

Buffer Zone Management Regulation 2052 (1996)
(Unofficial Translation)



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Buffer Zone Mangement Regulation, 2052

The power conferred by the section 33 of the National Parks and conservation Act, 2029, His Majesty's Government has made the following rules.

Part-1 **Preliminary**

1. **Short title and Commencement:** (1) Name of these rules is "Buffer Zone Management Regulation, 2052."

(2) This regulation comes into force immediately.

2. **Definitions:** Unless the subject or context otherwise requires, in this Regulation:

- (a) "Act" means National Parks and Wildlife Conservation Act, 2029.
- (b) "Ministry" means His Majesty's Government, Ministry of Forest and Soil Conservation.
- (c) "Department" means His Majesty's Government, Department of National Parks and Wildlife Conservation.
- (d) "Director General" means the Director General of the Department.
- (e) "User" means the direct beneficiary people, living in the buffer zone, from forest resources use and the projects to be implemented for the local people's community development.
- (f) "Users' Committee" means the users' committee formed under Rule 8.
- (g) "Buffer Community Forest" means the buffer community forest handed over to the users' committee under Rule 21.
- (h) "Buffer Religious Forest" means the buffer religious forests handed over to the religious body, group or community under Rule 22.
- (i) "Buffer Private Forest" means the buffer private forests planted in private land within the buffer zone under the Rule 23.
- (j) "Buffer Zone Forest" means the forests under Rule 25 excluding buffer community forest, buffer religious forest and buffer private forest within the buffer zone as prescribed in Section 3a of the Act.

Part-2
Demarcation of Buffer Zone

3. **Prescription of Buffer Zone:** His Majesty's government, while prescribing buffer zone of the peripheral area of national park or reserve by describing boundary under section 3a of the Act, shall consider natural boundary as the primary basis, and the following points to be considered as well:

- (a) area to be affected from National Park and Reserve,
- (b) geographical situation of National Park and Reserve
- (c) situation of the villages and settlements located within National Park and Reserve,
- (d) area to be simple and practicable with a view to managing buffer zone.

4. **Unit Division of Buffer Zone :** (1) For proper management of the buffer zone, warden may divide such an area into various units.

(2) While dividing a buffer zone into units under sub-rule (1) based on the status, extent and users' settlement of the buffer zone, local authority and users shall be coordinated.

Part-3
Management of Buffer Zone

5. **Preparation of Management Work Plan:** (1) Warden shall have to prepare and submit buffer zone management work plan to the Department for community development, environmental conservation and balanced utilization of forest resources of the buffer zone.

(2) The following provisions shall have to be included in the work plan under Sub-rule (1).

- (a) Description of forest, bushes, grass covered and uncultivated waste area,
- (b) Status of forest boundaries,
- (c) Description of cultivated and waste land,
- (d) Map prepared for to show river, stream and including other water resources,
- (e) Description of population, population density, forest area and utilization of forest resources,
- (f) Description of the forest that can be handed over as community, religious and private forests within buffer zone,
- (g) Work plan for forest development,
- (h) Work plan for community development,
- (i) Man power and financial resource for the implementation of the work plan,
- (j) Program of soil conservation, tourism development, environmental and historical heritage conservation,
- (k) Annual description of collection and utilization of forest resources,
- (l) Description of the forest resources' requirement for local people,
- (m) Description of the area for the implementation of land use system,
- (n) Description of other requirements for the management of buffer zone.

(3) The director general shall make amendment if it requires and submit to the ministry for approval of the management work plan submitted under sub- rule (1).

(4) Ministry may approve the management work plan submitted under sub-rule (3).

(5) Warden shall have the responsibility for the implementation of the management work plan approved under sub-rule (4).

6. Amendment in Management Work Plan: (1) Warden if observes to make any amendment in management work plan, may forward to the department with his opinion.

(2) If it is seen reasonable to make amendment on the management work plan submitted under sub-rule (1), the department shall forward a report with its opinion to the ministry.

7. Conservation in Buffer Zone: Warden by himself or through other shall have the responsibility for conservation of the following:-

- (a) Wildlife,
- (b) Natural environment and natural resources,
- (c) Bio-diversity,
- (d) Forests,
- (e) Development works.

Part-4 **User's Committee**

8. Formation of User's Committee: (1) In coordination with local authority, warden may form necessary user's committee for to assist conservation and local development and balanced utilization of forest resources of the things mentioned in rule 7 in the units devided under rule 4.

(2) User's committee under sub-rule (1) shall have a president, a vice president, a secretary, a treasurer and at least five members selected by users among themselves.

(3) Users prescribe themselves the selection procedure for the officials of user's committee.

(4) The term of the officials of user's committee will be five years.

9. Registration of the User's Committee: (1) After formation of the user's committee under Rule 8, an application shall have to be submitted in accordance with schedule-1 to the warden for registration of the user's committee.

(2) In case an application is received under Sub-rule (1), after necessary inquiry the warden shall register the user's committee and give a registration certificate prescribed in the schedule 2.

10. Functions, Duties and Powers of User's Committee: User's committee shall have the following functions, duties and powers:-

(a) To conduct or cause to be conducted the acts prescribed by the approved work plan of own area

- (b) To implement the project responsibility taken by it in a proper way.
- (c) To manage the operation and maintenance of the project responsibility taken by it,
- (d) To mobilize people participation and laborforce for the completion of the project,
- (e) By calling meeting of users, to submit and made approval of the budget and annual program from the meeting.
- (f) Provide financial and other description demanded by concerning authority,
- (g) To manage the renovation, maintenance by charging maintenance fee from users.*
- (h) To prescribe kind, quantity, use area, method, time and fees of forest resources necessary for the daily use of local people for every year.
- (i) To prescribe grazing allowed area, kind, number of animal and grazing fees,
- (j) To make update record of immigrants and migrant of it's area,
- (k) Take responsibility of any project if handed over to it,
- (l) To prepare directory needed for to regularize it's procedure and submit to the warden for approval,
- (m) To do or to be done through reforestation at its area,*
- (n) To operate programs to control flood, land slide, and soil erosion,
- (o) To operate fund of user's committee,
- (p) To do other necessary works by itself or other.

11. Sub Committee May be Formed: (1) User's committee may form necessary sub committee to run the programs smoothly under rule 10 in its area.

(2) Formation procedures, functions, duties and powers of the sub-committee under sub-rule (1) shall be, as prescribed by user's committee.

12. Meeting and Decision of User's Committee: (1) Meeting of user's committee will be held as required.

(2) Date, time and venue of the meeting will be, as prescribed by the president.

(3) The president shall chair the chairmanship of the meeting and in his absence the vice president shall chair. In absence of both the president and the vice president, the person chosen by user's committee among themselves shall chair the chairmanship of the meeting.

(4) The quorum to held the meeting is fifty percent of the total number of the members.

(5) The decision of the meeting will be of simple majority.

(6) The secretary of user's committee shall attest the minute of the meeting.

(7) Other procedures regarding meeting of user's committee shall be as prescribed by user's committee itself.

13. Work Plan of User's Committee: (1) User's committee shall prepare work plan for the acts to be done for community development, natural resource's conservation and utilization of forest resources within buffer zone of own area and made passed from users.

(2) Preparing work plan under sub-section (1), warden shall provide necessary technical assistance to user's committee.

(3) The following things should be included in the work plan under sub-rule (1) :-

- (a) Name of the concerning user's committee,
- (b) Boundary of unit located the concerning user's committee in,
- (c) Management method to be taken for the conservation of forests, wildlife and environment,
- (d) Collection method of forest resources,
- (e) Grazing place and method in forest area,
- (f) Plant cutting, thinning, cleaning and other measures of method of plant cutting,
- (g) Method of re-forestation and forest reform,
- (h) Method of distribution, management and sale of forest resources,
- (i) Adopting method and policy for land management,
- (j) Other necessary matters.

(4) User's committee shall submit the work plan passed from the meeting of users under sub-rule (1) to the warden for approval.

(5) Warden shall, after necessary examination and if needed any amendment doing so, approve the work plan submitted for approval under sub-rule (4) and inform such to the concern user's committee.

14. Dissolvement of User's Committee: (1) Warden may dissolve user's committee in the following conditions:-

- (a) Acted against approved work plan,
- (b) Could not accomplish own's duties, responsibilities under rule 10,
- (c) Acted the prohibited acts under rule 17.

(2) Before dissolving the user's committee under sub-rule (1), by providing description of cause of action warden shall demand for clarification by giving fifteen days time limit to the user's committee.

(3) Warden by himself or by sending technical staff under him may inspect the site if the clarification demanded for under sub-rule (2) is unsatisfactory.

(4) On basis of the report received after the field visit under sub-rule (3) warden, if deems necessary may dissolve such user's committee.

(5) Warden may dissolve user's committee if two third members of the user's committee request in written for the dissolve of the user's committee.

(6) Officials not satisfied with the dissolve of user's committee under sub-rule (4) or (5) may appeal to the director general within thirty five-days after receiving notice of the dissolve of the user's committee.

(7) If appeal is made under sub-rule (6) and the decision of the warden is approved of the dissolve of user's committee or not appealed, after the time limit is off warden shall by forming another user's committee again operate acts.*

(8) Warden or staff deputed by him shall manage such area until the last decision is not made of the appeal applied under sub-rule (6) or until the another user's committee is not formed under sub-rule (7) for the appeal is not made for the dissolve of user's committee.

(9) Property and responsibility of dissolved user's committee sift to the user's committee formed under sub-rule (7).

15. Fund of User's Committee: (1) User's committee shall have a separate fund.

(2) The following amounts will be in the fund under sub-rule (1):-

- (a) Income received from selling, distributing of forest resources prescribed in buffer zone community forest work plan,
- (b) Amount received under section 25a of the Act,
- (c) Amount received from the license given for hunting under Rule 35,
- (d) Donation or financial assistance received from donor agency or people,
- (e) Miscellaneous.

(3) User's committee shall have to operate the fund by opening account at the bank.

Provided that in the area of banking facilities is unavailable, a person designated by the committee may keep up to NRs 10,000.

(4) Fund shall be operated by counter signatures of two officials designated by the user's committee.

(5) Expenditure to be borne by user's committee, will be expended from the fund of user's committee.

(6) Amount received for the program or work to user's committee, such amount should be expended in such program or work.

(7) While doing construction work by itself or other user's committee shall have to follow principle of rate analysis (norms) concerning development programs for forest, botany, wildlife and soil conservation by ministry in time to time.

16. Auditing of User's Committee: (1) Auditing of every fiscal year of user's committee shall be done by the person assigned by concerning warden.

(2) User's committee shall submit documents and records of account demanded by the person come for auditing under sub-rule (1).

(3) If the auditor found financial abuse from the officials of user's committee, warden shall refund such amount as government debt from such person.

Part-5

Prohibited Acts within Buffer Zone

17. Prohibited Acts Within Buffer Zone: No person unless in possession of written permission from the warden shall commit of the following acts within a buffer zone. It is considered crime if such acts are done.

- (a) Occupy any land without legal ownership or cut trees, clear forests or cultivate forest land,
- (b) Any acts damage forest resources or make fire in forests,
- (c) Excavate stone, earth, sand or mine or remove any minerals, earth or other such substances,
- (d) Introduce any harmful poison or explosive substances into the river, stream or source of water flowing in buffer zone,
- (e) Hunting illegally and damaging to wildlife.

18. Order Can Be Given To Stop Or Reform Acts: (1) If any acts, operating or to be operated within or outside the buffer zone, have or will have negative impact to the land use, public health, natural environment and natural resources conservation, warden may on recommendation of user's committee give order to the concern person or institution to stop immediately or reform on such acts.

(2) Reasons to stop such acts or description of what types of reform be taken should be clearly stated in the order given under sub-rule (1).

(3) The person or institution not satisfied with the order may appeal to the department within thirty-five days after receiving the order's notice. Decision made on such appeal by the department will be final.

19. Do Not Damage: Nobody shall damage public road, culvert, fence, sign, signal, or other public things within buffer zone.

20. Need to get approval: (1) Before registering or giving license for the operation of industries besides cottage industry by authorized official, the official shall register or give license for the operation of such industry only after getting written approval of the department.

(2) Whatever things mentioned in sub-rule (1), before registration or providing license for cottage industry based on forest resources the official shall register or provide license for the operation of the industry only after getting approval of the department.

(3) Department shall have to prepare certain criteria for the operation of the industry under sub-rule (1).

(4) Besides cottage industry other industries based on forest resources operating within the buffer zone before the commencement of this Regulation, shall operate the industry under the criteria prepared by the department within one year after the declaration of buffer zone under Section 3a of the Act.

Part-6 **Forest Development Provision**

21. Could Be Handedover As Buffer Community Forest: (1) If user's committee desires to take any forest area as buffer forest in the area prescribed as buffer community forest for the management of buffer zone under rule 4 shall apply under the appendix-3 to the warden.

(2) Warden shall provide necessary technical and other assistance to the user's committee if application made under sub-rule (1).

(3) Warden may, after necessary examination of the application made under sub-rule (1) and the work plan submitted for approval by user's committee, give whole forest area or in partial mentioned in the application to concern user's committee with the certificate under appendix-4.

(4) User's Committee may submit a proposal for amendment of work plan approved by the warden. Warden may give approval on such proposal with amendment or as proposed.

(5) Users of two or more user's committee demanded the same forest area as buffer community forest, warden may in coordinating with users, give such forest area on understanding basis.

(6) The user's committee taking responsibility of buffer community forest under sub-rule (3) will be demanded explanation by giving maximum fifteen days time limit if not acted under the work plan.

(7) If the submitted explanation is unsatisfactory or from the field report it seems reasonable to take back the buffer community forest the warden manages himself such forest by taking back.

(8) The user's committee not satisfied with the decision made for taking back the buffer community forest under sub-rule (7) may appeal against such decision within thirty-five days after receiving notice of such decision to the director general. The decision given in such by the director general will be final.

(9) Until the final decision is not made of the appeal made under sub-rule (8) such forest is managed by warden himself.

(10) By paying royalty prescribed by user's committee users of buffer community forest are allowed to use not exceeding the extent and quantity of use of forest resources under work plan of the forest planted and grown by user's committee itself.

(11) By charging royalty prescribed by user's committee, users of buffer community forest are allowed to utilise the forest resources, not exceeding the extent and quantity under the work plan, received from the forest conserved as buffer community forest by user's committee.

(12) Users are allowed to transport other forest resources, except wood, firewood received under sub-rule (10) and (11), in and out from the buffer zone. Users shall obtain permission from warden before such transportation.

22. Could Be Handedover As Buffer Religious Forest: (1) Any religious authority, group or community wished to develop, conserve and use any religious place situated in buffer zone from ancient period or forest of peripheral area of such shall give application in accordance with appendix-5 to warden by describing area, boundaries and acts to be done in such forest.

(2) Application made under sub-rule (1), after necessary examination warden may give such buffer religious forest as demanded by applicant or with necessary amendment to the religious authority, group, or community with a certificate under appendix-6. Giving such forest, provision should be managed for not impact the right and benefit of the conventional users.

(3) Wood, firewood located in buffer religious forest can be used only in religious work.

Provided that tree shall not be cut to be caused negative impact to environment or public damage or soil erosion in the watershed area.

(4) Acts done against sub-rule (3) or could not operate the acts to be done in religious forest by concerning religious authority, group or community given in religious forest under sub-rule (4), warden make decision for taking back such buffer religious forest.

Provided that before making decision to take back the buffer religious forest, fifteen days time limit should give to the concern religious authority, group or community to submit explanation.

(5) Religious authority, group or community not satisfied with the decision made by the warden under sub-rule (4) may appeal against the decision to the director general within thirty-five days after receiving notice of such decision. The decision made on such appeal by the director general will be final.

23. Buffer Private Forest Can Be Cultivated: (1) The owner rightful to the land within buffer zone may develop, conserve, manage and utilize the buffer private forest with his own interest.

(2) Warden may provide necessary technical assistance to the land owner of buffer private forest.

(3) The owner of buffer private forest may transport, sale or distribute freely the forest resources of buffer private forest within the buffer private forest.

(4) The owner of buffer private forest needed to transport, sale or distribute the forest resources of buffer private forest out side the buffer zone should apply with description of species, kind, and quantity of the forest resources to the warden.

(5) After receiving the application under sub-rule (4) if such forest resources while examining, are seen the property of private owner of buffer private forest, by not impacting the environment warden by defining species, kind and quantity, should give permit to transport in and out from the buffer zone and stamp in respect of wood.

(6) Permits under sub-rule (5) should be stamped at the check post on the way to transport of the forest resources.

24. Wood, Firewood Can Be Provided: (1) Warden himself or through other may collect the wood, firewood from wash away by river, sided in bank, trapped or floated within buffer zone.

(2) Warden shall manage to keep the wood, firewood securely collected during the process of legal proceeding within the buffer zone. If such wood, firewood is found from the forest managed by user's committee such wood, firewood should be given back to the concern user's committee.

(3) Warden will decide the maximum limit of wood, firewood given to the local users and prescribe reasonable place to keep the depot for selling the wood and firewood under sub rule (1) or (2).

(4) Acting under sub-rule (3), warden shall act in coordination with the concern user's committee.

(5) While selling the wood, firewood, the depot should sale to the local users on the basis of the recommendation of concerning user's committee and quantity under sub-rule(3) and royalty under sub-rule (6).

(6) Prescribing the rate of wood, firewood selling under sub-rule (5), warden should prescribe the rate on basis of prescribed rate of wood, firewood by existing laws concerning forestry including adding costs of collecting such wood, firewood.

(7) Wood, firewood sold under sub-rule (5) is not allowed to utilize out side the buffer zone.

(8) By seperating the cost of collecting wood, firewood among the amount received from selling under sub-rule (5), amount shall have to be deposited into the government central treasury.

25. Buffer Zone Forest: (1) Warden may, deems necessary, prescribe any unit as buffer zone forest for the management of buffer zone under rule 4.

(2) Soil erosion, wildlife, plants and environmental side should be taken into consideration when prescribing buffer zone forest under sub-rule (1).

(3) Warden shall have to conserve, develop, and manage the forest within the buffer zone prescribed under this rule.

(4) If any user's committee wished to take the forest resources found in buffer zone, warden shall have to sell by receiving prescribed royalty to such user's committee. If more than one user's committees wanted to take such forest resources should be sold in proportional basis.

(5) In a condition non any of committees wanted to take such forest resources, warden shall have to sell by auction.

Part-7 **Community Development**

26. Prescription of Expenses for Community Development: (1) Ministry will decide the percentage of amount expended for community development of local people among the amount earned by national parks, reserves or conservation area under section 25a of the Act.

(2) The following things should be taken basis for prescribing the percentage of the amount for community development under sub-rule (1) by the ministry:-

- (a) Annual income made by national park, reserve or conservation area,
- (b) Population and area of buffer zone,
- (c) Status of community development of buffer zone,
- (d) Quantity of effect made by national park and reserve within buffer zone,
- (e) Contribution made by local people for the conservation of national park, reserve or conservation area,
- (f) Availability of local resource and equipment can be required for community development,
- (g) Local people's interest, activeness and participation for community development.

(3) The following committee will be formed while making decision for the distribution of amount to which unit and what amount among the amount received for the community development of buffer zone:-

- (a) A person selected by the presidents of user's committees among themselves within buffer zone
 - (b) Representative of the concerning district development committee
 - (c) Presidents of concerning user's committees
 - (d) Warden
- Chairman
Member
Member
Member-Secretary

(4) If the buffer zone is located more than one district, representatives of all districts development committee will be in the committee under sub-rule (3).

(5) Warden shall, consultation with the chairman of the committee under sub-rule (3), call meeting as required. Regarding other procedures for the meeting will be as prescribed by the committee themselves.

(6) While distributing the amount received for community development by the committee under sub-rule (3), amount should be distributed on the following basis to the user's committees from the amount balanced after allocating the approximate amount for compensation that has to be given under section 3c of Act.

- (a) Area and population of user's committee,
- (b) Demand and requirement of community development,
- (c) Impact made by national park or reserve on such area,
- (d) Contribution made for the conservation of wildlife, forest resources and natural resources by the people of such area,
- (e) Local people's interest, activeness and participation in community development,
- (f) Estimated costs of the project operated in particular unit.

(7) Amount distributed for community development under sub-rule (6) will be released on quarterly basis.

27. Operation Of Acts Regarding Community Development: (1) By selecting the project that can be operated from the amount given for community development to user's community, user's community shall have to prepare and submit proposal of such project with cost estimate and users' labor component to warden.

(2) Warden shall have to provide technical assistance for preparation work of cost estimate under sub-rule (1). District development committee should provide such technical assistance to the user's committee if warden could not provide the technical assistance and request is made to the district development committee.

(3) Warden may, after necessary examination approve the project proposal submitted under sub-rule (1) for the operation of such project on reasonable basis.

(4) Warden shall have to release the amount according to the cost estimate submitted by user's committee under sub-rule (2) on partial basis.

(5) After completion of the project, user's committee shall have to request to the warden to check and pass such project and if such request is made warden shall provide technical assistance. If the warden could not provide technical assistance and the request is made to district development committee, concerning district development committee shall have to provide such technical assistance.

(6) After completion of the project operated by user's committee, user's committee shall have to submit accounts of expenditure and report of checking pass to the warden. Warden shall register such accounts and checking pass report and give proof of such to the user's committee.

(7) After bills, vouchers and report of checking pass is submitted, including necessary field visit if necessary and checking, and it seemed work completed, warden shall have to clear the advance taken by user's committee.

(8) Expenditure expended for cost estimate and final checking of the project under sub-rule (1) will be included in the expenditure of concerning project.

28. Development Project Should Not Operate Induplication: Warden acting for the project of community development under rule 27, shall have to operate the project not induplication with any related community development projects operated in the unit by other authorities, institutions or offices.

29. Project Should Be Selected On The Priority Basis: While selecting a project by user's committee, user's community shall have to give priority for the kinds of the project for natural resources conservation and fulfill the demand of local people.

30. Duties of Local Users: The following are the responsibilities of the local users benefited from the project operated from the amount received for community development under rule 26:-

- (a) Labor contribution for the accomplishment of the project,
- (b) Pay maintenance fee of project,
- (c) Necessary assistance for the accomplishment, operation and maintenance of the project

Part-8

Method of Amount Deposit and Prescribing Compensation

31. Deposit amount in the deposit account: (1) Income amount of national park, reserve or conservation area will be deposited in the Deposit Account* at the bank by opening account in the name of concerning office.

(2) After allocating the prescribed percentage of amount on quarterly basis by the ministry for community development under rule 26 among the amount balanced in Deposit account under sub-rule (1), the remaining amount should be deposited into the government fund.

32. Method of Prescribing Compensation Amount: (1) People demanded for the amount of compensation under section 3a of the Act shall have to submit an application to the warden with description of damage.

(2) If the application is made under sub-rule (1), after necessary examination in such concerning user's committee may recommend the description of actual damage and the compensation amount of such, shall be given to the applicant.*

(3) Recommendation of user's committee received under sub-rule (2), after necessary examination the committee under sub-rule (3) of rule 26 shall assess compensation amount if it is seen that the compensation to be given.

(4) The compensation assessed under sub-rule (3) should be given to the concern people.

(5) After compensated to the concern people under sub-rule (4), warden should write to the concerning Land Revenue Office for to record-off of such compensated land.

Part-9

Miscellaneous

33. Operation of Service Within The Buffer Zone: (1) If the ministry wishes to operate any service or amenities within the buffer zone by any person in accordance with the section 6 of the Act, it shall publish a bid tender notice in major news papers giving at least 35 days notice with necessary descriptions of such services or amenities and the terms and conditions of the

operation, and in such bid notice it shall also mention the submission office or official, opening date and time of the bid tender.

(2) The Ministry can republish a notice for another bid if it considers the bid tenders submitted within time under the sub-rule (1) are irregular and unsatisfactory.

(3) Among the tenders submitted in accordance with sub-rule (1) or (2), the Ministry shall accept the tender that promises to pay highest royalty and compatible with the view of environmental conservation.

Provide that in certain condition the ministry can accept the low royalty payer bidder and in such condition the tender approval official has to mention the reason for that .

(4) The bidder for the operation of services or amenities within the buffer zone shall prepare and submit the detail plan of construction for such services and amenities to the ministry for the approval.

34. Land use System Applied: (1) On the land prescribed for to apply land use system in the management work plan under rule 5, after receiving acceptance from concerning user's committee warden may make apply to plant any crop or to do horticulture or plant tree, plants or grass or to make done any other acts.

(2) Warden may provide technical assistance or other to the land owner or land tenant applying acts of land use system under sub-rule (1).

35. Hunting is allowed: By the significant increase of population of wildlife within national park or reserve and pressure is increased of such wildlife in buffer zone, the department may give hunting permission under existing laws for hunting of other wildlife, except protected wildlife not exceeding the quota prescribed by the department.

36. Research work can be done: (1) Any person wanted to do any work regarding research within buffer zone may conduct after receiving pre-approval of department, and in such a copy of his research report shall be submitted to the department.

Provided that foreign people or institution wanted to do such work, department may give approval to do research by receiving prescribed fee.

(2) Warden and user's committee shall assist necessary the person wanted to do research under Sub-rule (1).

37. Provide Notice To Warden: User's committee shall have to maintain up to date record of immigrants and migrants of its area and give notice of such record to warden.

38. Assist The Warden: Local administration, police, governmental or non governmental organization, user's committee and all concern should assist required to the warden for management and conservation work of buffer zone.

39. Interim Provision: (1) Under the directive of department warden may on the basis of appropriateness manage the buffer zone until the management plan is not applied.

(2) Until the management plan of user's committee under rule 13 is not implemented, user's committee shall follow the directives given by the warden for the operation of acts in own area.

40. Power Of Authority To Hear Cases And Appeal: (1) Warden shall have the power to hear and make decision of cases of the crime related to the management and conservation of buffer zone declared under section 3a of the Act.

(2) Party not satisfied with the decision made by the warden under sub-rule (1) may appeal to the Appellate Court within thirty-five days after receiving the notice of such decision.

41. Framing Manual: Warden may prepare and apply required manual for management, conservation and development of buffer zone by approving from the ministry.

42. Result Of Buffer Zone Withdraws: (1) Amount received for benefit and community development for the local people of buffer zone will not be provided to such area if His Majesty's Government withdraws the buffer zone under sub-section (2) of section 3a of the Act.

Provided that His Majesty's Government should provide amount for the completion of the started project in the buffer zone.

(2) If the buffer zone is withdrawn, existing laws on forestry will be in forced in such area.

43. Make Changes or Alterations In Appendices: His Majesty's Government may make necessary changes or alteration in the appendices by publishing notice in the Nepal Gazette.

44. Saving: Before coming into force this Regulation, forest area given as community forest, leased forest, religious forest and etc. under existing laws come within buffer zone, existing laws will be applied until the term of the concerning management work plan will not be finished, and work to be done same as buffer zone under this Regulation after finishing the term.

Appendix-1
(related with sub-rule (1) of rule 9)

Specimen of application for registration of user's committee

Mr(s) Warden,
..... national park/ reserve office
.....

By forming user's committee according to provisions under the National parks and wildlife conservation Act, 2029 and Buffer zone Regulation, 2052, we have submitted this application with stating the following description. We have requested to register and facilitate such information.

The following

- (a) Name of the user' committee:
- (b) Boundaries:
- (c) Approximate area:
- (d) Number of households:
- (e) Total population:

Applicants

..... on behalf of the user's committee

S.N.	Name	Position	Signature
1.			
2.			
3.			
4.			
5.			

Date:

Appendix-2
(related to sub-rule (2) of rule 9)

His Majesty's government
Department of National Parks and Wildlife Conservation
.....National Park/ Reserve Office

User's Group Registration Certificate

Registration No.

Date:

Mr(s)..... User's Committee
.....

By registering the user's committee this certificate is given by using the power provided by the National Parks and Conservation Act, 2029 and Buffer Zone Management Regulation, 2052.

Descriptions of user's committee:-

- (a) Name:
- (b) Boundaries:
- (c) Approximate area:
- (d) Household number:
- (e) Total population:

Officer of giving certificate
Name:
Position:
Signature:

Note: Twenty-five rupees fee will be charged for to take another certificate if this certificate lost, torn or damaged.

Appendix-3
(related to sub-rule (1) of rule 21)

Application given for to register buffer community forest

Mr(s) warden,
.....national park/ reserve office
.....
.....

Wished for the conservation, development and utilization as buffer community forest according with the attached work plan under the National Parks and Wildlife Conservation Act, 2029 and the Buffer Zone Regulation, 2052, we have made this application to hand over the following forest area to the user's committee:

- (a) Name and address of the forest proposed for management as buffer community forest:-
- (b) Boundaries:-
- (c) Area:-
- (d) Is there wildlife or not? If yes, which species of wildlife?

committee

Applicants
On behalf of the user's

S. N.	Name	Position	Signature
1.			
2.			
3.			
4.			

Date:-

Appendix-4
(relating to sub-rule (3) of rule 21)

Certificate Of The Registration Of Buffer Community Forest

His Majesty's Government
Ministry of Forest and Soil Conservation
Department of National Parks and Wildlife Conservation
... .. National Park/ Reserve Office

Mr... .. User's Committee
... ..
... ..

The following buffer forest area is handed over for managing to utilize as Buffer Community Forest to utilize in accordance with attached work plan under the National Parks and Wildlife Conservation Act, 2029 (1973) and Buffer Zone Management Regulation, 2052 (1996).

Description of Buffer Community Forest:-

Name:
Boundries:
Area:

Warden giving certificate

Name:
Signature:
Date:

Note: Twenty-five rupees fee will be charged for to take another certificate if this certificate lost, torn or damaged.

Appendix-5
(relating to sub-rule (1) of rule 22)

Application Given For Registration Of Buffer Religious Forest

Mr Warden,
... .. National Park/ Reserve Office
... ..

Desiring to conserve, develop, utilize as buffer religious forest in accordance with attached work plan under the National Park and Wildlife Conservation Act, 2029 (1973) and Buffer Zone Management Regulation, 2052 (1996), I have made this application to handover the following forest area to this religious authority/ group/ community.

Proposed buffer forest desired to manage as buffer religious forest:

Name:
Boundries:
Area:

On behalf
of
religious authority/ group/ community
Name:
Signature:
Position:
Date:

Appendix-6
(relating to sub-rule (2) of rule 22)

Certificate Of Registration Of Buffer Religious Forest

His Majesty's Government
Ministry of Forest and Soil Conservation
Department of National Parks and Wildlife Conservation
... .. National Park/ Reserve Office

Mr... .. User's Committee

... ..

... ..

The following buffer forest area is handed over to that authority/ group/ community for the management as Buffer Community Forest to utilize in accordance with attached work plan under the National Parks and Wildlife Conservation Act, 2029 (1973) and Buffer Zone Management Regulation, 2052 (1996).

Description of Buffer Religious Forest:-

Name:

Boundries:

Area:

Warden giving certificate

Name:

Signature:

Date:

Note: Twenty-five rupees fee will be charged for to take another certificate if this certificate lost, torn or damaged.