X-Ray, Operation theatre, surgical room, wards, pathological lab, etc.</i>)	
	(d) In case no on site veterinary hospital, then distance from the facility to nearest veterinary hospital	
	(e) Vehicle/animal ambulances for transporting animals requiring veterinary care	
11.	Availability of nursery for hand-rearing of animal young ones	
12.	Availability of safety equipments (for fire, disease outbreak, flood, other natural calamities, etc.)	
13.	Presence of railway line, highways, industries (small scale, medium scale, large scale) with five hundred meters radius of the facility	
14.	Presence of Protected Areas /Zoos /Rescue Centres with five hundred meters radius of the facility	
15.	Recommendation of the Deputy Conservator of Forests	
16.	Recommendation of the Conservator of Forests/Conservator of Forests	

Signature and Seal

Name and designation of the authorised signatory

Date:

Form IV

Licence for breeders

(See sub-rule (1) of rule 7)

I, Mr./Mrs/Ms....., the Chief Wildlife Warden of (name of the State/Union territory) with the powers vested with me under sub-section (1) of Section 49-O, do hereby grant the Licence to Mr./Mrs./Ms....., son/daughter of/wife/husband of Mr./Mrs..... of..... (address as per the application) with

Adhaar number..... (as mentioned in the application Form) for carrying out breeding of the following scheduled specimen listed in Appendix -I of Schedule IV of the Wild Life (Protection) Act, 1972:

S.No.	Common Name	Scientific name	Country/ State of Origin

This Licence shall be valid for a period not more than two years from the date of its issuance.

Place of issuance:

Date of issuance:

Signature:

Full name:.....

Designation:.....

official seal

Form V

Proforma for an Appeal
(See rule 10)

To

The State Government

1	Name of the applicant	
2	Address of the applicant	
3	Phone number and mobile number of applicant	
4	E-mail ID	
5	Name and address of the facility	
6	Date of submission of application for Licence	
7	Address to which the application was submitted and mode of submission	
8	Licence number, if issued	
9	(a) Whether the applicant has received notice for hearing	
9	(b) If yes, date of receipt of hearing notice	
10	Decision taken by the Chief Wild Life Warden uring the hearing	
11	Reasons for cancellation of licence or refusal for grant of licence by the Chief Wild Life Warden	
12	Justification by the applicant for preferring an appeal	
13	Documentary evidences for supporting the justification by the applicant	
14	Any other details that the applicant desires to submit	

Signature of applicant

Date:

Place