

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) of biological resources and its traditional use:
 - b) Geographical location (including village, Janpad, and district) of proposed collection:
 - c) Description / nature of traditional knowledge and its existing manifestations and uses (oral / documented):
 - d) Any identified individual / family / community holding the traditional knowledge:
 - e) Quantity of biological resources to be collected:
 - 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.

3. Estimation of benefits 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 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;

I/we undertake to pay any fee and/ or royalty, as may be levied by the Board or BMCs. 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:

FORM II
Form of Memorandum of Appeal
(See rule 25)

BEFORE THE SECRETARY, MINISTRY OF ENVIRONMENT AND FORESTS,
Government of India, NEW DELHI

OR
Chairperson, NATIONAL BIODIVERSITY AUTHORITY
(as the case may be)

(Memorandum of appeal under Section 50 of the Biological Diversity Act, 2002.)

Appeal No. _____ of 200

.....Appellant (s)

Vs.

.....Respondent(s)

(here mention the designation of the Authority/Board, as the case may be)

The appellant begs to prefer this Memorandum of Appeal against the order dated _____ passed by the Respondent on the following facts and grounds.

1. **FACTS:**
(Here briefly mention the facts of the case):
2. **GROUND:**
(Here mention the grounds on which the appeal is made) :
 - i.)
 - ii.)
 - iii.)
3. **RELIEF SOUGHT:**
 - i.)
 - ii.)
 - iii.)
4. **PRAYER:**
 - a) In the light of what is stated above, the appellant respectfully prays that the order/decision of the respondent be quashed/set-aside .
 - b) The policy/guidelines/rules/regulations framed by the Respondent be quashed /modified/annulled to the extent _____
 - c) _____
5. The amount of Rs. _____ (Rupees _____) as fee for this appeal has been paid to _____ vide order No . _____ dated _____

Place: _____
Dated: _____

Signature of the appellant
with Seal
Address:

VERIFICATION

I, the appellant do hereby declare that what is stated above is true to the best of my information and belief.

Verified on ____ day of _____.

Signature of the appellant
With Seal
Address

Signature of the Authorised representative of the appellant

Enclosures: Authenticated copy of the order, direction or policy decision, against which the appeal has been preferred.

FORM III

[see rule 25 (4)]

By Registered Post/Acknowledgement due

Before the Secretary, Ministry of Environment and Forests,
Government of India, New Delhi

OR

Before the Chairperson, National Biodiversity Authority
(as the case may be)

Appeal No. of 200.....

Between

: Appellant(s)

Vs

: Respondents(s)

To,

NOTICE

Please take the notice that the above appeal filed by the appellant, against the order/direction/policy decision (Give details) is fixed for hearing on _____ at _____.

The copies of the Memorandum of appeal and other annexure filed along with the appeal are sent herewith for your reference.

Please note that if you fail to appear on the said date or other subsequent date of hearing of the appeal, the appeal would be disposed of finally by placing you ex-parte.

Authorised signatory on behalf of the
Appellate Authority
(Seal)

Place: _____

Dated: _____