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F.No.26-1/2019-CZA/1578/2019
CENTRAL ZOO AUTHORITY
Ministry of Environment, Forest and Climate Change
Government of India

B-1 Wing, 6th Floor,
Pt. Deen Dayal Antyodaya Bhawan,
CGO Complex, Lodhi Road,
New Delhi, Delhi 110 003.
Dated : 07.10.2019

Sub: Appeal under Section 38-H (7) of the Wildlife (Protection) Act, 1972 against the order passed by the Central Zoo Authority regarding cancellation of recognition of Asiad Circus (Mobile camping circus) Jajmau, Kanpur, Uttar Pradesh.

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Reference is invited to the above cited subject.

In this context, the undersigned is directed to enclose a copy of the order of the secretary Ministry of Environment Forest and Climate Change, Government of India, in connection with the hearing held on 30th August, 2019 in MoEF & CC, on the above matter for action as appropriate.

Kunal Kulbhaskar
(Adv. Kunal Kulbhaskar)
Law Officer

Encl. As above.

Distribution

1. Mr. Riazuddin Khan, Proprietor, Asiad Circus, 2/21 KDA Colony, Jajmau, Kanpur (U.P.)
2. The Chief Wildlife Warden Govt. of Uttar Pradesh, 17, Rana Pratap Marg, Lucknow – 226001.
3. The Secretary National Institute of Animal Welfare Campus P.O. 42 KM Stone, Delhi-Agra Highway Village-Seckri, Ballabhgarh, Faridabad, Haryana 121004

COPY TO

1. PPS to Secretary (EF & CC), New Delhi.
2. PPS to Addl. DGF(WL) MoEF & CC, New Delhi
3. PPS TO IGF (WL) MoEF & CC, New Delhi

BY HAND

10/10/19

**F.No.26-1/2019-CZA
Government of India
Ministry of Environment, Forest and Climate Change**

Indira Paryavaran Bhawan,
Jor Bagh Road, Aliganj,
New Delhi – 110 003.

ORDER

Whereas, the appeal dated 1.09.2018 filed by the Asiad Circus (Mobil Camping Circus) against Order No. F.no. 22-90/2004-CZA (502) (Vol-1) (BKG)/4245/2018 dated 23rd August, 2018 issued by the Central Zoo Authority cancelling recognition of the Asiad Circus, as per provisions laid under Section 38-H(6) of the Wild Life (Protection) Act, 1972, for non-compliance of standard and norms laid under the Recognition of Zoo Rules, 2009 and Guidelines there under.

And whereas, a hearing was held by the undersigned as Appellate Authority in the capacity of the Secretary to the Government of India (Environment, Forests and Climate Change) as per provisions laid under Section 38-H(7) of the Wild Life (Protection) Act, 1972, on 30th August, 2019 at Conference Hall in the Office of the undersigned in Indira Paryavaran Bhawan, Aliganj, New Delhi. During the hearing, following were present:

Petitioner: Asiad Circus (Mobil Camping Circus)

Representative/s of the Asiad Circus (Mobil Camping Circus).

Respondent: Central Zoo Authority

Dr. S.P. Yadav, Member Secretary, Mr. T. Ajay Kumar, Evaluation and Monitoring Assistant, Mr. Kunal Kulbhaskar, Law officer represented the Central Zoo Authority.

Mr. Soumitra Das Gupta, Inspector General Wildlife Ministry of Environment Forest and Climate Change moderated the hearing.

And whereas, during hearing of the appeal, Dr. S.P. Yadav, Member Secretary, Central Zoo Authority appraised following as prominent grounds for cancellation of recognition of the Sanghi Deer Park.

1. The CZA considered decision of the Zoo Operator conveyed vide letter dated 1.11.2017 not to house and display captive animals in the Asiad Circus and cancelled recognition.

And whereas, the Asiad Circus (Mobile Camping Circus) pleaded following in the appeal the following:

1. That they do not have any wild animals under their possession for display in the circus.

Now, therefore, after going through the pleadings of the parties, I dispose the appeal filed by the Zoo with following directives:

1. Since no wild animals are being displayed they do not require any recognition.
2. That in case they want further recognition they can approach the authorities for further for the same as ^{per} the rules.

All concerned be informed accordingly.


(C.K. Mishra)

Secretary to the Government of India
(Environment, Forest and Climate Change)

Place : New Delhi

Date :



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GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT & FORESTS
Central Zoo Authority



THROUGH REGISTERED POST

F. No. 22-90/2004-CZA(502)(M) / 3550

DATE: 12.09.2013

To

The Proprietor
Asiad Circus,
2/21 K. D. A. Colony,
Jajmau,
Kanpur (Uttar Pradesh).

Sub:- Grant of renewal of recognition to "captive animal facility" in the Asiad Circus beyond the period of 31.10.2012 under Section 38H of the Wild Life (Protection) Act, 1972.

Sir,

Reference is invited to your letter received in this office on 18.09.2012 seeking grant of renewal of recognition to "captive animal facility" in Asiad Circus as a 'zoo' under Section 38H of the Wild Life (Protection) Act, 1972 beyond the period of 31.10.2012.

The evaluation of the Asiad Circus was carried out on 16.06.2013 by the Divisional Director, Social Forestry Division, Pilibhit and the evaluation report of the as submitted the evaluating officer was considered by the Technical Committee of the Central Zoo Authority in its 67th Meeting has decided to grant of renewal of recognition to "captive animal facility" of 2 (0:2) Indian elephants in Asiad Circus as a 'zoo' under Section 38H (3) of the Wild Life (Protection) Act, 1972 for a period up to 30th September, 2014 subject to the compliance of the following directives under the Recognition of Zoo Rules, 2009 and mid-term evaluation of the circus:-

S. No.	Conditions	Time Period to the comply conditions
For housing of elephants		
1.	The Circus Operator should ensure minimum area of 48 sq mts with the provision of shade of 5.5 mts high as feeding cum retiring area for each elephant.	With immediate effect
2.	The ground provided for housing elephants should be kuccha made of mud.	With immediate effect

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	The elephants should be kept tied only in one leg with chain/ rope covered by leather tubes, the legs for tying may be changed alternately.	With immediate effect
4.	Only when any elephant excited, irritated or creating any problem or in musth, the elephants (male/ female) should be more securely tied (may be tied on more than one leg) or other restraining measures can be taken.	With immediate effect
5.	Daily walk/ exercise for atleast two hours in the early morning hours should be given to all the elephants.	With immediate effect
6.	Tree fodder like peepal (<i>Ficus religiosa</i>), jamun (<i>Schizigium cumini</i>) and neem (<i>Azardiractha indica</i>) should be provided along with the branches.	With immediate effect
7.	Treatment records should be kept as per the proforma provided by the Central Zoo Authority.	With immediate effect
8.	Faecal samples of the animals should be examined periodically in the laboratory.	With immediate effect
9.	Screening against infectious and contagious diseases should be made regularly.	With immediate effect
10.	Birth, death and acquisition report should be submitted to the Central Zoo Authority at the end of each financial year.	With immediate effect
11.	The circus must procure a set of tranquilizing equipment with essential drugs for meeting the emergencies particularly when they have a young bull elephant which is coming to musth.	Within three months
12.	The elephants housed in the circuses should have a microchip implanted, the details should be submitted to the Central Zoo Authority.	With immediate effect
13.	All the elephants housed in the circuses should have a ownership certificate and detail should be submitted to the Central Zoo Authority	With immediate effect

A half yearly report regarding progress made in implementation of the aforesaid conditions should be submitted to the Central Zoo Authority.

Grant of renewal of recognition beyond 30th September, 2014 to the "captive animal facility" in Asiad Circus as a 'zoo' would be considered on the basis of compliance of the conditions stated above, general performance and physical evaluation of the Circus.


This recognition is not for performance & not for other animals than elephant.

The recognition to the Asiad Circus shall be revoked by the Central Zoo Authority, at any point of time if the Circus Operator is found not complying with the stipulated conditions.

Yours faithfully,
sd/-
(B. S. Bonal)
Member Secretary

Copy to:-

1. The Chief Wildlife Warden, Government Uttar Pradesh, Lucknow – with a request to arrange regular evaluation (atleast once during their camping in your State and/ or once in a year) of the Circus in your State as 'zoos'. The copy of the report may kindly be forwarded to the undersigned for further necessary action at our end.
2. The Chairman, Animal Welfare Board of India, Chennai for favour of information & necessary action.
3. Sh. Vivek Goel, DPA, CZA.


(Dr. Brij Kishor Gupta)
Evaluation and Monitoring Officer.



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सत्यमेव जयते

GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT & FORESTS

Central Zoo Authority



THROUGH REGISTERED POST/ FAX

F. No. 22-90/2004-CZA(502)(M)/755

DATE: 10.10.2011

To

The Proprietor
Asiad Circus,
MG 2/21, KDA Colony,
Jajmau,
Kanpur – 208 010 (Uttar Pradesh).

Sub:- Grant of renewal of recognition to "captive animal facility" in Asiad Circus as a 'zoo' beyond the period of 30th September, 2011 under Section 38H of the Wild Life (Protection) Act, 1972 - Regarding.

Sir,

Reference is invited to your letter dated 23.07.2011 seeking grant of renewal of recognition to the "captive animal facility" in Asiad Circus as a 'zoo' beyond the period of 30th September, 2011 under Section 38H of the Wild Life (Protection) Act, 1972.

The Technical Committee of the Central Zoo Authority in its 59th Meeting has decided to grant of renewal of recognition to "captive animal facility" of 2 (0:2) Indian elephants in Asiad Circus as a 'zoo' under Section 38H (3) of the Wild Life (Protection) Act, 1972 for a period up to 31st October, 2012 subject to the compliance of the following directives under the Recognition of Zoo Rules, 2009 and mid-term evaluation of the circus:-

S. No.	Relevant Norm No.	Conditions	Time Period to comply the conditions
General			
1.	2	No Circus Operator should acquire any captive animal in violation of the Act or Rules made there under.	With immediate effect
2.	5	If essential for the own well being of the animals, the elephants may be kept tied only in one leg with chain/ rope covered by leather tubes. The legs for tying may be kept changing.	As an when required
3.	6	The Circus Operator should not exhibit any captive animal that is seriously sick, injured or infirm.	With immediate effect

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Copy
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O/c.
11/10/11

Administrative and Staffing Pattern			
4.	14	The Circus Operator shall have an arrangement with any outside veterinarian to visit the circus to look after the animals on regular basis.	With immediate effect
Hygiene, feeding and upkeep			
5.	21	The Circus Operator should ensure that Elephants are provided timely supply of tree fodder like peepal (<i>Ficus religiosa</i>), jamun (<i>Schizigium cumini</i>) and neem (<i>Azardiractha indica</i>) along with the other feed as prescribed by the Veterinary Officer.	With immediate effect
6.	24	The Circus Operator should make available sufficient amount of potable water for drinking purposes for each captive animal.	With immediate effect
7.	25.	Periodic application of disinfectant of the area where captive animals are housed during the camp should be made according to the direction of the authorized veterinary officer of the circus.	With immediate effect
Animal care Health and Treatment			
8.	26	Daily walk/ exercise for atleast two hours in the early morning hours should be given to all the Elephants by the trained staff.	With immediate effect
9.	27	The condition and health of all captive animals in the circus shall be checked everyday by the personnel in-charge of their care. If any elephant is found sick, injured or unduly stressed, the matter shall be reported to the Veterinary Officer for providing treatment expeditiously.	With immediate effect
10.	28	The captive animals should be screened against infectious and contagious disease by the authorized veterinary officer.	Every Six months
11.	30	Treatment records of all captive animals should be maintained as per the proforma provided by the Central Zoo Authority.	With immediate effect
Veterinary facilities			
12.	32	Only in case of any elephant (male/female) is excited, irritated or creating any problem or in musth, the elephants should be more securely tied (may be tied on more than one leg) or other restraining measures can be taken	As an when required
13.	33	The circus must procure a set of tranquilizing equipment with essential drugs for meeting the emergencies particularly when they have a young bull elephant which is coming to musth.	Six months
14.	34	The Circus Operator should conduct detailed post-mortem of the captive animals that dies in the Circus by the veterinarian registered with State Veterinary Council or Veterinary	With immediate effect

		Council of India and findings of such operation should be recorded for the period of atleast six years.	
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Maintenance of Records and submission of Inventory to the Central Zoo Authority			
15.	42	(i) For the purpose of easy identification, each elephant should be implanted with microchips in consultation with the respective Chief Wildlife Warden of the State. The details of the same should be forwarded to the Central Zoo Authority. (ii) The Circus Operator shall keep the record of the birth, acquisitions, disposals & deaths of all animals. The inventory of the captive animals housed in the Circus as on 31 st March of every year should be to the Central zoo Authority by 30 th April of the same year.	With immediate effect With immediate effect
16.	43	The Circus Operator should submit the summary of death of animals in the Circus for every financial year, along with reason for death identified on the basis of post-mortem reports and other diagnostic tests by 30 th April of the following year to the Central Zoo Authority.	With immediate effect

A half yearly report regarding progress made in implementation of the aforesaid conditions should be submitted to the Central Zoo Authority.

Grant of renewal of recognition beyond 31st October, 2012 to the "captive animal facility" in Asiad Circus as a 'zoo' would be considered on the basis of compliance of the conditions stated above, general performance and physical evaluation of the Circus.

This recognition is not for performance & not for other animals than elephant.

The recognition to the Asiad Circus shall be revoked by the Central Zoo Authority, at any point of time if the Circus Operator is found not complying with the stipulated conditions.

Yours faithfully,

(B. S. Bonal)

Member Secretary

Copy to the Chief Wildlife Warden, Government of Uttar Pradesh, Lucknow – with a request to arrange regular evaluation (atleast once during their camping in your State and/ or once in a year) of the Circus in your State as 'zoos'. The copy of the report may kindly be forwarded to the undersigned for further necessary action at our end.



GOVERNMENT OF INDIA
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Central Zoo Authority



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THROUGH REGISTERED POST

F. No. 22-90/2004-CZA(502)(M)

DATE: 09.09.2010

To

The Manager
Asiad Circus,
2/21 K. D. A. Colony,
Near Madina Masjid,
Kanpur (Uttar Pradesh).

Sub:- Renewal of recognition to 'captive animal facility' in Asiad Circus as a 'zoo' under Section 38H of the Wild Life (Protection) Act, 1972 beyond the period of 31st March, 2010.

Sir,

Reference is invited to your letter dated 12.03.2010 seeking grant of renewal of recognition to the "captive animal facility" in Asiad Circus as a 'zoo' beyond the period of 31st March, 2010 under Section 38H of the Wild Life (Protection) Act, 1972.

The evaluation report as submitted by the Deputy Chief Wildlife Warden, Jaipur on the conditions stipulated vide this office letter of even number dated 12.01.2009 by your Circus was considered by the Technical Committee of the Central Zoo Authority in its 54th Meeting. The Central Zoo Authority has decided to grant of renewal of recognition to "captive animal facility" of 4 (0:4) Indian elephants in Asiad Circus as a 'zoo' under Section 38H (3) of the Wild Life (Protection) Act, 2009 for a period up to 30th September, 2011 subject to the compliance of the following directives under the Recognition of Zoo Rules, 1992:-

S. No.	Relevant Norm No.	Conditions	Time Period to comply the conditions
General			
1.	2	No Circus Operator should acquire any captive animal in violation of the Act or Rules made there under.	With immediate effect
2.	5	If essential for the own well being of the animals, the elephants may be kept tied only in one leg with chain/ rope covered by leather tubes. The legs for tying may be kept changing.	As an when required
3.	6	The Circus Operator should not exhibit any captive animal that is seriously sick, injured or infirm.	With immediate effect

Bikaner House, Annexe VI, Shahjahan Road, New Delhi-110011

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E-mail : cza@nic.in Website : http://www.cza.nic.in

Administrative and Staffing Pattern			
4.	14	The Circus Operator shall have an arrangement with any outside veterinarian to visit the circus to look after the animals on regular basis.	With immediate effect
Hygiene, feeding and upkeep			
5.	21	The Circus Operator should ensure that Elephants are provided timely supply of tree fodder like peepal (<i>Ficus religiosa</i>), jamun (<i>Schizigium cumini</i>) and neem (<i>Azardiractha indica</i>) along with the other feed as prescribed by the Veterinary Officer.	With immediate effect
6.	24	The Circus Operator should make available sufficient amount of potable water for drinking purposes for each captive animal.	With immediate effect
7.	25.	Periodic application of disinfectant of the area where captive animals are housed during the camp should be made according to the direction of the authorized veterinary officer of the circus.	With immediate effect
Animal care Health and Treatment			
8.	26	Daily walk/ exercise for atleast two hours in the early morning hours should be given to all the Elephants by the trained staff.	With immediate effect
9.	27	The condition and health of all captive animals in the circus shall be checked everyday by the personnel in-charge of their care. If any elephant is found sick, injured or unduly stressed, the matter shall be reported to the Veterinary Officer for providing treatment expeditiously.	With immediate effect
10.	28	The captive animals should be screened against infectious and contagious disease by the authorized veterinary officer.	Every Six months
11.	30	Treatment records of all captive animals should be maintained as per the proforma provided by the Central Zoo Authority.	With immediate effect
Veterinary facilities			
12.	32	Only in case of any elephant (male/female) is excited, irritated or creating any problem or in musth, the elephants should be more securely tied (may be tied on more than one leg) or other restraining measures can be taken	As an when required
13.	33	The circus must procure a set of tranquilizing equipment with essential drugs for meeting the emergencies particularly when they have a young bull elephant which is coming to musth.	Six months
14.	34	The Circus Operator should conduct detailed post-mortem of the captive animals that dies in the Circus by the veterinarian registered with State Veterinary Council or Veterinary Council of	With immediate effect

India and findings of such operation should be recorded for the period of atleast six years.

Maintenance of Records and submission of Inventory to the Central Zoo Authority

15.	42	(i) For the purpose of easy identification, each elephant should be implanted with microchips in consultation with the respective Chief Wildlife Warden of the State. The details of the same should be forwarded to the Central Zoo Authority. (ii) The Circus Operator shall keep the record of the birth, acquisitions, disposals & deaths of all animals. The inventory of the captive animals housed in the Circus as on 31 st March of every year should be to the Central zoo Authority by 30 th April of the same year.	With immediate effect With immediate effect
16.	43	The Circus Operator should submit the summary of death of animals in the Circus for every financial year, along with reason for death identified on the basis of post-mortem reports and other diagnostic tests by 30 th April of the following year to the Central Zoo Authority.	With immediate effect

A half yearly report regarding progress made in implementation of the aforesaid conditions should be submitted to the Central Zoo Authority.

Grant of renewal of recognition beyond 30th September, 2011 to the "captive animal facility" in Asiad Circus as a 'zoo' would be considered on the basis of compliance of the conditions stated above, general performance and physical evaluation of the Circus.

This recognition is not for performance & not for other animals than elephant.

The recognition to the Asiad Circus shall be revoked by the Central Zoo Authority, at any point of time if the Circus Operator is found not complying with the stipulated conditions.

Yours faithfully,
sd/-
(B. S. Bonal)
Member Secretary

Copy to the Chief Wildlife Warden, Government of Uttar Pradesh, Lucknow -- with a request to arrange regular evaluation (atleast once during their camping in your State and/ or once in a year) of the Circus in your State as 'zoos'. The copy of the report may kindly be forwarded to the undersigned for further necessary action at our end.


(Dr. Brij Kishor Gupta)
Evaluation & Monitoring Officer

