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NOTIFICATION

No. A. 36011/1/17-FS, the 22nd October, 2019. In exercise of the power conferred by Sub-Section (1) of Section 15 of the Mizoram Fisheries Act, 2002, the Governor of Mizoram is pleased to make the following rules namely:-

- Short title, Extent and Commencement.-** 1. (a) These rules may be called the **Mizoram Fisheries Rules 2019**;
(b) It shall have the like content as the Act.
(c) They shall come into force from the date of its publication in the Official Gazette.
- Definition.-** 2. In these rules, unless the context otherwise requires.-
(a) "Act" means the Mizoram Fisheries Act, 2002;
(b) "Director" means the Director of Fisheries Department, Mizoram;
(c) "Department" means the Fisheries Department, Government of Mizoram;
(d) "spawn" means a young fish or earlier stage of a fish measuring a total length of 6mm to 10 mm;
(e) "fish fry" means a young fish or earlier stage(s) of fish after Spawn and measuring a total length upto 40mm;
(f) "fingerling" means a young fish or earlier stage(s) of fish after Fry and measuring a total length 70mm;
(g) "fish" includes finfish, shellfish and turtle in all stages of its life;
(h) "fixed engine" means any cages net, trap or other contrivance for taking fish, fixed in the soil or made stationary in any other way;
(i) "Government Water Bodies" means rivers and its tributaries within the State of Mizoram, including all impoundment for the purpose of generating hydro-electricity, irrigation, water harvesting dam or any impoundment, ponds, tank, natural lake, fish sanctuary and derelict impoundment which does not fall under private waters;
(j) "ngawidawh" means a kind of Mizo traditional fishing weir constructed across a river or stream or streamlet by using bamboo, timber, pebbles etc for trapping and catching fish;
(k) "nghafuan ven" means catching school of fishes migrating to their breeding ground.

- (l) "indigenous species" means the various variety or species of fishes which are the natural inhabitant of Government water bodies;
- (m) "form" means the form appended to these rules;
- (n) "schedule" means the schedule appended to these rules;

Explanation.- Words and expression used in these rules but not defined herein shall have the same meaning as assigned to them in the Act.

DEVELOPMENT OF FISHERIES / GRANT OF SUBSIDY TO FISH FARMERS / SOCIETY etc.

Subsidy to Farmer.- 3. The State Government may grant subsidy to individual fish farmers / pisciculture/ society / Association for construction / improvement / extension of fish pond at the rate prescribed under the State / Central Scheme subject to maximum ceiling from time to time under the pattern of assistance.

Granting of subsidy.- 4. a) Subsidy may be granted in cash to selected beneficiaries (farmers/piscicultural / Society) with water area not less than 0.1 Ha for such purpose at the subscribed rate as per various Norms of the State / Central Schemes;
 b) Subsidy in kind namely Fish seed / fingerling / fish feed / nets will be issued to farmers at 50% subsidy cost of such input amount realized from the farmers against sale at subsidy will be deposited in Government revenue fund;
 c) Subsidy may also be given to fish farmers / fisherman engaged in fishing in Government water bodies for various kind of tools / nets / boats as per pattern of assistance under State / Central Scheme;
 d) No such subsidy shall be granted without conducting Local Spot verification by the Technical Officer or any other Staff authorized by the Director of Fisheries on his behalf;
 e) Subsidy in Cash shall be granted in installment as admissible on completion of one-third of estimated volume of work as decided in pattern of assistance and final payment will be paid after completion of total volume of work. Such subsidy installment will be released to the farmers / society only after production of completion certificate duly countersigned by the Director of Fisheries or by any other staff authorized by the Director;

Procedure for applying for grant of subsidy.- 5. a) Application in prescribed form of subsidy for construction or renovation of new or existing pond duly supported with details of estimate for such purpose alongwith attested copy of valid land / Fisheries Pass issued by Revenue Department, when such notice is used from time to time by the Director / on his behalf, applications should be submitted by the farmers, in prescribed manner as required by the Department.
 b) On receipt of all the required document, the verification will be made by the Director or any other Officer on his behalf to ensure genuineness of the applicants for selection;
 c) After completion of verification, the selection of the beneficiaries will be made by the committee appointed by the Government at State / District level including Monitoring and Evaluation Committee for issue of such grant and to ensure Judicious management in implementing state / central scheme for such grant;

- d) The Management Committee constituted by the Government of Mizoram for the State / Central Scheme in respect of the State / District unit (s) shall have the final authority in the matter of selection of beneficiaries and management of such scheme (s).
- Modalities of execution & liability.-**
6. a) The grantees shall have to execute the bond in prescribed form (Form No-1) at the time of issue of subsidy / grant by Government or Director or on his behalf at District level;
- b) Subsidy in cash or kind issued to beneficiaries will be utilized and utilization certificate of such grant for the amount of input(s) will be obtained by Director / on his behalf Officer of District(s)/ Circle(s) on spot evaluation of work taken up by the beneficiaries and will be submitted duly signed by the beneficiaries for records;
- c) If at any time, the Director or any other officer authorized by him is satisfied that the subsidy or grant has not been utilized in the manner / purpose for which it was granted, the Director or any other officer authorized by him shall realize the entire amount of subsidy/grant with 5% interest as an arrear of land revenue from defaulting grantee and shall be debarred from getting such subsidy grant in future;

LICENCING SYSTEM FOR CATCHING OF FISHES

- Licensing System.-**
7. License may be issued to individual / group of persons permitting the licensee for fishing in the Government water bodies the area of which is to be specified by the Director. The license shall be issued in form No – 2.
- Issue of License.-**
8. a) License is issued to individual or group of persons on payment of fees for fishing in particular Government water bodies prescribed by Director or any Officer authorized by Director on his behalf in form – 2, for issuance of the fishing license, the interested individuals or group has to apply in Form – 3.
- b) The licensee shall strictly follow the terms and conditions laid down in schedule – A.
- Prohibition of Practice for "Ngawidawh".-**
9. In case where such fishing is taken up "Ngawidawh" during receding of monsoon from September to November every year; licensee should strictly follow the terms and conditions laid down as in the schedule-B. The authority must ensure that no minor is given license for "Ngawidawh".
- Fee for license.-**
10. Fees for fishing license under these rules shall be as shown in Schedule 'C' appended to these rule. The fees are subjected to revision by the State Government from time to time.
- Validity of license.-**
11. License granted under these rules shall remain in force for the period prescribed in the license.
- Refund of fee.-**
12. The license fee may be refunded to the licensee or his legal heir on the presentation of claim for refund to the satisfaction of the Director or any authorized Officer within one week from the date of decease / expiry (death) or permanent disability of the licensee.

- Loss of license.-** 13. In case of loss of license, a duplicate license shall be issued on payment of a fee of Rs 50/- (Rupees Fifty) only. The rate is subject to revision by the Director from time to time.
- Licensee not to catch undersized fishes.-** 14. The licensee shall not catch any fish less than the size shown under Schedule A, and if caught, the fishes shall be immediately released alive into the water body. This is not applicable to other minor fishes like Nghameidum, *Puntius* family and other species (minor) which have wild nature of abundance in the water bodies.
- Transfer of license.-** 15. License is not transferable.
- Fishing without license prohibited.-** 16. Fishing without obtaining a valid license is prohibited in Government and natural water bodies. Any person fishing in such water bodies must carry his license and produce it when called upon to do so by any Officer duly authorized by the Director.
- Removal of fishing instrument.-** 17. The licensee shall remove all his fishing instrument and temporary fishing hut within two weeks of the expiry of the license and shall not catch any fish during this period.
- Cancellation of license.-** 18. In case of breach of any of the term and condition of the license, the Director or any Officer authorized on his behalf shall cancel the license. On such cancellation, the license fee for the remaining period shall be forfeited.
- Director to prescribe the fishing Gear.-** 19. The Director shall have the power to prescribe the type of fishing nets and gears which can be used and the manner in which the fishing operation shall be carried out. He also has the power to lay down any additional conditions which may be appended to these rules which may be revised from time to time.

CONSERVATION PROTECTION OF GOVERNMENT WATER BODIES

- Conservation Board.-** 20. For the purpose of management and regulation of all natural Government water bodies viz. rivers and its tributaries, reservoirs and lakes, a fisheries Conservation Board shall be constituted at the State, district and villages level separately;
- Power & Function of the Department.-** 21. For all natural Government water bodies mentioned at rule 20 above, the department of fisheries shall have the right to manage these water bodies through fishery conservation Board at various levels;
- Duties & Responsibilities of Fishery Conservation Board.-** 22. The Fisheries Conservation Board shall study the prospect relating to conservational measures / promotional measures of all natural Government water bodies in the capture sector and may also recommend area to be notified as sanctuary, close season, need of amendment of Act / provision, control and regulation of fishery Mahal etc time to time. This body shall function as an advisory body.
- Government responsibility.-** 23. The Government shall be responsible for implementation of the recommendations of the State Level Fisheries Conservation Board. The NGO's involved in conservation of fishes shall be allowed to conserve the fishes in the river subject to condition that within the 3rd year, table size fishes from the conserved area may be sold to

public and conservation authority shall utilize the revenue from the sale proceed for further conservation.

- Procedure for Disposal of seized items.-** 24. (a) Seized items shall be disposed of by public auction by the Director of Fisheries or any officer of the Department authorized by him on this behalf.
(b) Perishable items shall be destroyed on the spot by the seizing officer.

FISHERIES CONSERVATION BOARD

STATE LEVEL:-

- | | |
|--|------------------|
| a) Chief Secretary | Chairman |
| b) Secretary/ Fisheries Department | Vice Chairman |
| c) Director of Fisheries | Member Secretary |
| d) Director of Agriculture | Member |
| e) Principal Chief Conservator of Forest | Member |
| f) Registrar Co-operative | Member |
| g) Inspector General Police (HQ) | Member |
| h) Chief Engineer, Power & Electricity | Member |
| i) Chief Engineer P.H.E | Member |
| j) President, Central Y.M.A | Member |
| k) President, Central Hqr. MHIP | Member |
| l) Prominent citizen | Member |
| m) President, General Hqr. MUP | Member |

DISTRICT LEVEL:-

- | | |
|---|------------------|
| a) Deputy Commissioner | Chairman |
| b) District Fisheries Development Officer | Member Secretary |
| c) District Agricultural Officer | Member |
| d) Superintendent of Police | Member |
| e) Divisional Forest Officer | Member |
| f) E.E. PHE | Member |
| g) Assistant Registrar, Co-operative | Member |
| h) President, Sub Hqr. Y.M.A | Member |
| i) Prominent citizen | Member |

VILLAGE LEVEL:-

- | | |
|------------------------------------|------------------|
| a) Chairman/President, V.C/L.C | Chairman |
| b) Fisheries Extension Officer/AFO | Member Secretary |
| c) Agriculture Extension Officer | Member |
| d) Forest Ranger | Member |
| e) President, Branch Y.M.A | Member |
| f) Prominent citizen | Member |

(MISCELLANEOUS)

- Fish Seed Farm.-** 25. a) The Government may also set up such number of Fisheries Demonstration Farms and Fish Seed Farms as it may deem fit so as to encourage persons who are interested in the farming.

- b) The Government may culture and develop in the Fisheries Demonstration Farms such economic variety of fishes and indigenous fishes as it may deem fit and proper, for supply to private persons interested in the management or development of fisheries or pisciculture.
 - c) The Government may lease out its Farms to private persons or Societies after execution of proper terms and conditions for a maximum period of five years.
 - d) The Government may develop private or society lands for a certain period of time and develop Fish Seed or Feed Infrastructures through Public Private Partnership (PPP) mode.
 - e) The Government may approve, assist, register and issue Certificate to Hatcheries, Nurseries and Rearing Units, Fish Farms and Fish Feed manufacturing units.
- Protection of Indigenous fishes.-** 26. Whenever a major dam is constructed across any river in the State, the Government shall ensure that passage for fishes is provided in order to access breeding ground and migration of such indigenous species vital under conservation of Fisheries.
- Prohibition for introduction of new fish species.-** 27. Introduction of new fish species for culture as well as import without permission from Director/any Officer authorized by him is prohibited.
- Registration of fish vendor, retailer.-** 28. The Director shall have the power of registration of fish vendor, fish seed and retailer for quality control of fishes/fish seeds.
- Angling Fishing in Government water bodies.-** 29. The Government may develop the biodiversity Park zone for angling fishing in the River/Reservoir/Suitable area notified by the Government from time to time subject to the following conditions;
- a) Director on behalf of Government may introduce licensing system as in case of provision laid as per prescribed form 2 and 3.
 - b) Introduction of toll system be allowed to the Anglers as per use per hour/ and place for angling.
 - c) The Angler if catch the fish have the right to be owner and may sale or use the catch in his decision.
 - d) Angling/Fishing will be allowed in particular identified River, lakes, Reservoir to develop ecotourism.
 - e) Angling fishing shall not be allowed during breeding season, sanctuary zone or any specific area notified by the Government.
 - f) The revenue received from the Angler will be deposited in Government revenue.

Thlamuana,
Secretary to the Govt. of Mizoram,
Fisheries Department.

FORM NO- 1.

FORM FOR BOND TO BE EXECUTED BY THE FISHERIES CO-OPERATIVE SOCIETY/FISH POND OWNER IN RESPECT OF SUBSIDY FROM THE GOVERNMENT OF MIZORAM FOR FISH POND ETC

(See Rule – 6)

1. This instrument made thisday of the year two thousand and..... between Shrison/daughter of Shri village.....Thana.....(herein after called the grantee) of the one part, and the Government of Mizoram (herein after called the Grantor) of the other part.

2. Whereas the Grantee has received from the Grantor a sum of Rs..... (Rupees) and goods valued at Rs..... (Rupees.....) only as subsidy for the purpose of :-

3. Now it is hereby agreed between the parties here to that the subsidy will be utilized by the said Grantee within a period of one year from the date of its release for the purpose for which it is granted and the amounts and works of the grantee will be opened for inspection by any Departmental Officer nominated by the Director of Fisheries, Mizoram.

4. It is further agreed that Shri.....s/o..... village.....P.O.....in the District..... stands as surety on behalf of the Grantee and the Grantee shall abide by the terms and conditions specified in the agreement and in the event of his/her failing to comply with any or all the terms and conditions or committing breach of the bond, the Grantee and surety will be liable to refund to the Government of Mizoram, the entire amount of grant with interest at 5% per annum thereon.

Signed for and on behalf of Government of Mizoram.

Signed by the above Grantee and surety in the presence of :-

Signature of Grantee : _____
Designation : _____
Address; _____

Name _____
Address _____

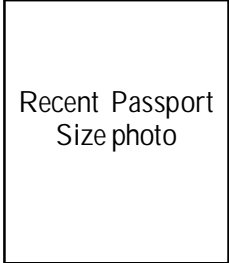
(Signature of witness)if any.

I stand surety for and on behalf of the above Grantee against the subsidy so granted with interest as laid down in the deed.

Signature of surety _____
Designation _____
Address : a) Village _____
b) Thana _____
c) P.O _____
d) District _____

FORM NO – 2

SEASONAL FISHING LICENSE/ 'NGAWIDAWH ANGLING FISHING'
(See Rule 7)



- 1. Name of Licensee :
- 2. Father/Husband Name :
- 3. Full Address :
- 4. Age (in year) :
- 5. Identification mark :
- 6. Profession :
- 7. License number :
- 8. Class/Type of fishing gear :
- 9. Place of fishing & area :
- 10. Date of issue of License :
- 11. Period for which issued :

Permission is hereby granted to the Licensee to fish in the Fisheries specified below, for the period from..... up to..... as the licensee agrees to abide by the term and condition laid down in the Mizoram Fisheries Rules, 2019

Description of fisheries :-

Signature of the License holder,

Director/Officer authorized
by Director on his behalf

Note :- MINOR IS NOT ELIGIBLE.

FORM NO – 3

'NGAWIHDAWH ANGLING FISHING'
(See Rule 8 (a))

To,

The Director
Fisheries Department
Government of Mizoram

Place _____
Date _____

Subj:- Issue of fishing license.

Affix 3nos of
recent
passport size
photo

Sir,

I request you kindly to issue a fishing License on payment of necessary fees :-

My particulars are given below:-

1. Full Name (in block letters) :
2. Father/Husband Name :
3. Full Address :
4. Age (in year)on the date of application :
5. Identification mark :
6. Profession :
7. Class/Type of fishing gear :
8. Place of fishing & area :
9. Description of fishing/area etc :

Certified that I will fully abide by the terms and conditions of Fishing/ Ngawidawh/Angling fishing etc laid down in the Mizoram Fisheries Rules, 2019 and in case of breach of any of the provisions of the said rules, my license may be cancelled and I will pay the necessary fine(s) as per rule.

Enclosed :- 1) Certificate from V.C.P.

Signature of the applicant.

Note :- MINOR IS NOT ELIGIBLE.

SCHEDULE – A
(See Rule – 8 (b))

**TERMS & CONDITIONS FOR ISSUE OF LICENCE
TO INDIVIDUAL/GROUP OF PERSONS FOR LICENCE
FISHING IN GOVERNMENT WATER BODIES**

1. The license is not transferable and shall be subjected to inspection by the Director, or any person authorized by him on demand.
2. The licensee shall carry his/her license while fishing or landing fish and shall produce the same on demand.
3. The licensee shall not catch fish within the area declared to be a non-fishing zone, sanctuary or any other place as declared by Government.
4. The licensee should not at one time use more than one method of catching or taking fish from the Government water bodies.
5. The licensee shall get a number painted in 'Ambey Grey Colour' on both sides of the boat. No boat other than a boat bearing such number shall be used for fishing in the prescribed area.
6. The licensee shall have to sell his catch strictly at the rate fixed by the Government of Mizoram.
7. The following varieties of fishes shall be released back alive into the water body, if caught at the size below the specified total length as mentioned against each.

LIST OF COMMONLY AVAILABLE FISHES
(Size taken as total length in centimeters)

Sl.No	Common Name/ Local Name	Scientific Name	Length (Cm)
1.	Catla (Bhau)	Catla Catla	20
2.	Rohu (Rau)	Labeo rohita	15
3.	Mirgal	Cirrhinus mrigala	15
4.	Common Carp	Cyprinus carpio	10
5.	Nghavawk	All Channa species	10
6.	Lengphar	Berillius species	10
7.	Sarba	Glyptothorax species	5
8.	Nghaleng/Nghahrah/ Pharawng	Tor sp/ Neolissocheillus sp	15
9.	Thaichhawni Nu	Bagarius species	50
10.	Ngharul	Anguilla sp/Mastacembalus sp etc.	20
11.	Silver Carp	Hypophthalmichthys molitrix	15
12.	Grass Carp	Ctenopharyngodon idella	20
13.	Nghalim/Hmurchhia/Hmursawp	Garra species	5
14.	Nghangjai	Aorichthys species	12
15.	Nghafunglawr	Xenentodon species	10
16.	Nghadawl	Danio species	5
17.	Nghaler	Macrornathus species	15
18.	Nghatun	Labeo species	15
19.	Tiaulim	Crossocheilus latius	5
20.	Nghavang	Semiplotus sp	12
21.	Others indigenous species		All juvenile stages

8. If license is lost and cannot be recovered, a duplicate license may be issued on payment of Rs.50/- (Rupees fifty) only.

9. The licensee shall also confirm to the regulations relating to all or any of the following matters which will be notified in the Notice Board of the Government Fisheries Station(s) and through newspaper as and when deemed necessary by the Director or by an Officer appointed to do so:-
 - i) The kind, dimension and mesh size of nets that may be used for fishing.
 - ii) The kind, size and quality of fish species that may be caught.
 - iii) Close season for any species of fish /fishes.
 - iv) The centre(s) and timing of fishing including number of fishing days.
 - v) The maintenance and surrender of license(s)
 - vi) Collection of statistic and research.
 - vii) The landing of fish(s) at specified centres for inspection and weighing.
 - viii) In any case, fishing will not be done on Sundays, Gazetted holidays and any other holiday declared by the Government.
10. The conditions of the license are subject to alteration by the Government.
11. Notwithstanding anything contained in the above conditions, the Officer authorised by the Director shall be free to conduct experimental fishing, stocking and other experiments in the licensed area.

SCHEDULE – B
(See Rule – 9)

TERMS AND CONDITIONS FOR 'NGAWIDAWH' IN GOVERNMENT WATER BODIES

1. The license fee for "Ngawidawh" as fixed by the Director shall be paid before starting the operation of Ngawidawh.
2. The maximum length for 'Ngawidawh' should not be more than 100 metre;
3. The validity of 'Ngawidawh' will be 45 days from the date of payment of license fee;
4. Use of insecticides or any other chemical for fishing is prohibited;
5. While 'Ngawidawh' is in process, the size of net used should be as prescribed by the Government. Catching of under sized fish species is prohibited;
6. Officials of Fisheries Department, Mizoram or any other Officer authorized by the Director shall be free to inspect the 'Ngawidawh' at the place where 'Ngawidawh' is in operation;
7. In case of violation of any of the terms and conditions mentioned above, the Officer in-charge, Warden or Officer appointed to inspect the operation may cancel the license of 'Ngawidawh' issued and demolish the contrivance.

SCHEDULE – C

SPECIFICATION AND RATE OF LICENCE FEE
(See Rules – 21)

Sl. No.	Type of gear & specification of size etc	Nos. to be allowed per license	License fee (Rate / Time)
1	Cast Net(Len den) ½ inches Mesh bar	1 nos	Rs. 500/- 3 Months
2	Gill Net without boat (Above 3" mesh size, 3.5x40m)	2 nos	Rs. 500 /- 3 Months
3	Ngawidawh (License issued for 45 days only in a year)	1 unit	Rs. 2,000/- 45 days
4	Hook and lines (Nghakuai)	10 nos	Rs. 500/- 3 Months
5	Scoop Net (Hawlh rawk) (Above 2 inches Mesh size)	2 nos	Rs. 500 /- 3 Months
6	Boat / Cetameran with Gill nets above 3 inches(mesh)	2 nos	Rs. 1500/- 3 months

Note: Ngawidawh license shall not be granted to minors.