

**GOVERNMENT OF ¹[Khyber Pakhtunkhwa]
FOREST AND AGRICULTURE DEPARTMENT.**

**NOTIFICATION
3rd February, 1977.**

No. SOFT (FAD) VIII-6/76- 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] are pleased to make the following rules:-

1. (1) These rules may be called the ⁵[Khyber Pakhtunkhwa] Wildlife (Protection, Preservation, Conservation and Management) Rules, 1977.
(2) They shall come into force at once.
2. (1) 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 calendar year starting from 1st January and ending on 31st December.
- (2) All the terms used in these rules but not defined shall have the same meanings as assigned to them in the Act.

PART-I

WILDLIFE MANAGEMENT BOARD.

3. (1) A non-official member of the Wildlife Management Board shall, unless he sooner resigns or is removed by Government, hold office for a term not exceeding three years.

¹ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

² Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

³ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

⁴ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

⁵ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

⁶ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

⁷ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

- (2) No member of the Wildlife Management Board appointed by virtue of his office shall continue to be member if he ceases to hold that office.
- (3) Government may remove any member of the Wildlife Management Board without assigning any reason therefor.
4. The meeting of the Board shall be held at such time and at such place and in accordance with such procedure as may be determined by the Chairman.
5. The Board shall have its own fund, raised by grants from Provincial and Federal Government or any other agency.
6. The Board shall maintain complete and accurate books of accounts.
7. The accounts of the Board shall be audited by Auditor-General and copies of the audit reports shall be sent to Government with the comments of the Board.
8. The following shall be the powers of the ⁸[Khyber Pakhtunkhwa] Wildlife Management Board:-
 - (a) the Board shall take all policy decisions about conservation and development of Wildlife and its management in the province;
 - (b) the Board shall scrutinize and approve all the development schemes relating to Wildlife management in the Province;
 - (c) the Board shall supervise the progress of development activities relating to protection, preservation, conservation and management of Wildlife and scrutinize the annual progress report submitted by Wildlife Wing of the Forest Department;
 - (d) the Board shall control the import and export of wild animals, meat and trophies from the Province,. It shall also control the trade in wild animals, meat or trophies, For these purposes the Board may issue licences and permits under the rules;
 - (e) the Board shall have power to grant licences or permits to Heads of States, Members of Diplomatic Corps, V.I.P's, and other dignitaries without any fee;
 - (f) the Board shall have the power to give rewards to the outstanding workers in the field of Wildlife protection, preservation, conservation and management;

⁸ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

- (g) the annual budget of the Board shall be approved and controlled by the Board;
- (h) the Board shall have the powers to appoint all employees of the Board, except the Provincial Game Warden, and shall have the powers to frame rules relating to their terms and conditions of service;
- i) the Board may call for any report from the officials and other functionaries serving under it.

PART -II
GENERAL

- 9. No one shall go out for the purpose of hunting any game animal unless he has the requisite licence or permit with him.
- 10. Every licence issued under these rules other than a license or permit issued under items at Serial Nos. 1, 4, 5 and 8 of Appendix I to these rules shall be valid upto 31st December of the year for which it is issued or the date of expiry of the arms licence whichever is earlier.
- 11. Subject to the other conditions specified in the Act or these rules, the permits, Special permits, licences, special licences and certificates shall be in the form specified in Appendix II to these rules and shall respectively be issued by the, authorities, for the period, upon payment of such fee and on the conditions as are specified in Appendix I to these rules.
- 12. The fee for the renewal of any permit, special permit, licence or certificate, as the case may be, issued under these rules, shall be that which is prescribed in these rules for the issue of the licence.
- 13. (1) Every permit, special licence and certificate respectively issued under the provisions of sections 8, 9, 11, 13 and 14 shall have pasted therein, a recent photograph (Passport size) of the holder thereof duly attested by the authority issuing the permit, licence or certificate.

(2) No person other than whose photograph duly attested by the issuing authority is pasted therein, shall be entitled to use any permit, special permit, licence or a certificate.
- 14. (1) If a licence, permit or certificate issued under these rules is lost or accidently destroyed or otherwise worn out, the authority which issued it, may

issue to the permit-holder, licence-holder or certificate-holder a duplicate copy thereof on payment of a fee of five rupees,

- (2) Any licence or permit which is not renewed for a period of more than three years consecutively, shall stand cancelled. However, if a licence-holder or permit-holder desires to get his licence/permit renewed within three years from the date of its expiry, the issuing authority may at his discretion renew such licence or permit, as the case may be, on realization from the holder thereof, a fee calculated for the period lapsed from date of expiry at prescribed rate plus an equal amount of fine (equal to fee) thereat. This will, however, not exempt the holder of such licence/permit from being prosecuted or chalaned under any offence committed during the period between expiry and renewal of licence/permit, as the case maybe.
15. The authorities issuing any kind of shooting licence or permit shall maintain a register in the form specified in Appendix III to these rules and all licences or permits issued or renewed by them shall be entered therein as soon as the same are issued or renewed.
16.
 - (1.) A shooting permit or special permit may be granted only to such persons as are entitled to carry guns or rifles under the Pakistan Arms Ordinance, 1965, or exempted from the operation of that law.
 - (2) A retainer shall not be entitled to shoot any game animal unless he is in possession of a valid shooting licence under these rules in his own name.
 - (3) A permit for shooting of Black bear, Goral, Himalayan Ibex, Markhor and Shapu shall be issued only to the holder of a valid rifle licence which would be of a calibre not smaller than 240 and hunting with shotgun and rifle of a smaller calibre, shall not be permitted.
17.
 - (1) The holder of shooting permit or licence shall not be entitled to kill on any single day more than the number specified in the First Schedule to the Act. or as the case may be, the permit or licence, issued under these rules,
 - (2) The holder of any shooting permit or licence shall not be entitled to shoot in any season other than that specified in the First Schedule to the Act, or, as the case may be, the permit or licence, issued under these rules.
18. (1) Any person, local authority, statutory organization or Government department desiring a permit for the capture of Wild birds or animals under sections 15 and 16, shall submit an application in writing to the Conservator of Forests (Wildlife) stating-

- (a) the number and kind of birds/animals to be captured;
 - (b) the purpose for which they are needed;
 - (c) the nature of capturing operations;
 - (d) the days when these operations will be carried out; and
 - (e) the place where the capturing operations will be carried out, together with reasons for choosing that place.
- (2) The Conservator of Forests (Wildlife) will make his recommendations and submit the same to the Wildlife Management Board for according of necessary sanction.
- (3) Every such permit-holder shall, as soon as possible, report to the Divisional Forest Officer (Wildlife) the number and kind of birds or animals so captured.
19. The holder of any shooting licence or permit, issued under these rules, shall not be entitled to hunt, shoot or capture any wild animal mentioned in the Third Schedule, unless he possesses a special permit for doing so.
20. (1) No person shall capture any hawk or falcon. Those who are in possession of these birds before the coming into force of these rules will get their hawks/falcons distinctly marked with permanent symbols and obtain a licence of possession from the authorised officer within three months of the enforcement of these rules.
- (2) Hawking will only be allowed with hawks under sub-rule (1) for which a separate hawking licence will be obtained.
21. Every licence-holder for dealing in wild animals, meat or trophies, will maintain a standard stock register and produce it before the officer authorized when required. He will not buy any wild animal, meat or trophy from a person not having a certificate of lawful possession.
22. The issuing authority may cancel a licence or permit at any time without assigning any reason therefor.
23. No person shall possess, cook, or serve in any public place, hotel, cafe, restaurant, hostel, boarding house or any other catering place any bird or animal mentioned in the First and Second Schedules, except when permitted by competent authority.

24. No person shall carry a fire-arm or take with him a sporting dog within a National Park, Game Sanctuary or Game Reserve unless a right of way through such Park, Sanctuary or Reserve exists or a permit for such purpose is obtained from Divisional Forest Officer (Wildlife),
25. Any Divisional Forest Officer (Wildlife), Range Officer (Wildlife), Deputy Ranger (Wildlife) and Wildlife Watcher may seize and confiscate any wild animal, dead or alive, together with any firearm, net, snare, bow, arrow or any vehicle or vessel or anything whatsoever used or suspected to have been used in the commission of an offence under the Act, and arrest the offender without warrant.
26. The following persons may demand certificate of lawful possession under section 27 and lodge complaints under section 31:-
 - (a) All Forest Officers.
 - (b) Wildlife Watchers.
 - (c) Members of the Wildlife Management Board.
 - (d) Any other person authorised by Government in this behalf.
27.
 - (1) All Forest Officers of Wildlife Wing not below the rank of Deputy Forest Ranger (Wildlife) may accept compensation and value of the property under section 35.
 - (2) The Conservator of Forest, Wildlife, shall be the competent authority to fix and revise the rates of compensation as and when so desired.
 - (3) The Divisional Forest Officer (Wildlife) may sell any property confiscated under section 29. The amount so realized shall be credited in any Government treasury.
28. Conservator of Forests (Wildlife) or Divisional Forest Officer (Wildlife), as the case may be, will be competent to give rewards to any person from the money realized as compensation, but in no case the reward exceed three-fourth of the amount so realized.
29. All Divisional Forest Officers (Wildlife), Range Officers (Wildlife), Deputy Ranger (Wildlife) and Wildlife Watchers may search without warrant any person, premises, vessel, vehicle, animal, packages, receptacles or coverings under section 24.

Sd. XXX
Secretary to Government of
⁹[Khyber Pakhtunkhwa] Forest and
Agriculture Department

⁹ Sub by the Khyber Pakhtunkhwa Act No IV of 2011.

APPENDIX - I.

Sl. No.	Nature of Permit or Licence	Provisions under which issued	Issuing Authority	Duration and Extent	Fees.	Remarks
1.	A small game shooting licence, for animals specified in Part-I of the First Schedule to the Act.	Clause (iii) of section 8.	(i) Conservator of Forests (Wildlife) (ii) Divisional Forest Officer (Wildlife)	one year for the Province	Rs 50/-	Licence/Permit is not transferable. Holders shall observe all the prevailing rules in this respect
	a. By shooting	Ditto.	Ditto.	Ditto.	Rs 50/-	
	b. By other methods permissible under law.	Ditto.	Ditto.	Ditto.	Rs 200/-	
2	The game shooting licence for animals specified in part-II of the First schedule to the Act. (An additional permit will be required for shooting of Black Bear, Goral, Himalayan Ibex, Markhor, Urial and Shapu).	Ditto.	Ditto	Ditto	Rs 500/-	
3	Permit for shooting of Black Bear, Goral, Himalayan Ibex, Markhor, Urial and shapu. (This will be in addition to big game shooting licence).	Foot Note 1 of First Schedule to the Act.	Chief Conservator of Forests.	7 days from the date of issue and for a specified area.	Rs 5,000/-	
4.	Special Licence to use any prohibited method for special purposes.	Clause (b) of provision to clauses (i) to (viii) of section 8.	Conservator of Forests (Wildlife).	As specified in the Licence	Rs 500/-	Licence/Permits not transferable. Holders shall all the prevailing observe rules in this respect
5	Licence for hawking	Clause (i) of section 9.	Divisional Forest Officer (Wildlife)	One year for the Province	Rs 150/-	Ditto.

Sl. No.	Nature of Permit or Licence	Provisions under which issued	Issuing Authority	Duration and Extent.	Fees.	Remarks.
9.	Permit to export out of the Province any wild animal of exotic or endemic species or a trophy or meat of a kind of section II.					
	(a) For scientific and commercial purposes.	Sub-section (2) of section 13.	Wildlife Management Board.	As decided by the Board.	As decided by the Board.	Licence/permit not transferable. Holders shall observe all the prevailing rules in this respect.
	(b) Pets	Ditto.	Ditto.	As decided by the issuing authority	Rs. 10/- per bird or trophy. Rs. 100/- per animal or its trophy.	Ditto
10.	A dealer's licence to deal in wild animals, trophies or meat thereof and to manufacture goods of articles, from such trophies or meat	Sub-Section (2) of section 14.	Wildlife Management Board.	One year	(i) Rs. 200/- for dealing in meat. (ii) Rs. 500/- for dealing in trophies (iii) Rs. 200/- for dealing in live birds except hawks and falcons.	Ditto.
11.	Special permit for hunting and shooting in a game reserve.	Section 41.	Ditto.	7 days from the date of issue of permit in a particular reserve.	Small game. (i) Shooting Rs. 25/- per gun per day. (ii) Big game shooting Rs. 150/-	Ditto

APPENDIX - II

GOVERNMENT OF I[Khyber Pakhtunkhwa]
FOREST AND AGRICULTURE DEPARTMENT.

(See sections 8, 9, 11, 13, 14, 15, 16 and 41 of the Act
and rule 13 of these rules)

PERMIT/SPECIAL PERMIT/LICENCE/SPECIAL LICENCE/CERTIFICATE

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Mr..... Son of
resident of..... Tehsil..... District..... whose
photograph is pasted below is hereby permitted to:-

Particulars/Description of Game	Area/locality for which Permit/Licence is valid

2. A sum of Rs... has been received on account of prescribed fee.
3. This Permit/Licence is valid upto

Note:- An additional permit will be required for shooting of Black Bear, Goral, Himalyan Ibex, Markhor, Urial and Shapu.

PHOTOGRAPH	(Signature and Seal of issuing Authority Dated
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APPENDIX - III

¹[Khyber Pakhtunkhwa] FOREST DEPARTMENT
(WILDLIFE WING)

Register of Permits/licences issued or renewed under the ²[Khyber Pakhtunkhwa] Province Forest Department (Wildlife Wing) (Protection, Preservation, Conservation and Management) Act, 1975.

(See section 9).

Date of issue or renewal	Name of applicant and his father's name	Address in full	Number & date of Licence under the West Pakistan Arms Ordinance, 1965	Number of Permit/ License	Particular of game permitted	Fee realized
1	2	3	4	5	6	7

Signature of authority
issuing or renewing
the Permit/Licence.

¹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

² Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.