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EXTRAORDINARY

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PART I : SECTION (I) — GENERAL

Government Notifications

L.D.B. 203/33 (v)

THE FOREST CONSERVATION ORDINANCE (CHAPTER 451)

REGULATIONS made by the State Minister of Wildlife Protection, Adoption of Safety Measures including the Construction of Electrical Fences and Trenches and Reforestation and Forest Resources Development under subsections (3),(4) and (5) of sections 3A, section 6 and section 64 of the Forest Conservation Ordinance (Chapter 451)

Colombo
2nd November, 2021.

WIMALAWEERA DISSANAYAKE,
State Minister of Wildlife Protection,
Adoption of Safety Measures including
the Construction of Electrical Fences and
Trenches and Reforestation and Forest
Resources Development.

Regulations

1. (1) These regulations may be cited as the Forest Conservation (Conservation Forests) Regulations, No. 03 of 2021 and shall come into operation on 01.12.2021

(2) The provisions of these regulations shall apply to all conservation forests declared in terms of section 3 A of the Ordinance.

2. (1) The Management Plan prepared by the Conservator General in terms of the provisions of section 3 A of the Ordinance shall contain measures -

- (a) for the preservation of unique eco systems, genetic resources, habitats of rare and endemic species of flora, fauna and micro organisms and threatened species in the conservation forests;



(b) to achieve an ecological balance in conservation forests by preventing salinisation and drying up of rivers and preventing landslips and fires.

(2) The Management Plan shall also contain the modalities or criteria -

(a) For carrying out surveys and marking of boundaries of conservation forests, as and when required;

(b) For zoning of the conservation forests where necessary;

(c) For the identification of areas within which the specified activities required for the management of conservation forests are to be implemented;

(d) For the identification of activities required for the management of conservation forests and for the implementation of the same; and

(e) For introducing and implementing a mechanism for protecting conservation forests.

3. (1) The Conservator General shall affix his signature to the Management Plan once it has been finalized in order to signify his approval and he shall be responsible for the implementation of the Management Plan so approved.

(2) The Conservator General shall specify by way of guidelines the procedure to be followed in monitoring the activities being implemented under the approved Management Plan and for assessing the effectiveness of such Plan in relation to such activities.

4. (1) Any person who intends to conduct a scientific research in a conservation forest shall make an application to the Conservator General substantially in the form set out in the First Schedule.

(2) The applicant shall submit the application with a research proposal specifying the purpose and the scope of his research.

(3) The Conservator General may, upon considering such research proposal, issue a permit for conducting such scientific research subject to such terms and conditions as may be specified in the Second Schedule.

(4) Any person who has been granted approval to conduct a scientific research and to enter a conservation forest for observation of fauna and flora for that purpose, under this regulation shall be required to pay the fee specified in the Third Schedule.

(5) Where any matter which is out of the scope of authority given under the permit, arises with regard to conducting a scientific research, a prior approval of the Conservator General shall be obtained by the person who conducts the research.

5. (1) Any person who desires to observe fauna and flora in a conservation forest may make a request in that behalf to the Conservator General.

(2) Upon receipt of a request under paragraph (1), the Conservator General may grant approval to enter into and observe fauna and flora in the relevant conservation forest subject to such terms and conditions as he deems necessary.

6. For the purpose of these regulations -

“Conservator General” means the Conservator General of Forests appointed under the Ordinance (Chapter 451);

“Department” means the Department of Forest Conservation;

“Management Plan” means a plan prepared in terms of section 3A of the Ordinance, for scientific management of conservation forests and approved by the Conservator General; and

“Ordinance” means the Forest Conservation Ordinance (Chapter 451);

FIRST SCHEDULE

{Regulation 4(1)}

For office use

National Forestry Sector Research Committee

Application for research projects

Project ID	
Conservation Forest	
Fauna/Flora/Other	

1. Project Information

1.1 Title of the project

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1.2 Objectives

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1.3 Sector : Flora/Fauna/Other (specify).....

1.4 Project locations

	District	Forest	1.5 Species category	1.6 Discipline
1				
2				
3			flowering plants	Biodiversity
4			lower plants	Biomass/carbon
5			Micro-organisms	Conservation
6			mammals	Ecology
7			amphibians	Ecotourism
8			reptiles	Propagation
9			fish	Taxonomy
10			birds
11			insects
12		

1.7 Duration of project		From		To	
1.8 Duration of data collection		From		To	

1.9 Total Cost of the project

1.10 Funding source

2. Personal information

2.1 Principal investigation

Name with initials	Prof./Dr./Mr./Ms.	
Designation		
Institute		
Official address		Official Phone No.
Private address		Residential Phone No. Mobile Phone No.
Nationality		NIC No.
Email		

2.2 Other collaborative researchers

	Name	Designation/Institute	NIC	Phone No.
1				
2				
3				
4				
5				

2.3 Field research staff

	Name	Private address	NIC	Phone No.
1				
2				
3				
4				
5				

3. Description of research

3.1	Project summary with justification, methodology, time schedule and intended outcome (Please attach a copy of the research proposal)
3.2	Have you obtained necessary permission from other relevant institution, if required for conducting of the research (Kindly attach a copy of the letter of permission)

4. Information on previous research

Please state below the details of any previous research, if any conducted by the applicant (as principal investigator or collaborative researchers), in a conservation forest within last ten years.

<i>Title of the project (short)</i>	<i>Year of permission</i>	<i>PI of the project</i>	<i>Report Submitted (Yes/No.)</i>

5. Certificate of the Head of the Institute

5.1 Certificate of the Principal Investigator

I, (full name) hereby certify that all the details furnished by me are true and correct. I, agree to follow the guidelines and conditions stipulated by the Department of Forest Conservation with respect to the research and to comply with the provisions of the Forest Conservation Ordinance and rules and regulations made thereunder.

Name : Prof./Dr./Mr./Ms.

Designation :

Institute :

Date :

Signature of Applicant.

5.2 Certificate of the Head of the Institute

The approval for the application of Prof./Dr./Mr./Ms..... is hereby granted and it is stated that the facilities of the institution will be provided to the applicant for the research.

Name : Prof./Dr./Mr./Ms

Contact No.

Date :

Signature and Seal of the Head of the Institute.

SECOND SCHEDULE

{Regulation 4(3)}

Conditions for conducting a Research

1. Any application for a permit to conduct a research within a Conservation Forest, prepared substantially in the form set out in the First Schedule shall be submitted to the Conservator General at least three months prior to the initiation of research activities.
2. The permit issued by the Conservator General or an officer authorized by him in that behalf based on the recommendations of the National Forestry Sector Research Committee and on payment of fee specified in the Third Schedule, shall be valid for a maximum period of one year. For an extension of a permit, a request shall be made at least one month prior to the lapse of permitted time period, giving reasons along with the progress report of the research.
3. Any person who enters into a Conservation Forest for a scientific research shall subject to the provisions of the Forest Conservation Ordinance and rules and regulations made thereunder and to any other written law.
4. Any activity or study related to a research within a Conservation Forest shall be done or conducted under the supervision of the Forest Officers.
5. The permit shall not be transferable. Where the researcher intends to make any change to his research project, he shall obtain prior approval from the Conservator General.
6. Any foreign researcher shall submit his research application through the Head of his Institution. Such research project shall be conducted in collaboration with a state affiliated local research institute or the Department of Forest Conservation. The Head of the relevant local research institute shall approve such research project and the principal investigator of the research project shall be a person of such institute.
7. Any disclosure of contravention of a condition of the permit by the researcher may result in the cancellation of the permit or refusal of any future request for a permit to conduct any other research.
8. The Department of Forest Conservation shall not be responsible for any damage or loss caused to any person or a property during the period of research.
9. A report of the results or findings of the research shall be submitted to the Research Division of the Department of Forest Conservation within six months after the completion of the research project. The Conservator General may request to conduct a presentation on the findings of the research project to the officers of the Department of Forest Conservation. The copies of the thesis, research papers, and the reports of the seminars which include the findings of the research shall be submitted to the Department of Forest Conservation. These requirements shall be fulfilled before making a request for a future research work.
10. The Conservator General may impose any other conditions depending on the nature of the research project.

I/We hereby agree to comply with the above conditions

Name :
 Designation :
 Institute :
 Date :

.....
 Signature of Principal Investigator

THIRD SCHEDULE

{Regulation 4 (4)}

Charges

01. For a research conducted by undergraduates	Free of Charge
02. One Year Research Project	Rs. 5,000.00
03. One year Extention	Rs. 2,500.00
04. Refundable deposit for a research project (This is not relevant to No. 01)	Rs. 10,000.00