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FOREST & ENVIRONMENT DEPARTMENT

NOTIFICATION

The 6th September 2013

No. 18659—8F(WL)-54/2013-F&E.—In exercise of the powers conferred by Section 6, read with Section 64 of the Wildlife (Protection) Act, 1972 (53 of 1972), and in supersession of the Odisha State Board for Wildlife Rules, 2008, the State Government do hereby make the following rules, further to amend the Wildlife (Protection) (Odisha) Rules, 1974, namely :—

1. (1) These rules may be called the Wildlife (Protection) (Odisha) Amendment Rules, 2013

(2) They shall come into force on the date of their publication in the *Odisha Gazette*

2. In the Wildlife (Protection) (Odisha) Rules, 1974, (hereinafter referred to as the said rules) in Rule 2, for Clause (c), the following Clause shall be substituted, namely :—

"(c) "Board" means the State Board for Wildlife constituted under sub-section (1) of Section 6 of the Act."

3. In the said Rules, for Chapter-II with the heading "Wildlife Advisory Board", the following chapter with the heading "The State Board for Wildlife" shall be substituted, namely :—

"CHAPTER-II

The State Board for Wildlife

3. (1) The Board shall be constituted in accordance with the provisions contained in sub-section (1) of Section 6 of the Act.

(2) The term of office of the members, other than those who are members *ex officio*, shall be for a period of three years.

(3) The member of the Legislative Assembly nominated by the State Government to the Board shall cease to be the member of the Board on cessation of his office as member of the Legislative Assembly.

(4) The vacancies referred to in Clauses (d) and (e) of sub-section (1) of Section 6 of the Act shall be filled by nomination by the State Government with the approval of the Chairperson taking into consideration the interest and activities shown by the nominee in case of conservation of nature and preservation of wildlife.

- (5) A person appointed to fill the casual vacancy under sub-rule (4) shall hold office only so long as the member, whose place he fills, would have been entitled to hold office if the vacancy had not occurred.

4. Meeting :

- (1) The Board shall ordinarily meet twice in a year and at such place as the State Government may direct.
- (2) The Chairperson or in his absence, the Vice-Chairperson shall preside over the meeting of the Board.
- (3) In the absence of both the Chairperson and the Vice-Chairperson, such other member present as is decided by the Board shall preside over the meeting.
- (4) The Board shall regulate its own procedure for transaction of any business in a meeting.
- (5) The quorum necessary for the transaction of the business at a meeting of the Board shall be such as may be decided by the Board.
- (6) If at any time there is no quorum, the Chairperson or the person presiding over a meeting shall adjourn the meeting until there is a quorum.
- (7) No act of the proceeding of the Board shall be invalid merely by reason of the existence of any vacancy therein or any defect in the constitution thereof or any irregularity in the procedure of the Board affecting the merits of the case.

5. Removal from the Board :

The State Government may with the prior approval of the Chairperson, remove any member of the Board appointed under Clauses (d) and (e) of sub-section (1) of Section 6 of the Act, if,—

- (a) he is unsound mind and stands so declared by a competent Medical Board; or
- (b) he is an undischarged insolvent; or
- (c) he is convicted of a criminal offence involving moral turpitude; or
- (d) he fails to attend more than three successive meetings of the Board without the leave of the Chairperson; or
- (e) his conduct is found to be unbecoming of a member.

6. Record of Business :

- (1) The record of business transaction at every meeting of the Board shall be prepared by the Member-Secretary for approval by the Chairperson or the Member presiding at such meeting.
- (2) When any business is transacted by circulation of papers, the Member-Secretary shall prepare a record of the business transacted for approval by the Chairperson of the Board permitting the circulation.
- (3) The record of business transacted at every meeting of the Board shall be approved and signed by the Chairperson or the Vice-Chairperson or the Member presiding at such meeting, and the approved record of business shall be circulated to all members.
- (4) All records shall be maintained by the Member-Secretary in relation to items of business transacted by the Board or the Committee, Sub-committee or Sub-group thereof.

7. Travelling and other allowances to member of the Board :

- (1) A member of the Board other than member *ex officio*, shall be entitled to receive, in respect of any journey performed by him for the purpose of attending a meeting of the Board or for the purpose of discharging any duty assigned to him by the Board, travelling allowance and daily allowance at the rates as are admissible to the Group 'A' officers of the State Government for the time being in force.
- (2) No travelling allowance or daily allowance shall be allowed to a member of the Board unless he certifies that he has not drawn any travelling or daily allowance from any other source in respect of journey and halt for which the claim is made.
- (3) The travelling allowance shall be payable from the usual place of residence of a member of the Board to the place of meeting or the place where he has given to attend to any business of the Board and to the place of his residence.
- (4) In special circumstances, the Chairperson may grant travelling allowance from the places other than usual place of residence of a member.

8. Controlling Authority for Allowances :

The Member-Secretary of the Board shall be the controlling authority in respect of payment of allowance to the members under this rule."

By order of the Governor

R. K. SHARMA

Principal Secretary to Government