No.: MSBB/University/ 342 / 13-14
Nagpur.

To,
The Dean
Faculty of Science
Rashtrasant Tukdoji Maharaj Nagpur University
Nagpur - 440033


Maharashtra State Biodiversity Board, Nagpur was formed u/s 22 of the Biological Diversity Act, 2002. The Board came into existence from January 2012. Since then the Board has written to Vice Chancellors of all the Universities of State regarding use of biological resources in Research Programme conducted by the Universities vide letter no. MSBB/INF/2 dated 19-10-2012 & no. 62 dated 17-5-2013. However proper note is not being taken about the expected mandatory action to be taken on University level.

It is again requested to note that “No Person / Institute can obtain any biological resource occurring in India or knowledge associated thereto for research or for commercial utilization, or for bio-survey and bio-utilization without previous approval of State Biodiversity Board / National Biodiversity Authority” and “Who-so-ever contravenes the provisions of this Act, shall be punishable with imprisonment for a term which may extend to three years or with fine which may extend to five lakh rupees, or with both”. For this your kind attention is invited to Sec. 7 & 23 of the Biological Diversity Act 2002, and Sec. 17 of Maharashtra Biological Diversity Rules 2008.

Moreover, where an offence or contravention under this Act is committed by a Company or Institute, every person who at the time of the offence or contravention was committed was in charge as well as the Company / Institute shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

It is well known fact that research programmes carried out in Department of Zoology, Botany, Pharmaceutical Sciences, Biotechnology, Genetic Sciences, Bio-chemistry,
Maharashtra State Biodiversity Board

FORM I

(See Rule 17)

Application form for access to/collection of Biological Resources for commercial utilization and associated traditional knowledge

Part 'A'

1. Full particulars of the applicant
   (a) Name:
   (b) Permanent address:
   (c) Address of the contact person/agent, if any, in India:
   (d) Profile of the organization (personal profile in case the applicant is an individual). (Please attach relevant documents of authentication):
   (e) Nature of Business:
   (f) Turnover of the organization in Indian Rupee

2. Details and specific information about nature of access sought and Biological material and/or associated knowledge to be accessed
   (a) Identification (scientific name and local name) of Biological resources and its traditional use:
   (b) Geographical Location (Including Village, Taluka and district) of proposed collection:
   (c) Description/nature of traditional knowledge and its existing manifestations and uses (oral/document):
   (d) Any identified individual/family/community holding the traditional knowledge:
   (e) Quantity of Biological resources to be collected and methodology to be used for its collection:
   (f) Time span in which the Biological resources are proposed to be collected:
   (g) Name and number of person authorized by the company for making the collection:
   (h) The purpose for which the access is requested including the type and extent of research commercial use being derived and expected to be derived from it:
   (i) Whether any collection or use of the resource endangers any component of biological diversity and the risks which may arise from the access and whether such use and collection would be sustainable in perpetuity.
   (ii) Explanation as to how such use and collection is sustainable in perpetuity.

3. Estimation of benefit that would flow to communities arising out of the use of accessed bio-resources and traditional knowledge

4. Proposed mechanism and arrangements for benefit sharing.

5. Any other information.

Part 'B'

Declaration

I/we declare that:

Collection and use of proposed biological resources shall not adversely affect the sustainability of the resources:

Collection and use of proposed Biological resources shall not entail any irreversible environmental impact:

Collection and use of proposed biological resources shall not pose any risk to biodiversity, including ecosystems, species and genetic diversity:

Collection and use of proposed biological resources shall not adversely affect the local communities:

The approval/no objection letter of the Biodiversity Management Committee of the area from which the Collection is proposed has been obtained.

I/we undertake to pay any fee and/or royalty, as may be levied by the Board or Biodiversity Management Committees. I/we further undertake to furnish any irrevocable bank guarantee, as may be prescribed by the Board.

I/we further declare the information provided in the application form is true and correct and I/we shall be responsible for any incorrect/wrong information.

Signed:

Name:

Title:

Place:

Date: