

THE ANDHRA PRADESH SANDALWOOD POSSESSION RULES, 1969

In exercise of the powers conferred by ²[Sections 32, 33, 34 and 35] read, with Section 68 of the Andhra Pradesh Forest Act, 1967, (Act I of 1967), the Governor of Andhra Pradesh hereby makes the following rules to regulate the possession of sandalwood in the State.

RULES

1. These rules may be called the Andhra Pradesh Sandalwood Possession Rules, 1969.

2. In these rules, unless the context otherwise requires,—

- (a) 'dealer' means a person who deals in sandalwood;
- (b) 'Divisional Forest Officer' means the Divisional Forest Officer having jurisdiction over the area concerned;
- (c) 'form' means a form set forth in the Schedule appended to these rules;
- (d) 'licence' means a licence prescribed under these rules;
- (e) ³[x x x] ;
- (f) 'Stockist' means a person who stocks sandalwood for conversion into sandalwood oil or other products ⁴[x x x].

3. (1) No person shall possess sandalwood in excess of the limit specified in Section 32 of the Act, except under a licence issued in this behalf in Form-II by a Divisional Forest Officer. Every application for a grant of licence shall be in Form-I and accompanied by authenticated documents and other material in support of the origin of procurement of sandalwood and a fee of Rs. 100 ⁵[x x x] :

Provided that no fees shall be payable by institutions like temples which stock sandalwood for their *bona fide* requirements.

(2) A dealer or stockist shall not at anyone time possess over and above one metric tonne of sandalwood obtained from patta lands, ⁶[except with the written permission of the Divisional Forest Officer concerned].

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1. Vide G.O.Ms.No. 437, Food & Agri. (Legn.), dt. 12-3-1969 pub. in A.P. Gazette RS. to Pt. II, dt. 29-5-1969, p. 223.
 2. Subs. for the words "Sections 32 and 33" by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.
 3. Clause (e) defining 'Sandal wood transit Rules' was omitted by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978 pub. in A.P. Gazette RS to Pt. II, dt. 19-4-1979.
 4. The words 'but not for disposal of sandalwood as such' were omitted by *ibid*.
 5. 'Per annum' omitted by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.
 6. Added by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.

¹[(3) Every licence other than the permanent licence for pooja material and other materials of worship issued or renewed at any time during the financial year, shall be valid till the end of that financial year.]

(4) The fees chargeable for the renewal of a licence shall be ²[Rs.50].

4. (1) A duplicate licence shall be granted only ³[after due verification].

(2) The fee chargeable for grant of the duplicate licence shall be Rs. 50.

(3) The Divisional Forest Officer may, on an application made by the licensee, renew his licence.

(4) ⁴[x x x]

5. ⁵[(1)] If at any time, it appears to the Divisional Forest Officer that the licensee has contravened or failed to comply with any of the conditions laid down in these rules, he may cancel or suspend the licence after giving the said licensee 15 days notice in writing for making his representation against such cancellation or suspension.

⁵[(2) Any person aggrieved by the orders of the Divisional Forest Officer passed under sub-rule (1) cancelling or suspending a licence may within 15 days from the date of receipt of such order prefer an appeal to the Conservator of Forests who may pass such orders as he deems fit after recording the reasons therefor.

(3) Any person aggrieved by an order of the Conservator of Forests passed under sub-rule (2) may within 30 days from the date of receipt of the order, prefer a second appeal to the Chief Conservator of Forests, who may pass such orders as he deems fit, after recording the reasons therefor.]

6. (1) Whenever a dealer or stockist intends to possess any consignment of sandalwood, he shall immediately inform the Divisional Forest Officer in writing of the actual source from which he intends obtaining such sandalwood and supply such information as the Divisional Forest Officer may require to satisfy himself about *bona fides* of such sandalwood.

(2) The dealer or stockist who comes into possession of a consignment of sandalwood shall within 24 hours of such possession intimate the Divisional

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1. Subs. for sub-rule (3) by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.
 2. Subs. for the words 'Rs. 100' by *ibid*.
 3. Subs. for 'after satisfying the conditions laid down in these rules' by G.O.Ms. No. 854, F & RD (For. III), dt. 13-12-1978, pub. in A.P. Gazette RS to Pt. II, dt. 19-4-1979.
 4. Sub-rule (4) was omitted by *ibid*.
 5. Rule 5 was renumbered as sub-rule (1) and sub-rule (2) & (3) were added by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978, pub. in A.P. Gazette RS to Pt. II, dt. 19-4-1979.

Forest Officer having jurisdiction over the area in which the sandalwood is stored about the fact of actual possession and the same shall be inspected by an Officer not below the rank of a Forester without any delay ; and till such inspection is over, the dealer shall not tamper with the identification marks that may have been already placed on such sandalwood.

¹[(3) A dealer or stockist shall not convert such sandalwood as he may have come into possession in accordance with sub-rule (2), except and in accordance with the orders in writing of the Divisional Forest Officer :

Provided that where within a period of one month from the date of application to the Divisional Forest Officer, or the date of submission of such particulars as required by him, permission has not been granted, the applicant may, unless such permission has been refused, proceed with such conversion, but so as not to contravene any of the provisions of the Andhra Pradesh Forest Act, 1967 or any rules made thereunder.]

7. (1) A stockist storing the sandalwood and its by-products obtained by manufacture or conversion including sandalwood of smaller billets, sandalwood powder, toilet articles or scented stocks shall furnish to the Divisional Forest Officer full particulars of the place of storing together with a certified sketch of the premises. The premises should be distinguishable by a Notice Board conspicuously displayed. ²[Any change in such place shall be made only after giving prior intimation to the Divisional Forest Officer.]

(2) The dealer or stockist shall maintain at the premises a stock register showing receipt and issue of sandalwood and all its products including oil.

³[(3) A true extract in Form III from the stock register shall be submitted to the Divisional Forest Officer every year by the 15th April or before the renewal of licence.]

8. (1) The stock register and the stock of sandalwood shall be kept open for inspection at any time by any Forest Officer not below the rank of a Forester ⁴[having jurisdiction over the area concerned].

⁵[(2) The Inspecting Officer may, if he has reason to believe that the term of licence have been contravened, seize any or all records, stocks of sandalwood and its products, vessels and conveyance used in such contravention. The seizures may be removed by the Inspecting Officer for safe custody and produced in the Court having jurisdiction over the area within a week.]

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1. Subs. for sub-rule (3) by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978, pub. in A.P. Gazette, RS to Pt. II, dt. 19-4-1979.
 2. Subs. for 'Any change in such place shall be immediately intimated to the Divisional Forest Officer' by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.
 3. Subs. for original sub-rule (3) by *ibid*.
 4. Added by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.
 5. Subs. for sub-rule (2) by *ibid*.

(3) In so inspecting the premises due regard shall be paid by the Inspecting Officer to the special and religious customs of the occupants of the premises.

¹[9. (1) Whenever the Inspecting Officer considers that the production of any document or other thing is necessary for purposes of compliance with these rules, the Inspecting Officer may issue a written requisition or order, to the dealer or stockist in whose possession such document or thing is believed to be, requiring him to produce it at the time and place stated in the requisition or order.

(2) Where the Inspecting Officer has reason to believe that the dealer or stockist to whom an order under sub-rule (1) has been or might be addressed, will not or would not produce, document or thing as required by such requisition or order, or where the Inspecting Officer considers that the purpose of these rules will be served by a general search or inspection, he may if he is competent to search by himself or obtain a search warrant under Section 12(1)(b)(ii) of the Act and execute in the manner provided in the Code of Criminal Procedure 1973.]

THE SCHEDULE

²[FORM - I]

Form for the application of a Licence

[See Rule 3(1)]

1. Name of the applicant :
2. Father's/Husband's name :
3. Full address of the applicant
Village :
Taluk :
4. Names and addresses of the persons from whom the applicant proposes to obtain the sandalwood.
5. Place where the applicant proposes to keep the sandalwood and transact the business.

1. Subs. for Rule 9 by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.
2. Subs. for original Form-I by *ibid*.

FORM – II
Form of Licence
[See Rule 3(1)]
ORIGINAL/DUPLICATE

1. Licence Number :
2. Name of Licence :
3. Residence :

Village :

Taluk :

4. Place in which the sandalwood is to be stored:

Licence is hereby granted to the person mentioned above for the possession of sandalwood from the issue of licence to the 31st March subject to the provisions of the Andhra Pradesh Forest Act, 1967 and the rules made thereunder.

Station :

Date :

Signature of Issuing Officer
Designation

*Score out words not necessary.

**'[FORM - III]
Form of Stock Register**

Month.....

[See Rule 7(3)]

Name of dealer/stockist Name of village/town place of storage of sandalwood

Date	Receipts			Issue		Balance	Remarks						
	Opening No. & date of Sandal-wood permit and by whom issued	Description of Sandal-wood	Quantity kgs.	Total	By Sale			By Conversion					
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)
							No. & date of permit to whom issued	Description of Sandal-wood	Quantity in kgs.	Mode of conversion	Quantity consumed in kgs.	Total	

1. Form-III was added by G.O.Ms.No. 854, F & RD (For. III), dt. 13-12-1978.

