

अण्डमान तथा निकोबार राजपत्र
ANDAMAN AND NICOBAR GAZETTE



असाधारण

EXTRAORDINARY

प्राधिकार से प्रकाशित

Published By Authority

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ANDAMAN AND NICOBAR ADMINISTRATION
CHIEF COMMISSIONER'S SECRETARIAT

NOTIFICATION

Port Blair, the 21st January 1967/Magha 1, 1888.

No. 7/67/64-448/67-Pub (J).—The following regulation promulgated by the President of India under Article 240 of the constitution is published for general information :—

The Andaman and Nicobar Islands Prohibition of Cow Slaughter Regulation, 1967 (No. 1 of 1967).

By order
B. C. ACHARI

Asst. Secretary to the Chief Commissioner.

**THE ANDAMAN AND NICOBAR ISLANDS
PROHIBITION OF COW SLAUGHTER
REGULATION, 1967**

No. 1 of 1967

Promulgated by the President in the Seventeenth Year of the Republic of India.

A Regulation to prohibit the slaughter of cow and its progeny in the Union territory of the Andaman and Nicobar Islands and for matters connected therewith.

In exercise of the powers conferred by clause (1) of article 240 of the Constitution, the President is pleased to promulgate the following Regulation made by him :—

1. (1) This Regulation may be called the Andaman and Nicobar Islands Prohibition of Cow Slaughter Regulation, 1967. Short title, extent and commencement.

(2) It extends to the whole of the Union territory of the Andaman and Nicobar Islands.

(3) It shall come into force on such date as the Chief Commissioner may, by notification in the Official Gazette, appoint.

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2. In this Regulation, unless the context otherwise requires,— Definitions—

(a) "Andaman and Nicobar Islands" means the Union territory of the Andaman and Nicobar Islands;

(b) "beef" means flesh of cow and of such bull or bullock whose slaughter is prohibited under this Regulation but does not include such flesh contained in sealed containers and imported as such into the Andaman and Nicobar Islands;

(c) "Chief Commissioner" means the Chief Commissioner of the Andaman and Nicobar Islands;

(d) "competent authority" means any person or authority authorised by the Chief Commissioner, by notification in the Official Gazette, to perform the functions of the competent authority under this Regulation for such area as may be specified in the notification;

(e) "cow" includes a heifer and a calf;

(f) "Official Gazette" means the Andaman and Nicobar Gazette;

(g) "Prescribed" means prescribed by rules made under this Regulation;

(h) "slaughter" means killing by any method whatsoever and includes maiming and inflicting of physical injury which in the ordinary course will cause death;

(i) "uneconomic cow" includes a stray, unprotected, infirm, disabled, diseased or barren cow.

3. Notwithstanding anything contained in any other law for the time being in force or in any custom or usage to the contrary, no person shall slaughter or cause to be slaughtered or offer or cause to be offered for slaughter at any place in the Andaman and Nicobar Islands—

Prohibition of slaughter of cows and regulation of slaughter of bulls and bullocks.

(a) a cow; or

(b) a bull or bullock, except under and in accordance with a certificate from the competent authority issued under this Regulation.

Issue of certificate for slaughter of bulls and bullocks.

4. (1) Any person desiring to slaughter or offer for slaughter or cause to be slaughtered or offered for slaughter, a bull or bullock, may apply to the competent authority within whose jurisdiction he resides, for a certificate for the purpose.

(2) Every application under sub-section (1) shall be in the prescribed form and shall contain the prescribed particulars:

(3) On receipt of any such application, the competent authority may, after making such inquiries as it thinks fit and after satisfying itself that—

(a) the bull or bullock, as the case may be, is over the age of fifteen years; or

(b) in the case of a bull, it has become permanently unfit and unserviceable for the purpose of breeding and in the case of a bullock, it has become permanently unfit and unserviceable for the purpose of draught or any kind of agricultural operation,

issue a certificate to the effect that the bull or bullock, as the case may be, is fit for slaughter:

Provided that where the permanent unfitness or unserviceability of a bull or bullock has been caused deliberately, the bull or bullock shall not be deemed to be permanently unfit or unserviceable for the purpose of this sub-section.

(4) Where the competent authority issues or refuse to issue a certificate, it shall record in writing the reasons therefor.

(5) Where the competent authority issues a certificate, it shall specify therein the place at which the bull or bullock may be slaughtered and the applicant shall not slaughter the bull or bullock at any place other than the place mentioned in the certificate.

5. Any person aggrieved by the refusal of the competent authority to issue a certificate under section 4 may, within the prescribed period, prefer an appeal to the Chief Commissioner and the Chief Commissioner shall, after giving the appellant an opportunity of being heard, dispose of the appeal as expeditiously as possible. Appeal.

6. Notwithstanding anything contained in any other law for the time being in force, no person shall sell or transport, or offer for sale or transport, or cause to be sold or transported, beef or beef-products in any form except for such medicinal purposes as may be prescribed or for consumption by a *bona fide* passenger in an aircraft. Prohibition of sale of beef.

7. (1) Nothing in this Regulation shall apply to the slaughter of a cow, bull or bullock— Exemption.

(a) which is suffering from any contagious or infectious disease notified as such by the Chief Commissioner; or

(b) which is subjected to experimentation in the interest of medical or public health research:

Provided that the slaughtering is done under such circumstances and in accordance with such conditions as may be prescribed.

(2) Where a cow, bull or bullock is slaughtered on the ground specified in clause (a) of sub-section (1), the person who slaughters or causes to be slaughtered such cow, bull or bullock shall, within twenty-four hours of the slaughter, lodge information of the same at the nearest police station or before such officer as may be prescribed and its carcass shall be buried or disposed of in such manner as may be prescribed.

8. There shall be established by the Chief Commissioner or by any local authority, whenever directed to do so by the Chief Commissioner, such institutions as may be necessary for taking care of uneconomic cows. Establishment of institutions to take care of uneconomic cows.

9. The Chief Commissioner or the local authority, as the case may be, may levy such charges or fees as may be prescribed for keeping uneconomic cows in the institutions established under section 8: Levy of charges or fees.

Provided that in no case such charges or fees in respect of any such cow shall exceed the actual cost of keeping that cow.

10. (1) If any person contravenes or attempts to contravene or abets the contravention of the provisions of section 3 or section 6, he shall be punishable with rigorous imprisonment for a term which may extend to two years, or with fine which may extend to one thousand rupees, or with both. Penalty.

(2) If any person contravenes or attempts to contravene or abets the contravention of the provisions of sub-section (5) of section 4 or of sub-section (2) of section 7, he shall be punishable with simple imprisonment for a term which may extend to one year, or with fine which may extend to two hundred rupees, or with both.

(3) If any person contravenes or attempts to contravene or abets the contravention of any of the provisions of this Regulation or any rule made thereunder for which a penalty is not expressly provided by this Regulation, he shall be punishable with fine which may extend to two hundred and fifty rupees.

(4) In any trial for an offence punishable under sub-section (2), the burden of proof that the cow was slaughtered on the ground specified in clause (a) of sub-section (1) of section 7 shall be on the accused.

11. Notwithstanding anything contained in the Code of Criminal Procedure, 1898, an offence punishable under sub-section (1) of section 10 shall be cognizable and non-bailable. Offences to be cognizable and non-bailable.

12. (1) The Chief Commissioner may make rules for the purpose of carrying into effect the provisions of this Regulation. Power to make rules.

(2) Without prejudice to the generality of the foregoing provision, such rules may provide for—

- (a) the form of application for the grant of a certificate under section 4 and the particulars it may contain;
- (b) the period within which an appeal may be filed under section 5;
- (c) the medicinal purposes for which beef may be sold under section 6;
- (d) the circumstances under which and the conditions in accordance with which slaughtering of cows, bulls or bullocks may be done under sub-section (1) of section 7;
- (e) the officer before whom information of slaughtering of cows, bulls or bullocks shall be lodged and the manner in which the carcass of the same shall be buried or disposed of under sub-section (2) of section 7;
- (f) the charges or fees that may be levied for keeping uneconomic cows under section 9;
- (g) any other matter which has to be or may be prescribed.

S. RADHAKRISHNAN,
 President,
 S. P. SEN-VARMA,
 Secy. to the Govt. of India.

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No. 6 PORT BLAIR, WEDNESDAY, JANUARY 25, 1967/MAGHA 5, 1888

ANDAMAN AND NICOBAR ADMINISTRATION

CHIEF COMMISSIONER'S SECRETARIAT

NOTIFICATION

Port Blair, the 25th January 1967/Magha 5, 1888.

No. 10/67/64-448/67-Pub.(J).—In exercise of the powers conferred by Section 12 of the Andaman and Nicobar Islands Prohibition of Cow Slaughter Regulation, 1967, (No. 1 of 1967) I, Shri Mahabir Singh, the Chief Commissioner of Andaman and Nicobar Islands, hereby make the following Rules.

RULES

1. These Rules may be called the Andaman and Nicobar Islands Prohibition of Cow Slaughter Rules, 1967.

2. **Definitions:**—In these Rules—(a) 'Form' means form appended to these Rules.

(b) 'Regulation' means the Andaman and Nicobar Islands Prohibition of Cow Slaughter Regulation, 1967.

3. **Application for certificate:**—(a) An application for the grant of a certificate under Section 4 of the Regulation shall be in Form I appended to these Rules.

(b) Every application shall contain the following particulars:—

(i) Whether the animal is a bull or a bullock;

(ii) the animal, if bull, has become permanently unfit and unserviceable for the purpose of breeding;

(iii) the animal, if a bullock, has become permanently unfit and unserviceable for the purpose of drought or any kind of agricultural operation;

(iv) the age of the animal;

(v) the reason as to why the applicant seeks to slaughter or cause the slaughter of the bull or bullock.

4. **Procedure for issuing a certificate:**—(1) The bull or bullock intended for slaughter shall be presented for inspection at the Veterinary Hospital or dispensaries of the Municipal area and in places where there are no Veterinary Hospitals at the civil hospital at least a week before their projected slaughter.

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(2) The Veterinary Officer shall examine the bull or bullock and submit a report to the competent authority in Form II specifying—

- (a) whether the bull or bullock, as the case may be, is over the age of fifteen years or not; and
- (b) in the case of a bull, whether it has become permanently unfit and unserviceable for the purpose of breeding and in the case of a bullock whether it has become permanently unfit and unserviceable for the purpose of drought or any kind of agricultural operations;

(3) The competent authority may, after making such further enquiries as he thinks fit and after satisfying himself whether the requirements of sub-section (3) of Section 4 of the Regulation have been satisfied, issue a certificate in Form III to the effect that the bull or bullock as the case may be, is fit for slaughter, or refuse to issue a certificate.

(4) Where the competent authority issues or refuses to issue a certificate he shall record in writing the reasons therefor.

5. **Appeal.**—Any person aggrieved by the refusal of the competent authority to issue a certificate under Section 4 may, prefer an appeal to the Chief Commissioner within a period of fifteen days from the date of such refusal.

6. **Place for slaughter of Bulls or Bullocks.**—No bull or bullock in respect of which a certificate has to be issued shall be slaughtered at a place other than the place specified for this purpose by an order of the competent authority or the Municipal Board.

7. **Branding of Bull or Bullock fit for slaughter.**—A bull or bullock certified to be fit for slaughter shall be branded and no bull or bullock unless so branded shall be slaughtered or allowed to enter the place of slaughter.

8. **Conditions governing slaughter of diseased cows, etc.**—The slaughter of a cow, bull or bullock on any of the grounds specified in sub-section (1) of Section 7 of the Regulation shall be subject to the following conditions:—

- (a) It shall not be taken to the place of slaughter specified in section 6;
- (b) the slaughtering shall be at a suitable isolated place away from human habitation; and
- (c) the carcass should be disposed of either by burial or by burning in the manner prescribed in rule 10(2).

9. **Lodging of information of slaughter.**—(1) Where a cow, bull or bullock is slaughtered on the ground specified in clause (a) of sub-section (1) of Section 7 of the Regulation, the person who slaughters or causes to be slaughtered such cow, bull or bullock shall within 24 hours of the slaughter lodge information of the same at the nearest police station or before the District Magistrate or any First Class Magistrate.

(2) The carcass of a cow, bull or a bullock slaughtered on the ground specified in clause (a) of sub-section (1) of Section 7 of the Regulation shall be buried or disposed of in the following manner:—

The carcass shall be destroyed by fire on the premises or on the nearest available premises suitable for the purpose. When the circumstances do not permit of the disposal of the carcass by burning then it shall be buried in some suitable place to which animals would not have access, sufficiently removed from any dwelling house, and at such distance from any well or water course as to preclude any risk of the contamination of water. The carcass should be buried at a depth not less than 6 feet below the surface of the earth and with a layer of lime, wherever available, both above and beneath it. Before the carcass is removed for burial or destruction, all the natural openings must be effectively closed with tow or other suitable material soaked in an approved disinfectant.

10. **Fees for keeping un-economic cows.**—(1) A fee of Rs. 10/- per mensem shall be charged for keeping each un-economic cow in the institutions established under Section 8.

Provided that in no case such charges in respect of any such cow shall exceed the actual cost of keeping that cow.

(2) The fee shall be levied from the owner of the cow, and in the case of a stray or un-protected cow whose owner is not known the fee shall be borne by the institution which shall in turn be reimbursed by the Government.

11. (1) **Power to enter and inspect premises:**—The competent authority or any person authorised in this behalf by the competent authority hereafter referred to as the authorised person, shall have power to enter and inspect any premises where the competent authority or authorised person has reason to believe that an offence under the Regulation or the rules has been or is likely to be committed.

(2) Every person in occupation of any such premises shall allow the competent authority or the authorised person such access to the premises as may be necessary for the aforesaid purposes and shall answer to the best of his knowledge and belief any questions put to him by the competent authority or by the authorised person.

12. **Penalty:**—If any person contravenes or attempts to contravene or abets the contravention of any of the provisions of these Rules for which a penalty is not expressly provided by the Regulation, shall be punishable with fine which may extend to two hundred and fifty rupees under Sub-Section (3) of Section 10 of the Regulation.

MAHABIR SINGH,
Chief Commissioner,
Andaman and Nicobar Islands.

By order and in the name of the Chief Commissioner.

—
B. C. ACHARI,
Asst. Secretary to the Chief Commissioner,

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No. 5 PORT BLAIR, MONDAY, JANUARY 23, 1967

ANDAMAN AND NICOBAR ADMINISTRATION
CHIEF COMMISSIONER'S SECRETARIAT

NOTIFICATIONS

Port Blair, the 23rd January, 1967

No. 8/67/64-448/67-Pub (J).—Under Clause (d) of Section 2 of the Andaman and Nicobar Islands Prohibition of Cow Slaughter Regulation 1967 (No. I of 1967) I, Shri Mahabir Singh, the Chief Commissioner of Andaman and Nicobar Islands, authorise the District Magistrate, Andaman and Nicobar Islands to perform the functions of the Competent Authority under the said regulation for the entire Union Territory of the Andaman and Nicobar Islands.

Port Blair, the 23rd January 1967

No. 9/67/64/448/67-Pub (J).—In exercise of the powers conferred by sub-section (3) of Section 1 of the Andaman and Nicobar Islands Prohibition of Cow Slaughter Regulation, 1967 (Number I of 1967) I, Shri Mahabir Singh, the Chief Commissioner of the Andaman and Nicobar Islands, hereby appoint the 26th day of January, 1967 as the date on which the said Regulation shall come into force.

MAHABIR SINGH,
*Chief Commissioner,
Andaman and Nicobar Islands.*

By order and in the name of the Chief Commissioner.

B. C. ACHARI,
*Asst. Secretary to the Chief Commissioner,
Andaman and Nicobar Islands.*

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