

S.O.42(E), 10012006 - BREEDING OF AND EXPERIMENTS ON ANIMALS (CONTROL AND SUPERVISION) AMENDMENT RULES, 2005.

33004/99 REO. D.L.-33004,» Che Gazette of India 381 EXTRAORDINARY PART II—Section 3—Sub-section (ii) BY Amdt-IORTY 14; 2006* 24, 1927 NEW DELHI, SATURDAY, JANUARY 14, 2006/PAUSA 24, 1927 10 2006 2005 25 1960 (1960 öT59) 17 U-t.rrr (1) (1 ä.i) * 3tr-äRT (2) fiat 3-rafi Riiz:r aj@TOT 54--1M, qzf?RüT 25 110001 (1) \$7 34k 2005 å5 37 3}2frä 100 Gif006 2 3 (2) THE GAZETTE OF EXTRAORDINARY 3qzh7T 3-Faéfra 95% I'l 317T "(TOT) (i) EPART IL—SEC. (iv) 3-ft 34g--;ft 34T 3(ii)] 3 q•af-axvr ar-a•rr t 4 34k (iv) *rar 12 112 gfh 19ec (1960 asr 59) ä5T .3.q-äaT7 4 6 GAZETTE OF INDIA : EXTRAORDINARY [PART II—SEc. u (E) (fri : 1074 Mü€ 15 1998 331. IS 2001 i NM'IFICATION New the 10th Jantuw, 2006 a following dran of BreedifV of and Experiments on Animals (Control and Supervision) Amendtrent Rule. 200S. which Commi&e for the Purpose of Control Supervision of Experiments cn Anima& proposæ tMke, in exercise of powers conferred (IA) and (2) of section 17 of the Preventbn of Cruelty to AnitTEls Ad, 1960 (59 of 1960), are tzeby published for information of all persons likely to be affected thereby, and notice is tzeby given that the said draft rulæ be taken into consi&tatim ater tte upity of a period of thirty days from he date on which copies of the Gazate of India containing this nc\jfiGtion ate available the public; Any person dæirous of ræking any suggætïm or objeün in respea of tie said draft rules may, within die period so spedfled, forward same for of said Committee, to Mernber Seaüry, Cnmittee tre Purpose of Control and Supervision of Experiments on Aninzls, Animal Welfare Division, Mlnisby of Environment and Forests, 8M Fbor, Jeevan Prakash Building, 25, asu.wba Gatrihi Marg, New Delhi-110001. (2) Rule\$ These rula may be ca!kd &eeding of and Experimene on Animas (Control and Supervisi(n) Amandment Rules, 2005. They shall cane into force cn the date of their final publication in the Official Gaze&. In the Breeding (f and Experirymts on Animals (Control and Supervision) Rules, 2. 1998 referred to as the said rule), in rub 2, for dause (e), folicming dause shall be sub±tuted, nan-*ly:• or 06-2 6 GAZETTE OFINDIA : EXTRAORDINARY "Experiment" means any programme or project involving use of animal for the aquisition of knowledge of a biological, physiological, ethological, physical or chemical nature; and includes the use of animal in the production of and produce such as antigens and antibodies, routine diagnostics, testing activity and establishment of fransgenic stocks, for the purpose of saving or prolonging life or suffering or significant gains in wdl being for people of the counü•v or for combating any disease whether of hurnan beings or animals 3. (1) In rule 9 of the said rules, - after dause (b), the following clause shall be inserted, namely:- animals lowest on the phylogenetic scale which may give scientifically valid results should be first considered for any experimental procedure and the experiment should be designed using minimum number of animals to give statisöcalfy valid results at 95% degree of confidence: Provided that replacement alternatives not Involving experiments on animals should be given due and full consideration and sound justification must be provided in ase alternative, though available, are not used;" ; after clause (c), the following clause shau be inserted, namely: (2) "(cc) (i) personnel using experimental animals shall be responsible for the welfare of animal during their use in experiments; (ii) invesögators shall be responsible for the aftercare and tehabilitation of animal aner experimentation, and shall not euthanise animals except in situations as defined in clause (ff); (iii) c#ts of aftettare and rehabilitation of animal after experimentation shall be made part of research costs and shall be scaled in positive correlation with the level of costs involved in such aftercare and rehabilitation of the animals; 3(ii)] (iv) treamet* of animals after experimentation 4•all extend till the point the animal is able to rzume a normal existence by providing a lump-sum amount osts for tehabilitation and care of such animal to cuer ib entire statistical expected life span; and (v) the establiswnt mderükng or duly licensed and authorised animal wdfare orgaüatbn un&r the control of the Committee may, on payment of lump-sum amount. of animals;" ; (3) after clause (f), the f0110Ning dause shall be insetted, namely:- "(ff) die following panmew•s shall be aeolication of euthanasia, narnely:- (i) when the animal is paralyzed and is not able to perform iB naWræl ft.mctions or it becomes incapable of indepen&nt locomothn or it en no longer peræive be environment in an intellWble manner, or if during the course of procedure tie animal has been left with a recuring pain wherein the animal obvious signs of pain and Sâffering; or (iii) where the non-tz•minañ of the life of be experimental animal will be life human beings or other animals; 7 4. (1) In rule 10 of the said rules, for clause the following clause shall be

substituted, namely:- (i) an establishment shall acquire animal for experiment from registered breeders only; (ii) in case of non-availability of animal from registered breeders, the animal may be procured from alternate legal sources; (iii) in case the animal is procured from the alternate source, the same shall be procured after taking written permission from the authority competent under the law for the time being in force, to give such permission; and 8 GAZETTE OF INDIA : EXTRAORDINARY [PART 3(ii)] (iv) the establishment procuring such animal shall maintain a record in this regard and shall produce the same before the authority whenever required; ; (2) for clause (e), the following clause shall be substituted, namely:- In case an animal is not available from a registered breeder or from alternate legal sources within the country, genetically defined animals may be with permission of Directorate General of Foreign Trade: Provided the condition of non-availability within the country shall not apply for laboratory bred rats and mice of genetically defined strains;". 5. 12 of the said rules, the following rule be substituted, namely:- "12. Contract animal experiment. Registered establishments may undertake contract experiment on behalf of any other agency in accordance with the prevention of Cruelty to Animals Act 1960 (59 of 1960) and the rules made thereunder.". In rule 14 of the said rules, for clause (a), the following clause shall be substituted, 6. namely:- "(a) The Committee, if it is satisfied with the report of the Member-Secretary or the authorized officer of the Committee (made to it as a result of any inspection or information received or otherwise) that (i) the rules made by it are not being complied with by an establishment or breeder; or (ii) a violation of the directions of the Committee has been committed by any establishment or breeder and the Committee's directions to rectify such violation have not been complied within the period so specified, 3(ii)] the Committee may, by order in writing, suspend or revoke registration of the establishment or breeder and/or direct closure of the animal house facility for such a period as may be specified. Provided that no order under this clause shall be made without giving the establishment or breeder any opportunity of being heard in the matter: provided further that no order for suspension or revocation of registration, or closure of animal house facility shall be issued in a case of minor violation. Explanation:- for the purposes of this clause, "minor violation" means an act of commission or omission which does not have direct bearing on the health of an animal which may not lead to adverse health effect or pain or suffering or death of an animal. ". 9 [F. No. 2304/2005-AWDI SOB, FYA T. DAVE, Member Secy. (Committee for the Purpose of Control and Supervision of Experiments on Animals) The principal rules were published in the Gazette of India, Extraordinary, vide number S.O. 1074 dated 15th December, 1998 and subsequently amended vide number S.O. 134(E) dated 15th February, 2001. Printed by the Manager, Govt. of India Press, Ring Road, Mayapuri, New Delhi-110064 and Published by the Controller of Publications, Delhi-110054.