

**GOVERNMENT OF ¹[Khyber Pakhtunkhwa]
FORESTRY, FISHERIES & WILDLIFE
DEPARTMENT.**

Dated Peshawar the 16/02/1999.

NOTIFICATION

No. SOFT-1 (FFW) In exercise of the powers conferred by section 43 of the ²[Khyber Pakhtunkhwa] Wildlife (Protection, Preservation, Conservation and Management) Act, 1975 (³[Khyber Pakhtunkhwa] Act V of 1975), the Government of the ⁴[Khyber Pakhtunkhwa] is pleased to make the following rules:-

1. i These rules may be called the ⁵[Khyber Pakhtunkhwa] Quails (Procedure for Trapping, Possession and Dealing) Rules, 1998.
- ii. They shall come into force at once.
2. In these rules, unless the context otherwise requires
 - a. "Act" means the ⁶[Khyber Pakhtunkhwa] Wildlife (Protection, Preservation, Conservation and Management) Act, 1975 (⁷[Khyber Pakhtunkhwa] Act V of 1975);
 - b. "Form" means a form appended to these rules.
 - c. "Year" means a calender year beginning from 1st January and ending on 31st December.
3. i. No person shall, unless he be in possession of a valid licence, permit and/or certificate of lawful possession:-
 - a. Deal, as a trade, business or profession, in quails;
 - b. Trap by the help of Bulara, keep or possess, buy or sell,
- ii. The Divisional Forest Officer (Wildlife) shall be the authority to issue licences, permits, certificate etc. on payment of fee specified in rule 4.

¹ Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

² Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

³ Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

⁴ Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

⁵ Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

⁶ Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

⁷ Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

4. i For the purposes of rule 3, the following fee shall be levied and charges;
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| a. | for quails dealing licence. | --- | Rs.4000.00 per annum |
| b. | for quails trapping with Bulara/
Lava Licence. | --- | Rs. 1500.00 per annum |
| c. | for certificate of lawful possession
of quail as pet bird. | --- | Rs. 50.00 per bird per annum |
- ii. A licence, certificate or permit under sub-rule (i) shall, be valid for such area and for such period as may be specified in the licence, certificate or permit as the case may be.
5. A licence dealer shall acquire his stock of quail only from a licenced trapper while a licenced trapper shall be bound to sell his stock only to licenced dealer.
6. The dealer shall keep up to date record of his stock in the form given in appendix and shall produce it to Divisional Forest Officer Wildlife or his subordinate staff for checking as and when required.
7. The dealer shall specify the premises of his dealing in writing while applying for dealers licence and shall restrict his dealing to the premises so specified.
8. The trapper shall be allowed to employ only two workers to help him in trapping of quails. He shall register the names of those employed with the Divisional Forest Officer Wildlife office to get an identity slip/authority issued in their names.
9. Trapping shall be permissible only with the help of Bulara and no other method shall be used for this purpose. The use of prerecorded calls/play back calls shall be deemed unlawful.
10. The purchaser shall obtain purchase receipt from the authorised dealer and shall be bound to produce the same to the wildlife officers whenever required. The purchase receipt shall be valid for ten days from the date of issue.
11. i. Divisional Forest Officer, Wildlife, Range Officer Wildlife, Deputy Ranger Wildlife and Wildlife Watcher are hereby authorized to search any person premises, vessel, vehicle, animal, package, receptacle or covering without warrant to satisfy himself whether or not an offence under the Act or these rules has been committed.

- ii. The officers mentioned under sub-rule (i) are further authorized to arrest without warrant any person who has committed or is suspected to have committed an offence under these rules.
 - iii. The Divisional Forest Officer Wildlife, and Range Officer, Wildlife shall be competent to release the person so arrested on bond.
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- i. The Divisional Forest Officer Wildlife, Range Officer Wildlife, Deputy Ranger Wildlife and Wildlife Watcher are authorized to seize any quail having been caught or possessed in contravention of these rules, or seize the property involved in the commission of offence.
 - ii. The Divisional Forest Officer Wildlife is authorized to confiscate the quail captured or possessed otherwise than in accordance with the provisions of these rules, alongwith the property involved in the commission of offence including arms, nets, traps, vehicle etc.

**SECRETARY TO GOVERNMENT OF ⁸[Khyber Pakhtunkhwa]
FORESTRY, FISHERIES AND WILDLIFE
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⁸ Subs. by the Khyber Pakhtunkhwa Act, No IV of 2011.

