



ऊर्ध्वं हे लज्जियाली ।
कर्णं हे खूशाहाली ॥



सत्यमेव जयते



NATIONAL BIODIVERSITY AUTHORITY

Proceedings of the 18th Authority Meeting

30th March, 2011

Venue

Conference Room,
ICAR Conferencing facilities,
NASC Complex, Pusa
New Delhi

Proceedings of the 18th Authority Meeting of National Biodiversity Authority

Date: 30th March, 2010

Venue: Conference Room, ICAR Conferencing facilities
NASC Complex, Pusa, New Delhi

EIGHTEENTH meeting of the National Biodiversity Authority (NBA) was held on 30th March, 2011 in the Conference Room, ICAR Conferencing facilities NASC Complex, Pusa, New Delhi under the Chairmanship of Shri M.F.Farooqui, IAS., Chairman, NBA to consider the agenda items circulated earlier by email on 16th March, 2011 as well as by speed post. The list of participants is given in Annex-I.

At the outset, the Chairman welcomed the Members of National Biodiversity Authority and the invitees to the meeting. After self introduction of members and invitees, the Chairman desired that focused attention be given on the following issues:-

- The importance of biodiversity should be realized by the common man for which schemes linking biodiversity to livelihood may have to be formulated in an innovative and creative manner.
- The Authority may develop a few projects on biodiversity conservation involving some of the SBBs, and invite comments from different quarters by placing on the website.
- Members were requested to provide the concept notes on the priority areas to be focused by the NBA in future. These may be placed as an agenda item in the next meeting.
- Nagoya Protocol on ABS has been adopted and its implications on Indian scenario need to be identified to comply with the protocol.
- The role of NBA as an advisory body to MoEF, GoI has been reminded and stressed.

Chairman appreciated the efforts taken by the Expert Committee on ABS headed by Dr.R.S.Rana for having developed a draft template on ABS.

Thereafter, the agenda items were considered and discussed as under:-

Agenda 18.1: Confirmation of Proceedings of the 17th Meeting of Authority

It was informed that the comments as received from different members were suitably incorporated and have been circulated. One of the Members expressed concern over the consecutive absence of some Members in the last 3-4 meetings of Expert committee on ABS. Dr.R.S.Rana pointed out that this had led to non-availability of adequate expertise in areas of their specialization. It was suggested that the Chairman may consider inducting some more experts in the Expert Committee instead of re-constituting it at this state. Dr.D.Shankar has proposed a change in the wording of the proceedings No.17.10 and the same has been approved (Annex-II). Dr.D.Shankar was requested to provide a note for accelerating the preparation of PBR for consideration in the next meeting. Further, Members expressed concern over the delay in the circulation of proceedings of the 17th Meeting of the Authority. Secretary, NBA attributed the delay to the preparation for CoP-10 at Nagoya, during October 2010, change in the incumbency of Chairman, NBA and other pressing works. Members also expressed concern over the dearth of staff with requisite administrative technical and scientific knowledge to cope up with the increasing work load in the office of NBA, Chennai. It was informed that the National Productivity Council (NPC) under Ministry of Commerce, Government of India has been engaged for job study, for devising the promotion policy, appropriate incentive scheme and suggesting creation of additional posts. It was decided that the report of the NPC may be placed in the next authority for examination. Subject to above changes, the authority confirmed the proceedings of the 17th Authority meeting.

Action: Secretary, NBA

Agenda 18.2: Action taken report

Action has been taken in respect of most of the items of the 17th Authority meeting and action is yet to be completed in respect of a few items. Members appreciated the timely laying of NBA Annual Report for the year 2009-10 in both the houses of the Parliament. Further, it was decided that the action taken against decisions of the Authority may be elaborated in future to give a clear picture.

Agenda 18.3: Action taken report on the minutes of first five meetings of the Authority

As decided in the 17th meeting of Authority under agenda item 17.2. the decisions and action taken on the first five meetings of the Authority were placed and the members appreciated the efforts of NBA. Secretary, NBA was advised to make a presentation in the next meeting on the progress achieved by the NBA so far while highlighting the critical areas where attention is to be focused. It was also requested that Dr.Sujata Arora, Director, MoEF may provide a note on activities proposed/carried out in the All India Co-ordinated project on Biodiversity (AICPB) to discuss in the next meeting. It was informed that GoI has notified the species which are on the verge of extinction in respect of 14 (fourteen) States. Dr.Uppeandra Dhar and Dr.Rana have suggested that NBA may publish a report on Rare, Endangered and Threatened (RET) species by compiling the inputs from Zoological Survey of India and Botanical Survey of India.

Action: Secretary, NBA

Agenda 18.4: To consider and approve the inclusion of a Certificate in the model People's Biodiversity Register

The certificate was reviewed, modified and approved in principle by the members (Annex-III). The members suggested that the certificate be further examined at the level of NBA and necessary changes be effected.

Action: Secretary, NBA

Agenda 18.5: To consider the proposal of exploring various possibilities of acquiring/collecting information about Indian patents filed/granted in the US & European Patent Offices

Members shared their experiences/ideas on the issue and expressed that it is a daunting task. One of the members viz., Dr. Naresh Kumar was requested to provide a note on the procedure/system of acquiring/collecting information about patents which are being filed/granted in other countries on biological resources and traditional knowledge obtained from India illegally. The same may be placed in the next meeting of the Authority for consideration. Further, it was decided that Dr.Hirwani, Head, Unit of Research and Development, CSIR may give a presentation on the functions of CSIR TKDL database on the relevant issues in the next meeting, so that the issue can be suitably addressed.

Action: Secretary, NBA

Agenda 18.6: To consider and approve the sharing of half of 5% of assessed benefits with the State Biodiversity Board

The Rule 20(9) of Biological Diversity Rules 2004 states that five percent of the assessed benefits shall be earmarked for the Authority or Board as the case may be, towards administrative and service charges. In this regard, a proposal on sharing of assessed benefits of 5% equally (i.e. 2.5% each) between NBA and concerned SBB was discussed. To encourage good co-ordination and cooperation between NBA and SBBs in operationalizing the benefit sharing mechanisms, the proposal was acceded.

Action: Secretary, NBA

Agenda 18.7: For information and ratification

(a) The members took note and recorded their appreciation for the services rendered by Dr.P.L.Gautam, Ex-Chairman, NBA. Members also applauded the efforts of NBA for having participated in the CoP-10, Nagoya in a befitting manner under the leadership of Dr.P.L.Gautam.

(b), (c), (d), (e), (f), (g), (h), (i) & (j) have been noted/ratified by the Authority.

8. Any other item (s) with the permission of Chairman:-

Agenda 18.8.1. Consideration of agenda item on “ABS template” submitted by Dr.R.S.Rana, Member, NBA

Chair and members appreciated the efforts of Dr.Rana and his team for the preparation of comprehensive draft template on Access and Benefit Sharing. The template was discussed at length and it was decided that it needs further fine tuning at the NBA level. The same may be placed in the NBA website for inviting comments from different quarters. It was also decided to hold a special workshop inviting stakeholders, institutions concerned to discuss about draft ABS guidelines including template and finalize the guidelines which is long overdue. Dr.Rana was requested to prepare a discussion paper for circulation before holding the workshop.

Action: Secretary, NBA

Agenda 18.8.2. Consideration of agenda - to undertake an in depth study of the provisions on ABS.....item submitted by Dr.R.S.Rana

The agenda item to undertake an in-depth study of the provisions on ABS under our national legislations in the light of Nagoya Protocol was taken up for discussion. It was informed that the work covering the said item has been already assigned to a consultant for examination and the report will be submitted by him in mid of April 2011. It was decided that the report may be submitted in the next meeting for discussion.

Action: Secretary, NBA

Agenda 18.8.3. Consider the Proceedings of the Expert Committee on ABS held on 12th January 2011

In supersession of the decision taken in the 14th Authority meeting under agenda item 14.14, it was decided that the recommendations made by the EC on ABS shall be hereafter examined and approved in the authority meetings. Accordingly, the members considered and commented upon the recommendations made by the EC on applications mentioned below. Dr. Uppeendra Dhar has stated that maximum efforts should be put to seek consent of SBBs/BMCs before clearing the applications for access. Further it was decided that SBBs to be informed about cleared applications to enable them to be fully aware of the details of biological resources accessed from their territorial jurisdiction.

Sl. no.	Appl. no.	Decision taken
1	409	Approved subject to the approval of concerned SBB
2	411	Approved
3	412	May be re-examined by the EC
4	413	Agreed as per the recommendation of the EC
5	414	Agreed as per the recommendation of the EC
6	415	Ratified
7	416	Application may be referred to the SBB(s) for consent, on obtaining complete taxonomic classification of the species from the applicant.
8	417	Application may be referred to the SBB(s) for consent, on obtaining complete taxonomic classification of the species from the applicant.
9	418	Agreed as per the recommendation of the EC
10	419	Approved subject to the approval of concerned SBB
11	420	Approved subject to the approval of concerned SBB
12	421	Approved
13	422	Approved
14	423	Approved
15	424	Approved
16	425	Agreed as per the recommendation of the EC
17	426	Approved subject to the approval of concerned SBB
18	427	Agreed as per the recommendation of the EC

Remaining applications (428, 429, 295, 296, 381, 138, 231-250 and 257-275) deferred for the next meeting as it required detailed discussion.

Action: Secretary, NBA

It was decided that the next meeting of the authority will be held on 4 May 2011 at CSIR, Ghaziabad.

The meeting ended with the vote of thanks to and from the Chair.

OFFICIAL MEMBERS

1. Shri M.F.Farooqui, I.A.S.,
Chairman, NBA
2. Shri Hem Pande, I.A.S.,
Joint Secretary,
Ministry of Environment and Forests, Paryavaran Bhavan,
CGO Complex, Lodhi Road, New Delhi - 110003.
3. Dr. Naresh Kumar,
Scientist 'H' and Head, Human Resource Development Centre, Sector 19,
Central Govt. Enclave, Kamla Nehru Nagar, Ghaziabad-201 002(UP)
4. Shri P. Madeswaran,
Director, Ministry of Earth Science, Block -12, CGO Complex,
Lodhi Road, New Delhi - 110003.

NON OFFICIAL MEMBERS

1. Dr. Darshan Shankar,
Advisor, FRLHT, Chairman, Institute of Ayurveda and Integrative Medicine (IAIM)
74/2, Jarakabande Kaval, Post Attur, Via Yelahanka, Bangalore - 560 064.
2. Dr.R.S.Rana
Chairman, Bio-Link,
D-43, Indraprastha Apartments, Sector 14, rohini, New Delhi-110 025.
3. Dr. S. Subramaniyan
54, VGP, Golden Sea View,
Part-II, 2nd Main Road, 5th Cross Street, Palavakkam, Chennai-600 041.
4. Dr. Uppeandra Dhar,
11, SBI Apartments, Near Eicher School, Sector 46, Faridabad-121 002, Haryana.

Secretary, NBA

1. Shri C. Achalender Reddy, I.F.S.,

INVITEES

1. Dr.Sujata Arora,
Director, Ministry of Environment and Forests, Paryavaran Bhavan,
CGO Complex, Lodhi Road, New Delhi - 110003.

LEAVE OF ABSENCE GRANTED TO OFFICIAL MEMBERS

1. Shri Arun K Bansal,
Addl. Director General (FC),
Ministry of Environment & Forests,
Paryavaran Bhavan, CGO Complex, Lodhi Road, New Delhi - 110003.
2. Dr. B. Harigopal,
Adviser, Dept. of Science & Technology,
Technology Bhavan, New Mehrauli Road, New Delhi.
3. Shri Pankaj Kumar,
Joint Secretary (Plant Protection),
Dept. of Agri. and Cooperation, Krishi Bhavan, New Delhi.
4. Dr. Bala Prasad, I.F.S.,
Chief Executive Officer,
National Medicinal Plants Board, Dept. of AYUSH, New Delhi 110 001
5. Shri A. K. Srivastava,
Director, Ministry of Tribal Affairs, Shastri Bhavan, New Delhi
6. Dr. Renu Swarup,
Advisor, Department of Biotechnology, CGO Complex, Block No. 2
Lodhi Road, New Delhi - 110 003.
7. Dr. Swapan Kumar Dutta,
Deputy Director General, ICAR, Division of Crop Science,
Krishi Bhavan, New Delhi 110 114.

LEAVE OF ABSENCE GRANTED TO NON OFFICIAL MEMBERS

1. Dr. K.M. Bujarbaruah,
Vice-Chancellor,
Assam Agriculture University, Jorhat-785013.

ANNEX-II

Changes in the 17th Authority Proceedings under Agenda Item 17.10

Chairman appreciated the efforts of D. Shankar on this item regarding accelerating the process of preparation of PBRs in the country.

It was decided as follows:-

- a) the format of PBR should have standardized fields of information but yet be flexible enough to accommodate the highly diverse bio-cultural knowledge in different parts of the country,
- b) all PBR should be endorsed by the local BMC at the block level to certify that the content of the PBR reflected the local bio-cultural knowledge,
- c) to encourage local institutions, NGOs, KVKs, experts for preparing the PBRs,

NBA should promote the use of standardized scientific nomenclature to establish the scientific identity of locally named and used bio-resources. IBIS and all other NBA repositories may be supported by NBA to provide databases of scientific names of bio-resources linked to their vernacular names in different Indian languages. This standardization would help in comparing knowledge of the same bio-resource across different PBRs for different parts of the country.

Certificate for People's Biodiversity Register

CERTIFICATE

(as per Rule 22(10) of the Biological Diversity Rules 2009)

This People's Biodiversity Register (PBR) has been endorsed vide resolution no.....dt..... by the Biodiversity Management committees (BMC) under the supervision and guidance of a NGO/national institution/organization under the overall supervision ofBiodiversity Board. The data has been processed, analyzed and interpreted by a NGO/ national institution/organization, Biodiversity Board, school teachers, subject matter specialists, students & others. This is the I/II/III/final phase of preparation of PBR.

Biodiversity Management Committees

1. Chairman signature with seal & date
2. Secretary of BMC signature with seal & date
(if appointed)
3. Counter signature of representative of
NGO/organization/individual involved in PBR exercise.

Counter Signature with seal & date
Member Secretary, SBB
or
Authorized official of SBB