MADHYA PRADESH GOVANSH VADH PRATISEDH NIYAM, 2012

1 GOVERNMENT OF MADHYA PRADESH PASHU PALAN VIBHAG The Madhya Pradesh Agricultural Cattle Preservation Rules, 1959 (04-01-1960) DIRECTORATE OF VETERINARY SERVICES, MADHYA RADESH 13 MADHYA PRADESH ACT No. 51 of 1984 THE MADHYA PRADESH KRISHIK PASHU PARIRAKSHAN (SANSHODHAN) ADHINIYAM, 1984. (Received the assent of the President on the 20 November, 19841; assent first published in the "Madhya Pradesh Gazette" (Extraordinary), dated the November, 1984. An Act further to amend the Madhya Pradesh 'Krishik Pashu Parirakshan Adhiniyam 1959. Be it enacted by the Madhya Pradesh Legislature in the Thirty-fifth year of the Republic of India as follows:- Short title. This Act may be called the Madhya Pradesh Krishik 1. Pashu Parirakshan (Sanshodhan) Adhiniyam, 1984. Amendment of section 2

2. In section 2 of the Madhya Pradesh Krishik Pashu Parirakshan Adhiniyam, 1959 (No.18 of 1959) hereinafter referred to as the Principal Act), after clause (ii) the following clause shall be inserted, namely:- "(ii-a) "export" means to take out from the State of Madhya Pradesh to any place outside the State", Amendment of section 6. In section 6 of the Principal Act, for the words 3. "agricultural cattle", the words "agricultural cattle other than cow or calf of cow" shall be substituted. Insertion of new sections 6-A, 6-B and 6-c

3. After section 6 of the Principal Act, the following sections shall be inserted, namely:- Restriction on expert of cow etc."6-A. No person shall expert or cause to be exported cow or calf of cow for of slaughter either directly or through his agent or servant 14 of any -------- acting on his behalf in contravention of the provisions of this "Act or with the knowledge that it will be or is likely to be slaughtered. Permit for export 6-B. (l) Any person desiring to export cow or calf of cow shall apply for a permit to such officer, as the State Government may, by notification, appoint in this behalf, stating the reasons for which they are to be exported as also the number of cows and calf of cows and the name of the State to which they are proposed to be exported and shall also file a declaration to the effect that the cows or calves of cows for which the permit for export is required shall not be slaughtered. (2) The officer appointed under sub-section (1) shall, after satisfying himself about the genuineness or otherwise of the request of the applicant, either grant or refuse to grant him a permit for the export of cows or calves of cows specified in the application: Provided further that the permit shall not be granted for export of cows or calves of cows to a State where cow slaughter is not banned by law. (3) The form of permit and the fee for issuing permits shall be such as may be prescribed. Special permits. 6-C. The State Government may issue special permits for export of cows of calves of cows if it is of opinion that it will be in the public interest to do so. " Amendment of Section 9. (5) In section 9 of the Principal Act, - (i) for the marginal heading, the following marginal hading shall be substituted namely:- "Power of entry, search and seizure. " (ii) after sub-section (2) the following sub-sections shall be namely:- substituted, 15 "(3) Any police officer not below the rank of head constable or any person authorized in this behalf by the Government may, with a view to securing compliance with the provisions of section 6-A and section 6-B or for satisfying himself that the provisions of the said sections have been complied with,- enter, stop and search, or authorize any person to enter, stop and (a) search any vehicle used or intended to be used for the export of cows or calves of cows:- seize or authorize the seizure of cows or calves of cows in respect of (b) which he suspects that any provision of section 6-A or 6-B has been, is being or is about to be contravened along with the vehicles in which such cows or calves of cows are found and thereafter take or authorize the taking of all of measures necessary for securing the production of the cows or calves cows and vehicles so seized, in a court and for their safe custody pending production. (4) The provisions of section 100 of the Code of Criminal 'Procedure. 1973 (No. 2 of 1974) relating to search and seizure shall, so far as may be, apply to searches and seizures under this section" (4) For section 10 of the Principal Act, the following section shall be . Cenalty for contravention of section 4 (l), 6-A and 6-B) "10 Whoever contravenes the provisions of clause (a) of sub-section (1) of section 4 or section 6-A or section 6-B shall be punished with imprisonment of either description for a term which may extend to three years and with line which may extend to five thousand rupees: (Penalty for contravention of section 4(1), 6-A and 6-B. Provided that except for special and adequate reasons to be recorded in the judgment of the court such imprisonment shall not be less than six months and such fine shall not be less than one thousand rupees." Amendment of

section 1 7 In section 1 1 of the Principal Act, for the words, brackets, letter and 7. figures, "clause (a) of sub-section (1) of section 4", the words, brackets, letters, and figures "clause (a) of sub-section (1) of section 4, or section 6 A or section 6-B", shall be substituted. 16 Amendment 01 section 18. In sub-section (2) of section 18 of the Principal Act, after clause (c), 8. the following, clause shall be inserted, namely:- "(d) the form of permit and the fee for issuing permit under sub-section (3) of section 6-B". Repeal The Madhya Pradesh Agricultural Cattle Preservation (Amendment) 9. Ordinance, 1984 (No. 19 of 1984) is hereby repealed. 17 MADHYA PRADESH ACT NO. 21 OF 1991 MADHYA PRADESH KRISHIK PASHU PARIRAKSHAN (SANSHODHAN) ADHINIYAM, 1991 (Received the assent of the Governor on the 17th September, 1991; assent first published in the "Madhya Pradesh Gazette (Extraordinary)", dated the 20th September, 1991.) An Act further to amend the Madhya Pradesh Krishik Pashu Parirakshan Adhiniyam, 1959. Be it enacted by the Madhya Pradesh Legislature in the Forty-second Year ofthe Republic of India as follows:- Short title

1. This Act may be called the Madhya Krishik Pashu Parirakshan (Sanshodhan) Adhiniyam), 1991. Amendment of Section 4 2. For sub-section (1) of Section 4 of the Madhya Pradesh Krishik Pashu Parirakshan Adhiniyam, 1959 (No. 18 of 1959) (hereinafter referred to as the Principal Act), the following sub-section shall be substituted, namely:- (1) Notwithstanding anything contained in any other law for the time being in force or in any usage or custom to the contrary, no person shall slaughter or cause to be slaughtered or offer or cause to be offered, for slaughter- (a) cow, calf or cow, calf of she-buffalo, bull or bullock; and (b) any other agricultural cattle unless he has obtained in respect of such cattle a certificate in writing issued by the Competent Authority for the area in which the cattle is to be slaughter that the cattle is fit for slaughter." Amendment of Section 6

3. In Section 6 of the Principal Act, for the words "agricultural cattle other than cow or calf of cow" the words "cow, calf of cow, calf of she buffalo, bull or bullock" shall be substituted. Amendment of Section 6-A. 18 4. In Section 6-A of the Principal Act, for the words "cow or calf of cow" the words" cow, calf of cow, calf of she-buffalo, bull or bullock" shall be substituted. Amendment of Section 6-B

5. In Section 6-B of the Principal Act,- (a) in sub-section (1).- for the words "cow or calf of cow" the words "cow, calf of cow, calf of she-buffalo, bull or bullock" shall be substituted; (ii) for the words "cows and calf of cows" the words "cow, calf of cow, calf of she-buffalo, bull or bullock" shall be substituted; (iii) for the words "cows or calves of cows for which the permit for export is required" the word "it" shall be substituted; (b) in sub-section (2) for the words "cows or calves of cows" occurring twice the words "cow, and calf of cow, calf of she- buffalo, bull or bullock" shall be substituted. Substituted of Section 6-C

5. For Section 6-C of the Principal Act, the following Section shall be substituted, namely:- Special Permits."6-C. The State Government may issue special permits for transport or export of cow, calf of cow, calf of she-buffalo, bull or bullock if it is of the opinion that it will be in the public interest to do so." Amendment of Section 7

7. In Section of the Principal Act,- (a) for the marginal heading, the following marginal heading shall be substituted, namely:- "Prohibition of purchase, sale or any other manner of disposal of cow, calf of cow, calf of she-buffalo, bull or bullock"; 19 (b) for the words "cows, calves of cows or calves of she- buffaloes", the words "cow, calf of cow, calf of she- buffalo, bull or bullock" shall be substituted. Amendment of Section 9

8. In sub-section (3) of Section 9 of the Principal Act,- (a) in clause (a), for the words "cow or calves of cows" the words "cow, calf of cow, calf of she-buffalo, bull or bullock" shall be substituted: (b) in clause (b), for the words "cows or calves of cows" occurring twice and for the words "cows or calves of cows", the words "cow, calf of cow, calf of she-buffalo, bull or bullock" shall respectively be substituted. Amendment of Section 17. In Section 17 of the Principal Act, the words "religious" shall be 9. omitted. Bhopal, the 7th September, 1993 No.F. 17-2-XXXV-82- In exercise of the powers conferred by sub- section (l)of Section 6-B of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959), the State Government hereby appoints all Sub-Division Officers of the Revenue Department of the State as authorized officer for the purpose of Section 6-B of the said Act. By order and in the name of the Governor of Madhya Pradesh, RAGHUVENDRA SINGH SIROHI, secy. 20 Bhopal, the Dated 22nd July 1996. No. F.17-2XXXV-82 (part) in exercise of the powers conferred by Section 18 of the Madhya Pradesh, Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959), the State Government hereby makes

the following amendment in the Madhya Pradesh Agricultural Cattle Preservation Rules, 1959 namely:- AMENDMENT In the said rules, in rule 3 for the word "Rupees three". The Words "Rupees fifteen" shall be substituted. By order and in the name of Governor of Madhya Pradesh. RANJANA CHOWDHARY, SECY. Bhopal, the Dated 22nd July 1996. No. F.17-2-XXXV-82 (part) in exercise of the powers conferred by Section 18 of the Madhya Pradesh, Agricultural Cattle Preservation Act, 1959(No. 18 of 1959), the State Government hereby makes the following amendment in the Madhya Pradesh Agricultural Cattle Preservation Rules, 1959 namely:- AMENDMENT In the said rules in rule 3 for the word "Rupees Three" The Words "Rupees fifteen" shall be substituted. By order and in the name of the Governor of Madhya Pradesh. RANJANA CHOWDHARY, SECY. 21 Bhopal, the 7th September, 1993 No.F 17-2-XXXV-82.- In exercise of the powers conferred by sub- section (1) of Section 6-B of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959), the State Government hereby appoints all Sub-Division Officers of the Revenue Department of the State as authorized officer for the purpose of Section 6-B of the said Act. By order and in the name of the Governor of Madhya Pradesh, RAGHUVENDRA SINGH SIROHI, SECY. 2 AGRICULTURE DEPARTMENT Bhopal, the 4th January 1960-Pausa 14, 1881. No. 46-2592-XIV-Vety.59.- In exercise of the powers conferred by sub-section (3) of section 1 of the Madhya Pradesh Agricultural Cattle Preservation Act 1959 m(No. 18 of 1959), the State Government hereby appoint the 15th January 1960 as the date on which said Act shall come into force. No. 47-2591-XIV-Vety.59. In exercise of the powers conferred by section 18 of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959), and in suppression of all previous rules made on the subject, the State Government hereby make the following rules, namely :- 1. 2

4. RULES These rules may be called the Madhya Pradesh Agricultural Cattle Preservation Rules, 1959. In these rules, unless the context otherwise requires,- (a) "Act means the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959); (b) "form" means a form appended to these rules; (c) "'Section' means a section of the Act. An application for a certificate under section 4 shall be made by a person to the Competent Authority in

Form I which may be obtained from the Competent Authority. Such application shall be accompanied by a fee of rupees three person of cattle for which permission for slaughter is sought. The fee shall be paid in cash and a receipt obtained therefore from the Competent Authority. On receipt of the application under rule 3 the Competent Authority shall by order direct the person keeping the agricultural cattle to submit such cattle for examination by the Veterinary Officer and thereupon it shall be the duty of the person keeping such cattle to submit it for examination accordingly and render all reasonable assistance in connection with such examination. 3 If on such examination of the cattle the Veterinary Officer is satisfied 5. 6. 7. 8. that:- (a) (b) the cattle is over twenty years of age and is unfit for work or breeding or has become permanently incapacitated from work or breeding due to age, injury, deformity of an incurable disease; and the cattle is not suffering from any disease which makes its meat unwholesome for human consumption; he shall certify the cattle accordingly and cause it to be branded with letter "C" on one of its cheeks. The Veterinary Officer shall issue a certificate of examination of the cattle in form 11 and send it to the Competent Authority. On receipt of the certificate of examination from the Veterinary Officer the Competent Authority may, after considering the matter, issue a certificate in Form Ill or refuse to issue such certificate. (1) In any area in which there is no place fixed for slaughter by or under a law relating to local authority in force, the Competent Authority shall fix a place at which the cattle may be slaughtered under the Act. (2) In fixing the place for slaughter, the competent Authority shall have due regard to the sanitary condition of the locality and the susceptibilities of the residents thereof, and see that the place is such that the slaughter of the cattle shall not be open to public gaze. 5 Description ofthe cattle: No..... District.... ... . . l. 2. 3

FORM 111 (See rule 7) Certificate of the cattle being fit for slaughter Month.... ... . Year.... ..... Certified that the cattle described below the property of Shri..... Son of . is fit for slaughter:- Tehsil. ..... l. 2. 3

4. Kind of cattle Sex Age Description Place where the cattle is allowed to be slaughter under clause (ii) of section 5 of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959. The certificate shall be valid for a period of 10 days from the date of issue. Competent Authority. 6 No. 48-2591-XIV-Vety.-39 1 In exercise of the powers conferred by clause (ii) of section 2 of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959. (No. 18 of 1959) the State Government hereby appoint the persons specified in column (2) of the Table below to perform the functions of Competent Authorities. Under the said Act in the local areas specified in the corresponding entry in column (3) of the said Table, namely:- Table Name of the persons (2) S.N0. (1) 1. 2

3. Local Areas (3) Secretaries of the Municipal Committees In Mahakoshal Region Area within the limits of the respective Municipalities. Executive Officers of the Municipalities Or Municipal Boards in other Regions. Municipal commissioners Ujjain and Ratlam Tehsildar Area outside the limits of the Municipal Committees and within the jurisdiction of the Tahsildar Health Officers of the Corporations Area within the respective Municipal Corporation. No. 49-2591-XIV-Vety.-59.- In exercise of the powers conferred by sub- section (3) of section 4 of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959), the State Government hereby authorize all Assistant Collectors within their respective jurisdiction to here appeals against the orders of Competent Authorities under the said sub-section. By order and in the name of the Governor of Madhya Pradesh, R.C. MURAB, secy. 7 GOVERNMENT OF MADHYA PRADESH LAW DEPARTMENT Bhopal, the 16th June, 1961 No. 17671-XXI-A(Dr). - The following Act of the Madhya Pradesh Legislative Assembly, having been assented to by the President on the 3rd June, 1961, is hereby published for general information. By order and the name ofthe Governor of Madhya Pradesh, R.G. TRIVEDI, secy. MADHYA PRADESH ACT No. 22 of 1961. THE MADHYA PRADESH AGRICULTURAL CATTLE PRESERVATION (AMENDMENT) ACT, 1961 Received the assent President on the 3rd June 1961 assent first published in the "Madhya Pradesh Gazette" on the 23rd June 1961. An Act to amend by the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959). Be it enacted by the Madhya Pradesh Legislature in the Twelfth Year of the Republic of India as follows:- 1. 2. (1) Short title.- This Act may be called the Madhya Pradesh Agricultural Cattle Preservation "(Amendment) Act, 1961. Amendment of section 4 of Act No. 18 of 1959.- In section 4 of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (herein-after called the principal Act)- in sub-section (2), for clause (a), the following clause shall be substituted, namely:- "(a) the cattle is - over 15 years of age or (ii) 8 has become permanently incapacitated for work or breeding due to injury, deformity or an incurable disease and such permanent incapacity has not being caused deliberately; and "; (2) (3) (4) (5) 3. for sub-section (3), the following sub-section shall be substituted namely:- Where the Competent Authority refuses to issue a certificate under this section it shall record its reasons in writing and any person aggrieved by such refusal may, within fifteen days from the date of communication thereof appeal against the order of refusal to the Collector of the district or such other officer as may, by notification in the official Gazette, be authorized in this behalf by the State Government; and the Collector, or such other officer may pall such orders thereon as he thinks fit"; and after sub-section (4), the following sub-section shall be added, namely:- "A certificate issued under clause (b) of sub-section (1) shall be valid for ten days from the date of its issue." Amendment of section 5 of Act No. 18 of 1959.- For section 5 of the principal Act, the following section shall be substituted, namely:- "Prohibition of slaughter of cattle in places not fixed for the purpose

5. No cattle in respect of which a certificate has been issued under section 4 shall be slaughtered in any place other than a place fixed for the purpose by or under any law for the time being in force and if such law does not provide therefore, at a place fixed by the Competent Authority." MADHYA PRADESH ACT No. 8 of 1962. THE MADHYA PRADESH AGRICULTURAL CATTLE PRESERVATION (AMENDMENT) ACT, 1962. (Received the assent of the Governor on the 11th July, 1962 assent first published in the "Madhya Pradesh Gazette", Extraordinary on the 20th July, 1962.) 9 An Act further to amend the Madhya Pradesh Agricultural Cattle Preservation Act, 1959. Be it enacted by the Madhya Pradesh Legislature in the Thirteenth Year of the Republic of India as follows:- 1. Short title.- This Act may be called the Madhya Pradesh Agricultural Cattle Preservation (Amendment) Act

1962. Amendment of section 17.- Section 17 of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959, shall be renumbered as sub-section (1) thereof and after sub-section (1) as so renumbered, the following sub-section shall be inserted, namely:- "(2) The State Government may, by notification, delegate to any officer, not below the rank of a Collector, all or any of its powers under sub-section (l)". GOVERNMENT OF MADHYA PRADESH AGRICULTURE DEPARTMENT. Notification Dated, Bhopal, the 16th October, 1965 No.5109/4191-XIV-Vety. In exercise of the powers conferred by section 18 of the Madhya Pradesh Agricultural Cattle Preservation Act, 1959 (No. 18 of 1959), the State Government hereby makes the following further amendments in the Madhya Pradesh Agriculture Cattle Preservation Rules 1959, namely:- Amendments 1. Rule 7 shall be renumbered as rule 7 (1): 2. After rule 7 (i) the following rule shall be inserted, namely:- "(ii) The Competent Authority shall arrange to take back the certificate issued by it in

Form Ill under rule 7(1) within 24 hours of the slaughter of the cattle for which the certificate was issued and shall cancel it by a rubber stamp bearing the mark cancelled thereon and duly signed by the Competent Authority." 3. 10 In Form Ill appended to the said rules, after the words "This certificate shall be valid for ten days from the date of its issued the following shall be added, namely:- "It shall be returned to the Component Authority for cancellation within 24 hours of the slaughter of the cattle for which it was issued." By order and in the name of Governor of Madhya Pradesh T.C.R. MENON Deputy Secretary to Government of M.P. Agriculture Department. Bhopal, dated 16th 1963. No.5110/4191 -XIV-Vety, Copy forwarded to the:- 1. 2. 3. 4. 5. 6. 7. 8. 2/ All Commissioners of Divisions, Madhya Pradesh. Inspector of General of Police, Madhya Pradesh, Bhopal. All Collectors of districts, Madhya Pradesh. All District Superintendents of Police, Madhya Pradesh. Director of Veterinary Services, Madhya Pradesh, Bhopal. All Divisional Deputy Directors of Veterinary Services, Madhya Pradesh. Local Government (Urban) Department, M.P., Bhopal. Local Government (Rural) Department, M.P. Bhopal. For information in continuation of this department endorsement No.2298/XIV-Vety dated 19-4-1963. Collectors of districts are requested to bring the amendment to the notice of all the Competent Authorities in their districts. 3/ The Director of Veterinary Services, M.P. Bhopal is requested to the amendment to the notice of all the Veterinary Officers under the said Act. T.C.R. MENON Deputy Secretary to Government of M.P. Agriculture Department. 11 GOVERNMENT OF MADHYA PRADESH AGRICULTURE DEPARTMENT MEMORANDUM No.5135/4682-XIV-Vety. Bhopal, dated the 19th October, 1963. To, All Collectors of Districts, Madhya Pradesh. Sub: Bringing forms prescribed under the Madhya Pradesh Agricultural Cattle Preservation Rules, 1960 on the schedule. Ref: This department memo No. 5406/5343-XIV-Vety dated 22-11-19- Government have decided that Form I (form of application), Form II(Certificate of an agricultural cattle) and Form Ill (certificate of the cattle being fit for slaughter), prescribed under the Madhya Pradesh Agricultural Cattle Preservation Rules, 1960 should be brought on the Schedule of the Veterinary Department against serial No. 164, 165 and 166 accordingly sanction has been accorded for printing 43,000 copies of oath of the above forms which would be stocked with the Press. Besides, Government have also decided to bring the following forms prescribed under this department memo No. 6002/3840-XIV-Vety dated the ISt September, 1961 on the Schedule- Register to be maintained by the Competent Form 'A' Authority showing certificates issued and fee realized under the M.P. Agricultural Cattle Preservation Act, 1959. Monthly statement showing number of cattle Form 'B' permitted for slaughter and fee realized during the month. Register to be maintained by the Veterinary Form 'C' Officer showing the details of cattle examined and for which certificate issued by him under the M.P. Agricultural Preservation Act, 1960. 3. 12 You may therefore send your indents, if any, direct to the Superintendent, Government Printing, M.P. Bhopal and obtain from him the required number of copies of the forms for supplying to the Competent authorities and Veterinary Officers appointed under the M.P. Agricultural Cattle Preservation Act, 1959 in your district. (A.H. Kidwai) Assistant Secretary to Government of M.P. No.5136/4682-XIV-Vety, Bhopal, dated the 19th October, 1963. Copy forwarded to the Director of Veterinary Services, Madhya Pradesh, Bhopal for information in continuation of this department memo No. 3929/3301 -XIV-Vety dated 2-6-1963. 4

3. Copy forwarded to the Superintendent, Government Printing, M.P., Bhopal for information and necessary action in continuation of this department endorsement No. 3930/3301 -XIV-Vety dated 2-8-1963. Copy forwarded to all Commissioners of Divisions for information. Assistant Secretary MADHYA PRADESH ACT NO. 51 of 1984. THE MADHYA PRADESH KRISHIK PASHU PARIRAKSHAN (SANSHODHAN) ADHINIYAM, 1984. TABLE OF CONTENTS. Sections: 1. 2. 3. 4. 5. 6. 7. 8

9. Short title. Amendment of section 2. Amendment of section 6. Insertion of new section 6-A, 6-B and 6-C. Amendment of section 9. Substitution of new section for section 10. Amendment of section 11. Amendment of section 18. Repeal.