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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके ।
Separate paging is given to this Part in order that it may be filed as a separate compilation

MINISTRY OF LAW AND JUSTICE
(Legislative Department)

New Delhi, the 26th May, 1986/Jyaistha 5, 1908 (Saka)

The following Act of Parliament received the assent of the President on the 23rd May, 1986, and is hereby published for general information:—

THE WILD LIFE (PROTECTION) AMENDMENT ACT, 1986

No. 28 OF 1986

[23*rd May*, 1986.]

An Act further to amend the Wild Life (Protection) Act, 1972.

BE it enacted by Parliament in the Thirty-seventh Year of the Republic of India as follows:—

Short title and commencement.

1. (*1*) This Act may be called the Wild Life (Protection) Amendment Act, 1986.

(*2*) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Amendment of section 44.

53 of 1972.

2. In the Wild Life (Protection) Act, 1972 (hereinafter referred to as the principal Act), in sub-section (*1*) of section 44,—

(*a*) in the opening paragraph,—

(*i*) for the words, brackets and figure "Except under, and in accordance with, a licence granted under sub-section (*4*), no

person shall", the words, figures, letter and brackets "Subject to the provisions of Chapter VA, no person shall, except under, and in accordance with, a licence granted under sub-section (4)" shall be substituted;

(*ii*) after sub-clause (*i*), the following sub-clause shall be inserted, namely:—

"(*ia*) a manufacturer of, or dealer in, any article made of ivory imported into India;";

(*b*) for the second proviso, the following proviso shall be substituted, namely:—

"Provided further that nothing in this sub-section shall apply to manufacturers of, and dealers in, articles made of feathers of peacock.".

Insertion of new Chapter VA.

3. After Chapter V of the principal Act, the following Chapter shall be inserted, namely:—

'CHAPTER VA

PROHIBITION OF TRADE OR COMMERCE IN TROPHIES, ANIMAL ARTICLES, ETC., DERIVED FROM CERTAIN ANIMALS

Definitions.

49A. In this Chapter,—

(*a*) "scheduled animal" means an animal specified for the time being in Schedule I or Part II of Schedule II;

(*b*) "scheduled animal article" means an article made from any scheduled animal and includes an article or object in which the whole or any part of such animal has been used;

(*c*) "specified date" means—

(*i*) in relation to a scheduled animal on the commencement of the Wild Life (Protection) Amendment Act, 1986, the date of expiry of two months from such commencement; and

(*ii*) in relation to any animal added or transferred to Schedule I or Part II of Schedule II at any time after such commencement, the date of expiry of two months from such addition or transfer.

Prohibition of dealings in trophies, animal articles, etc., derived from scheduled animals.

49B. (*1*) Subject to the other provisions of this section, on and after the specified date, no person shall,—

(*a*) commence or carry on the business as—

(*i*) a manufacturer of, or dealer in, scheduled animal articles; or

(*ii*) a taxidermist with respect to any scheduled animals or any parts of such animals; or

(*iii*) a dealer in trophy or uncured trophy derived from any scheduled animal; or

(*iv*) a dealer in any captive animals being scheduled animals; or

(*v*) a dealer in meat derived from any scheduled animal; or

(*b*) cook or serve meat derived from any scheduled animal in any eating-house.

Explanation.—For the purposes of this sub-section, "eating-house" has the same meaning as in the *Explanation* below sub-section (*1*) of section 44.

(*2*) Subject to the other provisions of this section, no licence granted or renewed under section 44 before the specified date shall entitle the holder thereof or any other person to commence or carry on the business referred to in clause (*a*) of sub-section (*1*) of this section or the occupation referred to in clause (*b*) of that sub-section after such date.

(*3*) Notwithstanding anything contained in sub-section (*1*) or sub-section (*2*), where the Central Government is satisfied that it is necessary or expedient so to do in the public interest, it may, by general or special order published in the Official Gazette, exempt, for purposes of export, any corporation owned or controlled by the Central Government (including a Government company within the meaning of section 617 of the Companies Act, 1956), or any society registered under the Societies Registration Act, 1860 or any other law for the time being in force, wholly or substantially financed by the Central Government, from the provisions of sub-sections (*1*) and (*2*).

1 of 1956.

21 of 1860.

(*4*) Notwithstanding anything contained in sub-section (*1*) or sub-section (*2*), but subject to any rules which may be made in this behalf, a person holding a licence under section 44 to carry on the business as a taxidermist may put under a process of taxidermy any scheduled animal or any part thereof,—

(*a*) for or on behalf of the Government or any corporation or society exempted under sub-section (*3*), or

(*b*) with the previous authorisation in writing of the Chief Wild Life Warden, for and on behalf of any person for educational or scientific purposes.

Declaration by dealers.

49C. (*1*) Every person carrying on the business or occupation referred to in sub-section (*1*) of section 49B shall, within thirty days from the specified date, declare to the Chief Wild Life Warden or the authorised officer,—

(*a*) his stocks, if any, as at the end of the specified date of—

(*i*) scheduled animal articles;

(*ii*) scheduled animals and parts thereof;

(*iii*) trophies and uncured trophies derived from scheduled animals;

(*iv*) captive animals, being scheduled animals;

(*b*) the place or places at which the stocks mentioned in the declaration are kept; and

(c) the description of such items, if any, of the stocks mentioned in the declaration which he desires to retain with himself for his *bona fide* personal use.

(2) On receipt of a declaration under sub-section (1), the Chief Wild Life Warden or the authorised officer may take all or any of the measures specified in section 41 and for this purpose, the provisions of section 41 shall, so far as may be, apply.

(3) Where, in a declaration made under sub-section (1), the person making the declaration expresses his desire to retain with himself any of the items of the stocks specified in the declaration for his *bona fide* personal use, the Chief Wild Life Warden, with the prior approval of the Director, may, if he is satisfied that the person is in lawful possession of such items, issue certificates of ownership in favour of such person with respect to all, or as the case may be, such of the items as in the opinion of the Chief Wild Life Warden, are required for the *bona fide* personal use of such person and affix upon such items identification marks in such manner as may be prescribed:

Provided that no such item shall be kept in any commercial premises.

(4) No person shall obliterate or counterfeit any identification mark referred to in sub-section (3).

(5) An appeal shall lie against any refusal to grant certificate of ownership under sub-section (3) and the provisions of sub-sections (2), (3) and (4) of section 46 shall, so far as may be, apply in relation to appeals under this sub-section.

(6) Where a person who has been issued a certificate of ownership under sub-section (3) in respect of any item,—

(a) transfers such item to any person, whether by way of gift, sale or otherwise, or

(b) transfers or transports from the State in which he resides to another State any such item,

he shall, within thirty days of such transfer or transport, report the transfer or transport to the Chief Wild Life Warden or the authorised officer within whose jurisdiction the transfer or transport is effected.

(7) No person, other than a person who has been issued a certificate of ownership under sub-section (3) shall, on and after the specified date, keep under his control, sell or offer for sale or transfer to any person any scheduled animal or a scheduled animal article.'.

Amendment of section 51.

4. In section 51 of the principal Act,—

(a) in sub-section (1), for the words "contravenes any provision of this Act", the words, brackets, figure and letter "contravenes any provision of this Act (except Chapter VA)" shall be substituted;

(b) after sub-section (1), the following sub-section shall be inserted, namely:—

"(1A) Any person who contravenes any provisions of Chapter VA, shall be punishable with imprisonment for a term which shall

not be less than one year but which may extend to seven years and also with fine which shall not be less than five thousand rupees.".

Amendment of section 63.

5. In sub-section (*1*) of section 63 of the principal Act, after clause (c), the following clause shall be inserted, namely:—

"(*d*) any other matter which is required to be, or may be, prescribed.".

C. RAMAN MENON,
Additional Secy. to the Govt. of India.

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CORRIGENDA

In the Central Excise Tariff Act, 1985 (5 of 1986) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated the 20th January, 1986:—

Page No.	Line/Heading/Sub-heading No.	For	Read
2	7	goodse	goods,
	9	notifications	notification
	26	and, if,	and, if
	40	occur the	occur, the
	45	(*f*)	'(*f*)
3	17	Chapter	Chapters
	37	heading	headings,
4	29	Excise	Excises
5	7	METAL	MEAT
	22	chiled,	chilled,
	24	shell;	shell,
6	3	canister)	canister),
	13	CREAM	CREAM,

Page No.	Line/Heading/Sub-heading No.	For	Read
6 concld.			
	04.01, col. (3), —		
	line 5	--	-
	line 7	power	power:
	36	Transfer "04.02" from col. (2) to col. (1).	
	42	Transfer "04.03" from col. (2) to col. (1).	
	0401.90 0402.10 0402.90 0403.10 0403.90 } col. (3)	--	
	04.04, col. (3), —		
	line 1	PORDUCE;	PRODUCE;
7	CHAPTER 5, NOTES 1 (b), line 2	waste or	waste of
	SECTION II, —		
	line 2	NOTES	NOTE
	line 4	small, (for example	small (for example,
	CHAPTER 7, line 2	NOTE	NOTES
9	0901.20 0901.90 } col. (3)	--	
13	1503.10, col. (3)	namely:	namely:—
14	16.01	CRUSTACEANS	CRUSTACEANS,
16	1702.19, col. (3)	-	--
25	CHAPTER 24, NOTES 2, line 1	headings	heading
	24.01, col. (3)	TOBACCO	TOBACCO;
	2402.21, col. (3)	-	--
30	26.02, col. (3)	ZINC COMPOUNDS	ZINC) COMPOUNDS;
35	Heading, col. (3)	good	goods
44	2901.10, col. (4)	150C	15°C
	2902.20, col. (4)	150C	15°C
49	30.02, col. (3)	-ANTISERA;	ANTISERA;
	30.03, line 8	Bio-chemic;	Bio-chemic:

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Page No.	Line/Heading/Sub-heading No.	For	Read
51	NOTE 2, line 1	Headings	Heading
53	3206.19, col. (3)	-	- -
56	CHAPTER 33, NOTE 2, line 8	quartive	curative
59	CHAPTER 34, NOTE 5(a), line 1	praducts	products
	line 31	The	This
64	37.01, line 1, col. (3)	PLATES,	PLATES
66	CHAPTER 38, NOTE (e), line 4	constitution;	constituent;
67	1	creoscte;	creosote;
69	CHAPTER 39, NOTE 2(1), line 1	foot wear,	footwear,
72	1	fiutings,	flutings,
73	39.07, col. (3), line 6	POLY ESTERS	POLYESTERS
77	3920.29, col. (3), line 2	- -Of	-Of
	39.23, col. (2)	3922.10 3923.30	3923.10 3923.90
	CHAPTER 40, NOTE 1, line 3	hardened;	hardened:
80	40.08, col. (3), line 6	- -Of	-Of
	4008.11, 4008.19 col. (3)	-	- -
81	4010.10, 4010.90, 4011.10, 4011.20, 4011.30 col. (3)	- -	-
	Last but one line, col. (3)	- -Of	-Of
83	4015.90, col. (3)	- -	-
87	4407.10, col. (3)	Hard Board	Hardboard
91	2	mca	mica

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Page No.	Line/Heading/Sub-heading No.	For	Read
94	4806.90, col. (3)	-Other:	-Other
	4808.90, col. (4)	143	1430
96	4811.10, 4811.20 } col. (3)	- -	-
97	4817.30, 4817.40, 4817.90, 4818.90 } col. (3)	- -	-
	CHAPTER 49, NOTE 1(b), line 1	globes	globes,
101	NOTE 12(a)	selbedges	selvedges
103	5001.10, 5001.20 } col. (3)	- -	-
104	29, col. (1)	1.03	51.03
	5103.10, col. (3)	- -	-
105	5107.10, col. (4)	Ni	Nil
106	CHAPTER 52, NOTE 2, line 2	water-proofing,	waterproofing,
108	5203.32, col. (4), line 2	pe	per
110	21, col. (2)	5206 36	5206.36
112	52.09, col. (3), cl. (b), line 4	WATER PROOFING,	WATERPROOFING,
	cl. (c), line 7	TERIAL,	TERIAL),
113	12, col. (3), line 1	Not	-Not
125	5504.39, 5505.31, 5505.32, 5505.33, 5505.34, 5505.35 } col. (3)	-	- -
126	5505.41, 5505.42, 5505.43, 5506.21, 5506.29 } col. (3)	-	- -
	5506.10, col. (3), line 8	power.	power:
	33	-FIBRES.	FIBRES,—

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Page No.	Line/Heading/Sub-heading No.	For	Read
127	5510.11 5510.12 col. (3)	-	- -
128	5510.21 5510.29 5511.11 5511.12 (line 1) 5511.21 col. (3)	-	- -
139	5905.10 5905.20 col. (3)	- -	-
141	6001.90	- -	-
	CHAPTER 61, NOTE 2(a)	Bdassieries	Brassieres
	CHAPTER 62, NOTE 1, line 3	brassieries,	brassieres,
146	6804.90, col. (3)	-Other goods	-Other
147	CHAPTER 69, NOTE 2, line 1	product	products
151	7006.10, col. (4)	12%	35%
	7006.90, col. (4)	12%	35%
154	CHAPTER 71, NOTE 6, line 6	inland	inlaid
155	2	(insignia);	insignia);
	7101.20, col. (3), line 5	metal;	metal:
158	CHAPTER 72, NOTE 1(iv), line 11	minimum,	miniure,
164	7307.10	Of iron	-Of iron
	7307.20	Of steel	-Of steel
166	CHAPTER 74, NOTE 1 (iii) (b), line 3	deschling),	de-scaling),
168	74.12, col. (2), last line	12.90	7412.90
169	CHAPTER 76, NOTE 1 (ii) (a), line 3	milimetres	millimetres
170	Last but two lines	Heading No.	3. Heading No.
171	7603.10, col. (4)	R	Rs.
	7603.90, col. (4)	4,00	4,000
	76 08, col. (4)	Rs.	Rs. 4,000

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Page No.	Line/Heading/Sub-heading No.	For	Read
172	CHAPTER 78, line 6	othe	other
173	78.03	Insert "15%" in col. (4).	
	CHAPTER 79, NOTE 1, line 1	expression	expressions
180	8304.91 ⎫ 8304.99 ⎭ col. (3)	-	--
184	1	n	in
	SECTION XVI, NOTE 3, line 3	to or	two or
193	84.50, col. (2)	4 0. 0	8450.00
196	84.64, col. (3), line 2	ING, STONE	ING STONE,
	84.70, col. (3), — line 1	C-	AC-
	line 6	INCORPORATIGG	INCORPORATING
197	Headings, col. (4)	Date	Rate
199	CHAPTER 85, NOTE 2,— line 2	Nos.	No.
	line 3	arc	arc
200	NOTE 5 (b) (ii), line 4	etc.	etc.)
208	SECTION XVII, NOTE 2 (c), line 1	headings	heading
214	88.05, col. (3), line 2	OF	OR
216	CHAPTER 90, NOTE 2(a), line 2	84.85 or 91	84, 85 or 91
228	CHAPTER 92, line 2	OHF	OF
235	CHAPTER 95, NOTE 1(m), line 1	bobsleights,	bobsleighs,
236	95.01, col. (3), line 5	DOLLS,	DOLLS'
	95.04, col. (3), line	LAIRDS,	LIARDS,
	95.06, col. (3), line 4	TABLETENNIS	TABLE-TENNIS)
237	CHAPTER 96, NOTE 1(f), line 5	use dentistry	use in dentistry
239	96.05, col. (3), line 3	CLOTHS	CLOTHES

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239 concld.			
	96.08, col. (3), line 3	POROUSTIPPED AND	POROUS-TIPPED PENS AND
	96.08, col. (3), line 8	SLIDING,	SLIDING
	96.09, col. (3), line 3	PENCIL,	PENCIL
	96.11, col. (3), line 5	LABELS	LABELS),
240	Transfer 96.13 from col. (2) to col. (1).		
	96.16, col. (3), line 6	FOR	OR

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