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An Act Made to Provide Necessary Arrangement Relating to Animal Health and Livestock Services

Preamble: Whereas, it is expedient to systematize and develop the animal husbandry business which occupies an important place of the national economy and to provide necessary arrangement relating to healthy production; sale, distribution, export and import of animal products or animal production inputs,

Now, therefore, the Parliament has enacted this Act on the twenty seventh year of the reign of His Majesty the King Birendra Bir Bikram Shah Dev.

Chapter-1 Preliminary

1. Short Title and Commencement: (1) This Act may be called "Animal Health and Livestock Services Act, 2055 (1998)."

(2) This act shall come into force at the prescribed area and from the prescribed date as notified by Nepal Government in the Nepal Gazette.

2. Definitions: In this Act, unless the subject or context otherwise requires,

(a) "Animal" means any domestic or wild animal, and this expression also includes bird and fish.

(b) "Animal Products" means meat, blood, animal fat, bile, milk, egg, bone, skin, horn, hoof, feather, wool, fur, hair, embryo, semen, glands, dung, urine or unprocessed material made from such items.

(c) "Animal Production Inputs" means processed or unprocessed material used in animal health or artificial insemination and other biological products.

(d) "Biologicales" means bacterial or viral vaccines, medicines or
biological chemicals used for the development of livestock and animal health.

(e) "Quarantine Check Post" means an Animal Quarantine Check Post established by Nepal Government under Section 3.

(f) "Quarantine" means the process to confirm any animal, animal products or animal production inputs whether diseased or not and put such animal, animal products or animal production or inputs in isolation in specific place, together with or separately for a period of time as prescribed for their inspection.

(g) "Quarantine Officer means the person specified under Section 5.

(h) "Quarantine Place" means a place to keep an animal, animal products or animal production inputs for examination with the purpose of Quarantine.

(i) "Contagious Disease" means the disease mentioned in the Schedules and other diseases as notified by the Government of Nepal in the Nepal Gazette.

(j) "Department" means Department of Livestock Services of Government of Nepal.

(k) "Office Chief" means a person who acts as a chief of District Livestock Services Office or a person acting as a chief of any other prescribed Office.

(l) "Veterinary Inspector" means an Officer appointed or designated under Section 25

(m) "Importer" means a person who imports animal, animal products or animal production inputs from other countries into Nepal.

(n) "Exporter" means a person who exports animal, animal products or animal production inputs from Nepal to other countries.

(o) "Prescribed" or "As prescribed" means prescribed or as prescribed in the Rules framed under this Act.
Chapter-2
Provisions Relating to Animal Quarantine

3. **Establishment of Quarantine Check Post**: Nepal Government shall establish a temporary or permanent Animal Quarantine Check Post in any area within the country of Nepal by notification published in the Nepal Gazette.

4. **Construction of Quarantine Places**: 
   (1) Nepal Government may construct a Quarantine place in the Quarantine check post area established under Section 3 by notification published in the Nepal gazette.
   
   (2) Notwithstanding anything contained in Sub-section (1), Government of Nepal may also permit Private Sector to construct a Quarantine place.
   
   (3) Anybody willing to construct a Quarantine place in the private sector pursuant to Sub-section (2) shall obtain a recommendation letter from the Department.
   
   (4) The terms and conditions to be followed and standard to be maintained in order to construct Quarantine place under Sub-section (1) or (2) shall be as prescribed.

5. **Appointment of Quarantine Officer**: Nepal Government shall appoint a person at least with a bachelor degree in Veterinary Science as Quarantine Officer to act as a chief of the Quarantine Check Post established under Section 3.

6. **To be kept in Quarantine**: 
   (1) An importer should keep imported animal, animal products or animal production inputs in Quarantine for a specified period of time for their inspection.
   
   (2) The importer concerned shall arrange the feeding, watering and security for the animal in Quarantine under Section (1) at his/her own cost.
   
   (3) In case of death of any animal under Quarantine, the Quarantine Officer shall order the importer to destroy the dead animal after completing the postmortem examination.
   
   (4) The importer shall not claim for any kind of compensation in case of
death of animal kept in Quarantine under Sub-section (1).

(5) The examination procedure of animal, animal products and animal production inputs kept in Quarantine shall be as prescribed.

7. **Issue of certificate**: The Quarantine Officer shall issue a certificate in a prescribed format for animal, animal products or animal production inputs kept in Quarantine, after the completion of examination.

8. **Terms and Conditions to be Followed for the Export or Import**: The terms and conditions to be followed by an exporter or importer in exporting or importing animal, animal products or animal production inputs shall be as prescribed.

9. **Import be Made Only Through the Route of Quarantine Check Post**: An importer shall import the animal, animal products or animal production inputs through the route of Quarantine check post only.

10. **Restriction on Import**: Government of Nepal may restrict the import of animal, animal products or animal production inputs found with prescribed diseases by a notification published in the Nepal gazette.

11. **Prohibition of Entry**: The Quarantine Officer may prohibit the entry of animal, animal products or animal production inputs on the following circumstances:

   (a) If an information is received that the imported animal, animal products or animal production inputs are brought from the outbreak area of contagious diseases,

   (b) In case of failure to submit the prescribed certificate of disease free and soundness certificate of animal, animal products or animal production inputs by the importer.

   (c) If any animals are found dead by contagious diseases even if a certificate under Clause (b) is submitted.

   (d) If the vehicle carrying the imported animal, animal products or animal production inputs is found contaminated with contagious diseases.

12. **Order May be Issued**: (1) The Quarantine Officer may issue an order to return the
animal, animal products or animal production inputs prohibited under Section 11 to the country of their origin.

(2) If there is a possibility of spread of contagious disease in case the animal, animal product or animal production inputs are allowed to remain as such or returned to the country of their origin, the Quarantine Officer may issue an order to the importer to remove or to destroy such animal, animal products, or animal production inputs.

13. **May be Auctioned:** (1) If the importer concerned does not take the animal, animal products, or animal production inputs kept in Quarantine by the prescribed time, the Quarantine Officer may seize and auction such animal, animal products or animal production inputs. The condition and procedures of the auction shall be as prescribed.

(2) If it does not seem appropriate to auction or no body accepts on auctioning the animal, animal products or animal production inputs seized under Sub-section (1), the Quarantine Officer may issue an order to remove or to destroy such animal, animal products or animal production inputs.

14. **Removal or Destruction:** The importer concerned shall remove or destroy the animal, animal products or animal production inputs once ordered by the Quarantine Officer under Section 6, 12 or 13.

(2) If the importer concerned does not remove or destroy the animal, animal product or animal production inputs pursuant to Sub-section (1), the Quarantine Officer may remove or destroy such animal, animal products or animal production inputs.

(3) The expenses incurred during removal or destruction of animal, animal product or animal production inputs under Sub-section (2) shall be reimbursed from the importer as government dues.

15. **Arrangement for the Transport and Movement of Animals:** The Office In charge or the Quarantine Officer may restrict the movement and transport of animals from the place of Nepal where there is outbreak of contagious diseases in
animals to other places of Nepal.

Chapter-3
Arrangement for Animal Breed Improvement

16. **Notification may be Issued**: (1) Nepal Government may by a notification published in the Nepal Gazette, issue a notice to castrate the male animals in any part of Nepal other than those as specified in the notification in order to protect the extinguishing species or to improve their breed.

   Provided that, if there is a need for keeping the unsaturated animals essential for traditional festival, worship, or ritual ceremony, any provision mentioned in Sub-section (1) shall not prevent to keep such male animals separately not allowing for mating.

   (2) If a male animal other than as specified in Sub-section (1) is found kept, the Office In charge may issue an order requiring the person concerned to immediately castrate such male animals.

Chapter-4
Arrangement relating to the Establishment of an Industry and Export Import

17. **Recommendation letter for Establishment to be Obtained**: A person willing to establish an industry related to biological products, chicks, fingerlings (hatchery), animal feed or meat processing shall obtain a recommendation letter from the prescribed authority.

18. **Recommendation for Import or Export to be Obtained**: A person willing to import biological products, chicks, fingerlings or animal feed shall obtain a recommendation letter from the prescribed authority with a payment of fee as prescribed.

19. **License to be Obtained**: (1) A person willing to sell biological products, chicks,
fingerlings or meat processing shall obtain a license from prescribed authority paying the fee as prescribed.

(2) The quality and standard of biological products, chicks, fingerlings or meat processing mentioned in sub-Section (1) shall be as prescribed.

Chapter-5
Penalty and Appeal

20. **Penalty**: (1) Any importer, who imports animal, animal products or animal production inputs breaching of Section 9 shall be punished with a fine up to Rupees Twenty five thousand, and if the animal, animal products or animal production inputs so imported are found infected or with contagious diseases, the amount of fine shall be double.

(2) Any person who violates Section 10 shall be punished with a fine up to Rupees Ten Thousand.

(3) Any person who does not obey the order issued under Sub-section (1) of Section 12 shall be punished with a fine up to Rupees Twenty Five Thousand.

(4) Any person who breaches any provision, other than mentioned in Sub-section (1), (2) and (3), of this Act or the Rules framed under this Act shall be punishable with a fine up to rupees five thousand depending upon the gravity of the crime.

21. **Investigation of the Case and File Thereof** : (1) The investigation of the crime under this Act shall be initiated by at least non Gazette first class Assistant technician of the Quarantine Check Post and upon the completion of the investigation he/she shall file the case to the Judicial Authority.

(2) The crime investigation personnel may seek an advice with Government Attorney before filing the case to the Judicial Authority.

22. **Judicial Authority** : (1) The concerned Judicial Authority shall have the authority to deal the case under Section 9.

(2) The Office In charge shall have the authority to deal with the cases,
other than specified in sub-section (1), under this Act.

23. **Government of Nepal shall be a Plaintiff**: Government of Nepal shall be a Plaintiff in the cases under this Act.

24. **Appeal**: A person not satisfied with the decision made by the Officer under Sub-section (1) of Section 22 may appeal to the Appellate Court within thirty five days and in case of Sub-section (2) of Section 22 one may appeal to the Director General of the Department.

Chapter-6
Miscellaneous

25. **Appointment of Veterinary Inspector**: (1) In order to inspect the quality and standard of veterinary drugs or biological products, Government of Nepal may appoint or designate the Veterinary Inspectors in the places or institutions as per necessity.

   (2) The functions, duties and powers of the Veterinary Inspectors appointed pursuant to Sub-section (1) shall be as prescribed.

26. **Delegation of Authority**: The Office Chief, Veterinary Doctor, Quarantine Officer or Veterinary Inspector may delegate any of the authority, other than the authority of dealing of case as conferred to him/her under this Act, to the personnel sub ordinance to him/her as per necessity.

27. **Prevention from Cruelty to Animals**: Government of Nepal may constitute a committee for the prevention of cruelty to animals by a notification published in the Nepal Gazette and the functions, duties and powers of such committee shall be as specified in such notification.

28. **Inquiry may be Made**: (1) If the Office Chief suspects for contagious disease, in any animal, animal products or animal production inputs he/she may examine such animal, animal products or animal production inputs by entering the places of their location.

   (2) If any animal, animal products or animal production inputs are found infected with a disease specified in the notification published in the Nepal Gazette
under Section 10 while examining under Sub-section (1), the Office Chief may remove or destroy such animal, animal products or animal production inputs.

(3) If the owner concerned does not remove or destroy the animal, animal products or animal production inputs under Sub-section (2) the Office Chief may remove or destroy such animal, animal products or animal production inputs.

(4) The expenses incurred during removal or destruction of animal, animal products or animal production inputs shall be imburied from the concerned owner as a Government due.

29. **Procedure of Destruction**: The procedure of destruction of carcass, animal products or animal production inputs shall be as prescribed.

30. **No Objection**: Notwithstanding any thing contained elsewhere this Act, it shall not be deemed to have been objected to keep the processed animal products, under Quarantine for inspection if there is any doubt of Contagious Disease.

31. **Power to Make Changes and Alterations in the Schedule**: Government of Nepal may, by a notification published in the Nepal gazette, make changes as well as alterations in the Schedule as per necessity.

32. **To be as per Prevailing Laws**: The matters contained in this Act shall be as per this Act and the matters not provided for in this Act shall be as per prevailing laws.

33. **Power to Frame Rules**: Government of Nepal may frame necessary Rules for carrying out the objectives of this Act.

34. **Amendment**: The words "animal, bird or" used in various places of The Contagious Disease Act, 2020(1963) have been deleted.
# Schedule

*(Related to Clause (i) of Section 2)*

1. AO10   Foot and Mouth Disease (FMD)
2. AO11   FMD -Virus O
3. AO12   FMD -Virus A
4. AO13   FMD -Virus C
5. AO14   FMD -Virus SAT 1
6. AO15   FMD -Virus SAT 2
7. AO16   FMD -Virus SAT 3
8. AO17   FMD -Virus Asia 1
9. AO18   FMD -Virus not typed
10. AO20  Vesicular Stomatitis (VS)
11. AO21  VS- Virus Indiana
12. AO22  VS- Virus New Jersey
13. AO23  VS- Virus not typed
14. AO24  Swine vesicular disease
15. AO40  Rinderpest
16. AO50  Pestes des petits ruminants
17. AO60  Contagious bovine pleuropneumonia
18. AO70  Lumpy skin disease
19. AO80  Rift valley fever
20. AO90  Blue tongue
21. A100  Sheep pox and Goat pox
22. A110  African horse sickness
23. A120  African swine fever
24. A130  Hog cholera
25. A140  Fowl Plague
26. A160  Newcastle Disease

**Multiple Species Diseases**

27. B051  Anthrax
28. B052  Auzesky's Disease
29. B053  Echinococcosis / Hydatidoisis
30. B055  Heart water
31. B056  Leptospirosis
32. B057  Q fever
33. B058  Rabies
34. B059  Para tuberculosis

**Cattle Diseases**

35. B060  Screwworm (Cochliomyia hominivorax)
36. B101  Anaplasmosis
37. B102  Babesiosis
38. B103  Bovine brucellosis (B. abortus)
39. B104  Bovine genital campylobacteriosis
<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Disease</th>
</tr>
</thead>
<tbody>
<tr>
<td>40.</td>
<td>B105</td>
<td>Bovine Tuberculosis (Mycobacterium bovis)</td>
</tr>
<tr>
<td>41.</td>
<td>B106</td>
<td>Cysticercosis (C. bovis)</td>
</tr>
<tr>
<td>42.</td>
<td>B107</td>
<td>Dermatophilosis</td>
</tr>
<tr>
<td>43.</td>
<td>B108</td>
<td>Enzootic bovine leukemia</td>
</tr>
<tr>
<td>44.</td>
<td>B109</td>
<td>Hemorrhagic septicemia</td>
</tr>
<tr>
<td>45.</td>
<td>B110</td>
<td>Infectious bovine rhinotracheitis (IBR/IPV)</td>
</tr>
<tr>
<td>46.</td>
<td>B111</td>
<td>Theileriosis</td>
</tr>
<tr>
<td>47.</td>
<td>B112</td>
<td>Trichomoniasis</td>
</tr>
<tr>
<td>48.</td>
<td>B113</td>
<td>Trypanosomiasis</td>
</tr>
<tr>
<td>49.</td>
<td>B114</td>
<td>Bovine malignant catarrhal</td>
</tr>
<tr>
<td>50.</td>
<td>B115</td>
<td>Bovine spongiform encephalopathy (BSE)</td>
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**Sheep and Goat diseases**

<table>
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<tr>
<th>No.</th>
<th>Code</th>
<th>Disease</th>
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<tbody>
<tr>
<td>51.</td>
<td>B151</td>
<td>Brucella ovis infection</td>
</tr>
<tr>
<td>52.</td>
<td>B152</td>
<td>Caprine and ovine brucellosis (B. melitensis)</td>
</tr>
<tr>
<td>53.</td>
<td>B153</td>
<td>Caprine arthritis/encephalitis</td>
</tr>
<tr>
<td>54.</td>
<td>B154</td>
<td>Contagious agalactia</td>
</tr>
<tr>
<td>55.</td>
<td>B155</td>
<td>Contagious Caprine pleuropneumonia</td>
</tr>
<tr>
<td>56.</td>
<td>B156</td>
<td>Enzootic abortion of ewes</td>
</tr>
<tr>
<td>57.</td>
<td>B157</td>
<td>Pulmonary adenomatosis</td>
</tr>
<tr>
<td>58.</td>
<td>B158</td>
<td>Nairobi sheep disease</td>
</tr>
<tr>
<td>59.</td>
<td>B159</td>
<td>Salmonellosis</td>
</tr>
<tr>
<td>60.</td>
<td>B160</td>
<td>Scrapie</td>
</tr>
<tr>
<td>61.</td>
<td>B161</td>
<td>Maedi-Visna</td>
</tr>
</tbody>
</table>

**Horse diseases**

<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Disease</th>
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<tbody>
<tr>
<td>62.</td>
<td>B201</td>
<td>Contagious equine metritis</td>
</tr>
<tr>
<td>63.</td>
<td>B202</td>
<td>Dourine</td>
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<tr>
<td>64.</td>
<td>B203</td>
<td>Epizootic lymphangitis</td>
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<tr>
<td>65.</td>
<td>B204</td>
<td>Equine encephalomyelitis</td>
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<tr>
<td>66.</td>
<td>B205</td>
<td>Equine infectious anemia</td>
</tr>
<tr>
<td>67.</td>
<td>B206</td>
<td>Equine influenza (Virus type A)</td>
</tr>
<tr>
<td>68.</td>
<td>B207</td>
<td>Equine piroplasmosis (Babesiosis)</td>
</tr>
<tr>
<td>69.</td>
<td>B208</td>
<td>Equine rhinopneumonitis</td>
</tr>
<tr>
<td>70.</td>
<td>B209</td>
<td>Glanders</td>
</tr>
<tr>
<td>71.</td>
<td>B210</td>
<td>Horse pox</td>
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<tr>
<td>72.</td>
<td>B211</td>
<td>Infectious arteritis of horse</td>
</tr>
<tr>
<td>73.</td>
<td>B212</td>
<td>Japanese encephalitis</td>
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<tr>
<td>74.</td>
<td>B213</td>
<td>Horse mange</td>
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<tr>
<td>75.</td>
<td>B215</td>
<td>Surra</td>
</tr>
<tr>
<td>76.</td>
<td>B216</td>
<td>Venezuelan equine encephalomyelitis</td>
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**Pig diseases**

<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
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<tbody>
<tr>
<td>77.</td>
<td>B251</td>
<td>Atropic rhinitis</td>
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<tr>
<td>78.</td>
<td>B252</td>
<td>Cysticercosis (C. cellulosae)</td>
</tr>
<tr>
<td>79.</td>
<td>B253</td>
<td>Porcine brucellosis (B. suis)</td>
</tr>
<tr>
<td>80.</td>
<td>B254</td>
<td>Transmissible gastroenteritis of pigs</td>
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<tr>
<td>81.</td>
<td>B255</td>
<td>Trichinellosis</td>
</tr>
<tr>
<td>82.</td>
<td>B256</td>
<td>Enterovirus encephalomyelitis</td>
</tr>
<tr>
<td>83.</td>
<td>B257</td>
<td>Porcine reproductive and respiratory syndrome</td>
</tr>
</tbody>
</table>
Poultry Diseases
84. B301   Avian infectious bronchitis
85. B302   Avian infectious laryngotracheitis
86. B303   Avian tuberculosis
87. B304   Duck virus hepatitis
88. B305   Duck virus enteritis
89. B306   Fowl cholera
90. B307   Fowl pox
91. B308   Fowl Typhoid (S. gallinarum)
92. B309   Infectious bursal disease (Gumboro Disease)
93. B310   Marek's disease
94. B311   Mycoplasmosis (M. gallisepticum)
95. B312   Psittacosis and ornithosis
96. B313   Pullorum disease (S. Pullorum)

Disease of other animal
97. B501   Leishmaniasis

Multiple species disease
98. C611   Listeriosis
99. C612   Toxoplasmosis
100. C613   Meliodosis
101. C614   Blackleg
102. C615   Botulism
103. C616   Other clostridial infection
104. C617   Other psterellosis
105. C618   Actinomycosis
106. C619   Intestinal salmonella infection
107. C620   Coccioidosis
108. C621   Distomatosis (Liverfluke)
109. C622   Filariasis

Cattle disease
110. C652   Mucosal disease/ Bovine viral diarrhea
111. C653   Vibrionic dysentry 112 C654 Warble infestation

Sheep and goat disease
113. C701   Contagious postular dermatitis
114. C702   Foot-rot
115. C703   Contagious ophthalmitis
116. C704   Enterotoxaemia
117. C705   Caseous lymphangitis
118. C706   Sheep mange

Disease of other animals
119. C751   Equine coital exanthema
120. C752   Ulcerative lymphangitis
121. C753   Strangles
122. C754   Salmonellosis (S. abortus equi)
Pig disease
123. C801  Swine erysipelas

Poultry disease
124. C851  Infectious coryza
125. C853  Avian encephalomyelitis
126. C854  Avian spirochaetosis
127. C855  Avian salmonellosis
128. C856  Avian leukemia

Dog and Cat disease
129. C921  Canine distemper.