



# NATIONAL LAW SCHOOL OF INDIA UNIVERSITY

Post Bag No. 7201, NAGARBHAVI, BENGALURU - 560 242 (Old Code No. 560 072), INDIA

Telefax: 080 - 2321 3160, 2316 0532, 535 Fax: 080 - 2316 0534 Website: www.nls.ac.in, Email: register@nls.ac.in

*110*  
*Master Statement 291*

**Prof. [Dr.] Sairam Bhat**  
Professor of Law, NLSIU

To

**The Regional Workshop Coordinator**

**Subject:** Certain matters with regard to the Regional Workshops under the UNDP- GEF (Global ABS Project) on "Strengthening Human Resources, Legal Frameworks and Institutional Capacities to Implement the Nagoya Protocol.

Dear Sir,

The funds for the UNDP. NBA Regional Workshop have been transferred to your institution's account. Kindly acknowledge the same and send a receipt of the amount received.

**Please note that the Dates for the Programme, Venue, the Programme Schedule and Resource Persons for the Programme shall be finalized only after consultation with NLSIU.**

We request you to start with the preparations for the workshop and send the invitations for the same to all the participants. To get adequate participation, TA may be provided to the participants as well.

**Kindly send us the list of institutions and individuals who are being invited to participate in the Programme. (Note: It is imperative that participants should be from Scientific/ Technical research institutions). Ensure that the workshop attracts attendance of atleast 60 participants.**

We request you to get in touch with your State Biodiversity Board and take their assistance in the Programme.

Kindly ensure that adequate reading material is provided to the participants before they come to the Programme (the link to the nlsabs website: <http://nlsabs.com/> and the soft copy of the Primer on Biological Diversity Laws and Access and Benefit Sharing should be circulated to all the participants).

Please ensure that a detailed rapporteuring of all the sessions takes place and the reports are sent to us after the Programme.

Also, plan the Programme well in advance so as to ensure that the appropriate invitations for all the sessions (inaugural/technical/valedictory) are extended to the UNDP officials, NBA and NLSIU.

All promotional, publicity and event schedule material must compulsorily have the UNDP logo. A sample of the Banner and logos to be used in the workshop would be provided to us.



Kindly maintain a list of all the attendees of the Programme with their name, signature, email ids and phone numbers.

Please ensure that the Resource Persons use the training material that is circulated and the objective of the Biological Diversity Act is highlighted and compliances that are expected under the Biological Diversity Regime, especially on who must apply under the BD Act, when should the application be made, either to NBA or SBB, role of BMCs, ABS and other related topics are adequately discussed in the sessions. Kindly also ensure that the discussions during the Programme primarily revolve around the positive impact and the necessary compliance requirements under the Biological Diversity Act, 2002.

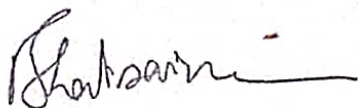
Last but not the least, please keep updating Ms. Architha Narayanan, Asst. Professor, NLSIU about the progress of the workshop.

In case of any further clarification please get in touch with me or Ms. Architha.

All the very best!

Thanking you

With Regards



**Dr. Sairam Bhat**  
**Professor of Law**  
**Coordinator, CEERA, NLSIU, Bengaluru**



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2018-17

SDM LAW COLLEGE, MANGALORE  
MANGALORE, D.K -

Trns. No : 00352  
CR No. 44278

**RECEIPT VOUCHER**  
[KARNATAKA BANK SB 4116]

Trns. Date : 03/01/2019

NATIONAL LAW SCHOOL BANGALORE

Ref. No.: 352

Ref. Dt.:  
02/01/2019

TOWARDS AMOUNT RECEIVED FROM NATIONAL LAW SCHOOL BANGALORE FOR NATIONAL SEMINAR PROGRAMME  
FFB-2019

Paid By : Cheque/DD

Bank KARNATAKA BANK

Place : 0

Cheque/DD No : NEFT

Date : 02/01/2019

Sl. Cr/Dr A/c Name

Amount SI No. CostProfitCentr Amount

1	Dr	KARNATAKA BANK SB 4116	250000.00			
2	Cr	NATIONAL LAW SCHOOL BANGALORE	250000.00			

Dr Total : 250000.00

Cr Total : 250000.00

Cashier

Verified By

Authorized Signatory

Account Copy



**SDM Law College and Centre for Post Graduate Studies and Research in Law, Mangalore , and Nastional Law School of India University , Bengaluru**  
**Details of Expenses incurred to conduct the**  
**Two day workshop on Biological Diversity Law in In India held on**  
**15<sup>th</sup> & 16<sup>th</sup> February 2019**

Sl. No.	Particulars	Voucher No.	Amount	Total
<b>1</b>	<b>Honorarium paid to Resource Persons</b>			
	Paid to Dr. K.C. Sunny	1	5000.00	
	Paid to Mr. Maheshchandra Nayak	2	3000.00	
	Paid to Prof N.A. Madhyastha	3	5000.00	
	Paid to Adv. Yashawanth Shenoy	4	5000.00	
	Paid to Raashmi.K	5	5000.00	
	Paid to Gayathri	6	5000.00	
	Paid to Veena G	7	10000.00	
<b>2</b>	<b>Travelling Charges to guests / Resource Persons</b>			
	Flight Charges paid to trade wings	8	8819.00	
	Paid to Prof.N.A. Madhyastha(TA)	9	1000.00	
	Paid to Adv. Yashawanth Shenoy(TA)	10	2000.00	
	Paid to VEENA G	11	5300.00	
<b>3</b>	<b>Mementos / Garlands</b>			
	Cost of mementos Paid to Priyadharshini Nursery (Bonsari plant)	12	2800.00	
	Cost of mementos Paid to Iris	13	4560.00	
	Cost of Flower Bouquet(2 bills)	14	500.00	
	Cost of Memontoes paid to cauvery emporium	15	3062.00	
<b>4</b>	<b>Travelling Charges( inviting guests)</b>			
	Petrol charges paid to Pushparaj Asst.Prof to invite the Dr.Madyasta	16	1000.00	
	Train and Lodging chares paid to Shashiprasad Physical Director , to invite the K.C.Sunny	17	2770.00	
	Taxi Charges to pick and drop guest paid Global Travels	18	6562.50	
<b>5</b>	<b>Printing and Stationery</b>			
	Stationary item paid to school book company	19	9508.00	
	Cost Jute bag paid to school book company	.	1620.00	
	Certiifcate , brochers printing charges	20	5824.00	
	Banner printing Charges	21	480.00	
	Xerox Charges	22	33.00	
	Colour Printout charges	23	80.00	
	ColourPrintout charges	24	90.00	
	Upins paid to Balaji Stationaries	25	60.00	
	Marker Pen paid to Balaji Stationaries	26	60.00	
	sangam pads and Ball pens paid to School book co	27	100.00	
	sac bags paid to School book co	28	147.00	
	Book printed charges paid to pixels	29	17500.00	
	Book printed charges	30	3000.00	<b>38502.00</b>



<b>6</b>	<b>Local Transport Charges</b>			
	Petrol Allowance students vehicles to receive the guests /other related works paid to meghana	29	488.00	488.00
<b>7</b>	<b>Food &amp; Refreshments</b>	30		
	Lunch served to Staffs , delegates etc	31	1425.00	
	Lunch served to guests	32	25193.00	52668.00
	Lunch served to guests (16.02.2019)	33	24850.00	
	cashew nut served to guests paid to MMP'S	34	1200.00	
<b>8</b>	<b>Photograph/ Video</b>			
	GSM CARD CHARGES PAID TO Praksh Offset Printes	35	240.00	
	GSM CARD CHARGES PAID TO Praksh Offset Printes	36	290.00	9830.00
	Photographic Charges paid to GAUTHAM KISHAN	37	2000.00	
	Photographic Charges paid to shrikrishna sharma	38	7300.00	
<b>9</b>	<b>Accomadation Charges</b>	39		
	Accomadation charges to guests	40	14107.00	14107.00
<b>10</b>	<b>Premises Rent</b>	41		
	Premises rent charges	42	3000.00	3000.00
<b>11</b>	<b>Travelling Allowance to Participants</b>	43		
	Travelling Allowance paid to Participants	44	10639.00	10639.00
<b>12</b>	<b>Cordinators Allowance</b>			
	<b>Total</b>			205607.50

(Rupees Two lakh Five thousand six hundred seven and paise fifty only)

MRS. CHANDRALEKHA  
ASST. PROFESSOR/  
CO-ORDINATOR

Dr. THARANATH  
PRINCIPAL  
CHIEF CO-ORDINATOR

Amount of grant received		250000.00
Expenditure incuured		205607.5
Balance amount refund		44392.50





SHRI DHARMASTHALA MANJUNATHESHWARA LAW COLLEGE AND CENTRE FOR POST GRADUATE STUDIES AND RESEARCH IN LAW MANGALURU - 575 003

Fax : 0824 - 2492636 E-mail : sdmlaw@gmail.com

Reaccredited by NAAC with 'A' Grade)

Web : www.sdmlc.ac.in

PRINCIPAL : 2492636 OFFICE : 2494360

DLC/ 903 /2018-19

DATE: 02-01-2019

67  
3/11/19

The Secretary, SDME Society, UJIRE.

Respected Sir,

Sub: Organisation of Regional Workshop on Bio-Diversity Laws- regarding.

1 P. Budget

I am happy to inform your goodself that, UNDP has sanctioned Rs.3 Lakhs for organising the regional work on Bio-Diversity Laws at our college. The experts from National Law University, members of Pollution control Boards, eminent academicians are likely to take part in the workshop. We have communicated to NLISU that the proposed workshop is on 21<sup>st</sup> and 22<sup>nd</sup> February 2019. However NLISU who are the prime sponsors of this workshop have communicated that on 21<sup>st</sup> and 22<sup>nd</sup>, they have UNDP Moot Court Competition and they would like to have this programme only on 15<sup>th</sup> & 16<sup>th</sup> February. Since 15<sup>th</sup> onwards Mahamasthakabhisheka is taking place in Dharmasthala, we may be entrusted with certain responsibilities by the management. In view, of this if your goodself permit us to go ahead with February 15<sup>th</sup> and 16<sup>th</sup>, we shall do it accordingly or if Management needs our help for any of the matter connected with Mahamasthakabhishekam, we shall clearly communicate to the officials of NLISU to postpone the same. Kindly instruct me on this matter.

Thanking you,

Yours faithfully,

PRINCIPAL  
Shri Dharmasthala Manjunatheshwara Law College, Mangalore



Handwritten notes and signatures on the left side of the page, including dates like 21/1/19.



**SHRI DHARMASTHALA MANJUNATHESHWARA LAW  
COLLEGE & CENTRE FOR P.G. STUDIES & RESEARCH IN LAW**  
M.G. Road, Kodialbail, Mangaluru - 575 003  
Karnataka, India

In collaboration with

**UNITED NATIONS DEVELOPMENT PROGRAMME (UNDP)**

&

**NATIONAL LAW SCHOOL OF INDIA UNIVERSITY,  
BENGALURU**

*Presents*

**TWO-DAY  
LEGAL AWARENESS WORKSHOP  
ON  
BIOLOGICAL DIVERSITY LAW IN INDIA**

**15<sup>TH</sup> & 16<sup>TH</sup> FEBRUARY 2019**

REPORT



**Introduction**

Biodiversity is one of the world's 22 mega biodiversity centers, and one of the subcontinents of the six biodiversity centres of origin of species. The state of Karnataka is one of the unique biodiversity rich regions of India. It has also the world's most threatened rain forest - the Western Ghats. The global efforts to protect genetic resources were initiated from 1946 onwards at international level and it resulted in Convention on Biological Diversity, entered in force 1992 during World Summit Earth Summit with the objective of conserving, wisely exploiting of the wealth and traditional knowledge of developing countries. The Government of India enacted Biological Diversity Act 2002 with objective of protecting biological resources and promoting sustainable development.

**About the conference**

India's biodiversity has started declining due to reasons ranging from poaching to rampant, unattended and unsustainable development activities. The great genetic resources of Indian subcontinent stand a huge risk in supervening green revolution through increased agriculture productivity of the food crops as well as 70 percent of the population depends on the herbal and Ayurvedic medicine. The human being, science and technology and over-exploiting economic and political scenario eroding the spectrum of biodiversity without any efforts for its sustenance. The development in the field of biotechnology has adverse negative effect on biodiversity and mankind. In this context the balance between conservation of biodiversity and development of technology is essential. India is committed to conservation of biodiversity as well because of its international obligations but it is believed that protecting our biodiversity is critical national priority as it is linked to major environmental issues and local livelihoods of millions of people in the country. In this context, UNDP-GEF is organizing Two Day National Conference/Regional Workshops in collaboration with SDM Law College and NLSIU, Bangalore, to educate and to contribute for the protection of biological diversities in state of Karnataka.

**About UNDP**

The UNDP Global Environment Facility (UNEP-GEF) partners with environmental sector funds to support countries with unsustainable exploitation of genetic and significant reduction of inequalities and inclusion, by catalysing environmental finance for sustainable development. This programme is organized under the UNDP-GEF Global ARI Project with a objective of Strengthening Human Resources, Legal Framework and Institutional Capacities to implement the Nagoya Protocol.

**About NLSIU**

The National Law School of India University came into existence through a Notification under the National Law School of India University Act (Karnataka Act 22 of 1988) It signified the culmination of efforts by the Indian, the Bar Council of India, the Karnataka Bar Council, the Bangalore University and the Government of Karnataka to reform legal education and to establish a Centre of excellence for legal education and research in India. The Law School has the social responsibility of continuing to be a Centre of Excellence in the field of legal education, a position which it came to occupy within the first few years itself due mainly to the dedicated efforts of the Faculty and students during these initial and formative years.

The Centre for Environmental Education, Research and Advisory (CEE) established in 1987 enjoys the support of the Ministry of Environment and Forest (MoEF), Government of Karnataka, the Bar and the Bench in India and several Institutions and Universities abroad.

Building an environmental law database, effectively networking among all stakeholders, building up an environmental law community and policy research in the area of environment are CEE's main objectives. To achieve these, CEE has attempted to build functional and professional linkages with government agencies and non-governmental organizations in India, the South Asian Region and at International levels.

**About SDM Law College**

Dharmasthala is a famous temple town on the bank of river Northwest with a magnificent backdrop of Western Ghats. The place is known for its religious sanctity and religious harmony. Here Dharmas is expressed in the form of Dana (Charity) and labas or devotions pray here for the blessings of Lord Manjunathswamy.

Shri DharmasthalaManjunatheshwara Law College & Centre for P.B. Studies and Research in Law, a professional college functioning under the aegis of SDM Education Society, Ujwala was established in the year 1974. Since its inception, it is striving to search for innovative methods in imparting legal education. Presently the college has been affiliated Karnataka State Law University and recognized by the Bar Council of India.

**Aims and Objectives of the Workshop**

The workshop aims to bring a change in the existing system of conservation of biodiversity and it provides a bird view of the system to the stakeholders. It shows the picture about the importance and implications of biodiversity law in the current era.

**Topics to be covered**

- History, Background, Its Priority and Introduction to the concepts and principles of conservation of biological diversity in India focusing on endangered bioresources at regional level.
- Biological Diversity Act, 2002: An Overview
- Powers and functions of MoEF, SBP and other agencies under the Biological Diversity Act.
- Protection of Biodiversity in Western Ghats
- Critical Evaluation of Biodiversity Act
- Current Biodiversity Challenges and Threats

**Participants**

The conference is open for the faculty members, research scholars, advocates, and members of BSA, SBA, NGO and industries.

**Registration Details:**

Registration is free. Number of participants/delegates invited to the Conference is 50. Registration is done on first come first serve basis. Interested persons are requested to send soft copy of registration form to [sdmconference2015@gmail.com](mailto:sdmconference2015@gmail.com).

National ID will be provided to all registered delegates/participants on the production of valid receipts (Outside Bangalore). Local hospitality will be provided. The accommodation will be provided on payment basis and reservation can be done on prior intimation.

**Patrons**

Prof. Subhash Chandra Bose, President, SDM Education Society, Ujwala  
 &  
 Dr. B. Yashwanth  
 Secretary, SDM Education Society, Ujwala

**Organizing Committee**

Dr. Dharmasthala Manjunatheshwara Law College, Ujwala  
 Prof. G.K. Lakshmi Devi  
 Professor NLSIU, Bangalore  
 Mrs. Chandrabhathe  
 Faculty, SDMCL, Co-ordinator, 9861355568  
 Ms. Soumya Das  
 President, Society of Indian Women Students  
 Mrs. Shilpa R. Anand, Student Secretary and  
 All Student Coordinators  
 of Conference Workshop/Summer Conferences, SDM Law College.

**SHRI DHARMASTHALA MANJUNATHESHWARA LAW COLLEGE & CENTRE FOR P.B. STUDIES & RESEARCH IN LAW**  
 M. S. ROAD, HOODHOLE, MANGALURU - 575 005  
 BANGALORE, INDIA  
 Telephone: +91824-2694360  
 Email: [sdmcollege@gmail.com](mailto:sdmcollege@gmail.com)

IN COLLABORATION WITH

UNITED NATIONS DEVELOPMENT PROGRAMME (UNDP)

and

NATIONAL LAW SCHOOL OF INDIA UNIVERSITY, BANGALURU

PRESENT

**TWO DAY LEGAL AWARENESS WORKSHOP ON BIOLOGICAL DIVERSITY LAW IN INDIA**

DATE: 15<sup>th</sup> & 16<sup>th</sup> February 2015  
 Venue: SDM Conference Hall







**SHRI DHARMASTHALA MANJUNATHESHWARA LAW COLLEGE  
& CENTRE FOR P.G. STUDIES & RESEARCH IN LAW**

**M.G. ROAD, KODIALBAIL MANGALURU - 575 003  
KARNATAKA, INDIA**

IN COLLABORATION WITH

**UNITED NATIONS DEVELOPMENT PROGRAMME(UNDP)**

and

**NATIONAL LAW SCHOOL OF INDIA UNIVERSITY, BENGALURU**

*Cordially invites you for*

**TWO DAY LEGAL AWARENESS WORKSHOP**

on

**BIOLOGICAL DIVERSITY LAW IN INDIA**

**15<sup>TH</sup> & 16<sup>TH</sup> February 2019**

**Date : Friday 15 February 2019 Time : 10:00 a.m.**

**Venue : SDM Conference Hall**

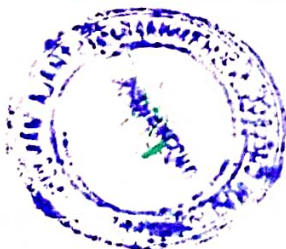
- Inauguration & Key note address** : **Prof. (Dr.) K C Sunny**  
Honourable Vice-Chancellor,  
National University of Advanced Legal Studies, Kochi, Kerala
- Chief Guest** : **Prof. (Dr.) Sairam Bhat**  
Professor & Coordinator For CEERA  
NLSIU Bengaluru
- President** : **Dr. Tharanath**  
Principal/Chairman, SDM Law College, Mangaluru

*All are Welcome*

**Ms Architha Narayan**  
Co-ordinator  
NLSIU

**Ms Chandralekha V**  
Co-ordinator  
SDM Law College

**Dr. Tharanath**  
Chief Co-ordinator  
Principal/Chairman and  
SDM Law College



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## Two Day Legal Awareness Workshop on Biological Diversity Law In India Programme Schedule

Time	Day 1:
09.30 - 10.00 a.m	Registration of Participants
10.00 - 10.45 a.m	Inaugural Session
10.45 - 11.15 a.m.	Tea
11.15 - 12.15 a.m.	History, Background to the Biodiversity Law and Challenges to CBD <b>Prof.(Dr.) Sairam Bhat</b> , Professor, NLSIU, Bengaluru <b>Ms. Gayatri</b> , Advocate, Bengaluru
12.15 - 12.30 p.m.	Tea
12.30 - 01.30 p.m	Introduction to Biological Diversity Act, Implementation & Enforcements <b>Prof.(Dr.) Sairam Bhat</b> , Professor, NLSIU, Bengaluru <b>Ms. Gayatri</b> , Advocate, Bengaluru
01.30 - 02.30 p.m.	Lunch
02.30 - 03.30 p.m.	ABS Case Studies and Biodiversity Conservation by <b>Ms. Veena P G</b> , Consultant at Karnataka Biodiversity Board
03.30 - 03.45 p.m.	Tea
03.45 - 04.30 p.m.	Coastal Biodiversity <b>Prof. Maheshchandra Nayak</b> , Associate Professor, SDM Law College, Mangaluru.
Time	Day 2:
09:30 - 10:30 a.m.	State Biodiversity Rules: an Overview State Biodiversity Board <b>Ms. Veena P G</b> , Consultant at Karnataka Biodiversity Board
10:30 -10:45 a.m.	Tea
10.45 -12:00 noon	Protection of Biodiversity In Western Ghats <b>Prof. A N Madhyasta</b> , Environmental Biologist and former Principal of Poorna Prajna College Udupi
12:00 - 01:30 p.m.	An Evaluation of Biodiversity Act. - <b>Mr. Yashwanth Shenoy</b> , Advocate, Mumbai
01.30 - 02:30 p.m.	Lunch
02.30 - 03.30 p.m.	Coastal Biodiversity : Challenges and Threats <b>Ms. Rashmi K</b> , Assistant Professor, Department of Botany St. Aloysius College (Autonomous), Mangaluru
03:30 - 04:00 p.m.	Panel Discussion
04:00 - 04:30 pm	Valedictory





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& CENTRE FOR P.G. STUDIES & RESEARCH IN LAW**  
M.G. ROAD, KODIALBAIL MANGALURU - 575 003  
KARNATAKA, INDIA

IN COLLABORATION WITH

**UNITED NATIONS DEVELOPMENT PROGRAMME(UNDP)**  
and  
**NATIONAL LAW SCHOOL OF INDIA UNIVERSITY, BENGALURU**

*Cordially invites you for*

**TWO DAY LEGAL AWARENESS WORKSHOP**  
on  
**BIOLOGICAL DIVERSITY LAW IN INDIA**

**16<sup>TH</sup> February 2019**

**Valedictory Programme**

**Date : Saturday 16<sup>th</sup> February 2019 Time : 04:00 p.m.**  
**Venue : SDM Conference Hall**

**Sri U. T. Khader**

Minister for Urban Development and Houseing, Govt. of Karnataka  
An Alumna of SDMLC

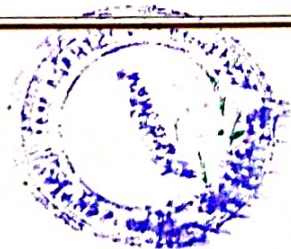
*will render valedictory address*

*All are Welcome*

**Ms Architha Narayan**  
Co-ordinator  
NLSIU

**Ms Chandralekha V**  
Co-ordinator  
SDM Law College

**Dr. Tharanath**  
Chief Co-ordinator  
Principal/Chairman and  
SDM Law College





Arrival of Guests



M C by Ms. Adlene Stephanie Mendes



Prayer by Ms. Manorama & team



Welcome Address by Ms. Chandralekha



Delegates



One of the chief reasons why biodiversity is important is because it helps to keep the environment in natural balance. Biodiversity enhances ecosystem productivity where different species have an important role to play in protecting the earth. With this backdrop a workshop on "Biological Diversity Law in India" was organized by UNDP (United Nations Development Programme) in collaboration with the National Law School of India University (NLSIU) and S D M Law College.



Inauguration by Lighting of the Lamp

The workshop was inaugurated by Prof (Dr.) K.C Sunny, Vice Chancellor, National Law School of Advanced Legal Studies, Kochin, by lighting the lamp. He was joined by Prof. (Dr.) Sairam Bhat, the Chief Guest for the workshop





#### Inaugural speech and Key Note Address

Prof. Dr. K.C. Sunny delivered the keynote address. Recollecting his association with SDM Law College and NLSIU, Prof. Sunny expressed his appreciation that the college campus is eco-friendly. He stated that there are ample laws concerning biodiversity conservation, but

the problem is in their implementation. He opined that unless the public are educated in the right perspective a healthy ecosystem cannot flourish. He said that biodiversity is a key indicator of the health of an ecosystem. There are abundant threats to the ecosystem and to cope up with the threats, such workshops are the need of the hour to sensitize the public to the dangers posed by man to the planet. He not only observed that the Biodiversity Act is important but also said the amendments to other connected laws should also be done only then, we can be committed to the protection of biodiversity in the long run.



#### Address by Chief Guest Prof Sairam Bhat

The keynote address was followed by the address of the Chief Guest, Prof. Dr. Sairam Bhat. He acknowledged the efforts made by the government in

promoting biodiversity. He applauded the Ministry of Environment for supporting the projects concerned with biodiversity. He agreed with Prof. Sunny that conserving biodiversity can take place only when public are educated. He felt that we should increase our knowledge of environmental issues, increasing our awareness of the impacts of biodiversity loss, give adequate support for government policies and actions that conserve and protect our ecosystem.





The programme came to an end with the Presidential address by Dr. Tharanath, Principal of SDM Law College.

Presidential Address by Dr. Tharanath



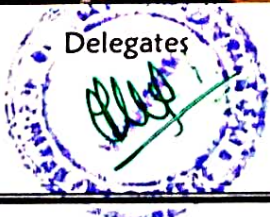
Vote of thanks by Ms. Meghna Anand



Delegates



Delegates



M C For Sessions By Ms. Rana Banu



DAY 1: 15-02-2019

SESSION 1

HISTORY & BACKGROUND OF THE BIODIVERSITY LAW AND  
CHALLENGES TO CBD

Resource Persons: Prof. (Dr.) Sairam Bhat, Professor, NLSIU, Bengaluru  
& Ms. Gayatri, Advocate, Bengaluru

Rapporteur: Ms. Apoorva Chandra



Prof. Sairam Bhat began his session by introducing The Biodiversity Act, 2002. He gave a brief overview of its objectives, scope and application. His session was aimed at laying down the foundation for the remaining sessions which he did by elaborating on the historical background of the law. He also spoke at length about the said law against the backdrop of some international conventions like the Convention on Biological Diversity (CBD) of which India is a signatory. Prof. Bhat also touched upon the Earth Summit of 1992 (the Rio Conference) which was convened to address the doomsday theory that was prevalent then.





To underscore the importance of conservation and protection of biodiversity Prof. Bhat spoke about the interrelationship between biodiversity and climate change and how any disruption of either would lead to dangerous consequences. He also pointed out that India has been given the title of being the sixth most vulnerable nation in the world when it comes to protection of its biodiversity.

Prof. Bhat then moved on to address the issue of IPR and related matters and its effects on biodiversity conservation. He was of the opinion that CBD is more in the nature of an IPR law, bringing about changes to the prevailing patent regime. The reason for introducing the law was to overcome the problems raised by the then existing patent system, especially in USA where patent used to be granted for anything and everything (including live forms). To explain the problems created by the American patent law, Prof. Bhat gave many examples such as how USA claimed at one point, that the moon belongs to them because their citizen was the first to land on the moon and so on.

He then brought out the difference between the concepts of private and public property and the idea of common property. CBD recognizes that all that is in nature is the common heritage of mankind. In this regard, he spoke about the Moon Treaty as well.

Next, he narrated the facts of one of the leading cases in environmental law in India, M.C Mehta v Kamal Nath, to talk about the Public Trust Doctrine.

Prof. Bhat then moved on to address another principle of CBD - sovereignty over natural resources - that each country must be allowed to decide as to what to do with their own resources. He further explained that sovereignty is not only with respect to the natural resources but also over knowledge of the natural resources. To make us understand what this meant, he used the example of Khaziranga's one horned Rhino - how India's sovereignty over its natural resource found in the Khaziranga Rhino was different from sovereignty over Chinese knowledge of how its horn could be used to cure an illness.

Then came the Plant Varieties Act. Prof. Bhat spoke about the fairly recent issue of BT Cotton while taking some questions from the audience too.



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## SESSION 2

### INTRODUCTION TO BIOLOGICAL DIVERSITY ACT, IMPLEMENTATION & ENFORCEMENTS

**Resource Persons: Prof. (Dr.) SairamBhat, Professor, NLSIU, Bengaluru & Ms. Gayatri, Advocate, Bengaluru**

**Rapporteur: Ms. Apoorva Chandra**



Prof. Sairam, then took up the issue of bio piracy by using the Neem, Basmathi and Turmeric examples. He explained how the Biodiversity Act of 2002 is a step in the direction of eliminating this problem as it mandates the maintenance of a People's Biodiversity Register (PBR) and the Traditional Knowledge Digital Library to protect our traditional knowledge. Another provision of the Act which helps to keep this problem in check is the one which establishes the National Biodiversity Authority in Chennai.

He ended the session with the twin concepts of Access and Benefit Sharing by using the case study of a tribe in Kerala called the Kani tribe and its traditional knowledge of ArogyaPacha (the biological resource). It is considered to be a success story in not only preventing biopiracy of any sort but also as an ethical business practice.

By continuing the session Prof Bhat asked certain questions like what is the future of Biological diversity law? Why do I think that the law is the future for scientific community and legal community? There is a concept of biofuel, future of biofuel and how to make it? Biofuel is made out of biological resources. It can be derived from plant waste. It is



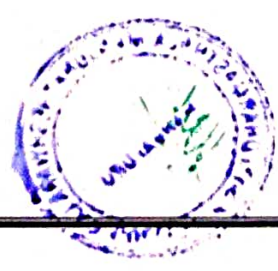
called ethanol. There is only 20 % of blending of biofuel. Petroleum industry in the future is not going to access fossil fuels but also biofuel and in order to access biofuel biodiversity becomes necessary. India is rich in biodiversity but there are countries with biodiversity. Biofuel is cleaner fuel it helps to combat climate change. It is sustainable.

Test as to whether the following are biological resources:

Water and sand: No, there are natural resource. There is distinction between a natural resource and biological resource. A natural resource can be a biological resource.

Human hair: No Coconut oil, milk: Yes Eggshell: Yes Cow urine: Yes Rhino horn: Yes Alcohol: distillates. There are 4 stages under the Biological Diversity Act: Access, Research, Apply for intellectual property, Commercial utilisation. Fish and fish oil: Yes Essential oil: Yes

At the end of the session a set of MCQs were provided to be answered related to the earlier session. The session ended by awarding prizes to the winners.



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### SESSION 3

#### STATE BIODIVERSITY RULES: AN OVERVIEW STATE BIODIVERSITY BOARD

Resource Person: Ms. Veena P G, Consultant at Karnataka Biodiversity Board

Rapporteurs: Ms. Nidhi R. & Ms. Kotian Payal Dinesh



About Resource Person: Ms. Veena P.G. ABS Consultant Karnataka Biodiversity Board. She pursued her MSc in Ecology and Environmental Science from Pondicherry University. Since 2015 she started working as ABS consultant in KBB & currently pursuing PG diploma in environmental law at NLSIU, Bengaluru.

Ms. Veena began her session by introducing herself as the ABS Consultant in the Karnataka Biodiversity Board and she looks after the implementation of the Biodiversity Act and ABS provisions in Karnataka. Her session was on how the state biodiversity board implements the Biological Diversity Act in Karnataka.

After the CBD came into force, there were two supplementary protocols looking for two separate issues covered under the CBD i.e., one is the biosafety (safety mechanisms for transport and use of the living modified or genetically modified organisms) the Cartagena protocol on biosafety and other is the Nagoya. Both are mandatory.



MsVeena spoke about the journey since 1992, many conference of parties(COP) there are series of COP which take decision in the conferences. The important years for India were 2002,2004,2006 & 2014 where the Biological Diversity Act And Biological Diversity Rules of 2004,The Karnataka Biological Diversity Rules of 2005 and ABS guidelines for 2014 came about.The objects of the Biological Diversity Act are Conservation of Biological Diversity, Sustainable use & fair and equitable use of the benefits.In short it is access, use and sharing.

MsVeena described the implementation of the Biological Diversity Act in three tiers ie, National Biological Authority at the National level, State biological board for each state, at local level, the Biodiversity Management Committee.These are statutory autonomous bodies.NBA acts as a regulatory, advisory and facilitative body .SBB at the state level perform the similar activities and the BMC look into the promotion of conservation of sustainable use in the local body level.She has discussed the important sections of 3, 4,5,6 and 7 of the Biological Diversity Act.

The functions of the State Biodiversity Board are: It is an advisory body, it regulates use of bio resources for commercial utilisation , facilitates constitution of biological management committee, builds up database of biological resources, identifies and notifies areas as biodiversity sites, commission studies & sponsor research, creation of awareness regulating conservation.Madam pointed out that there is a difference how entities are treated under this Act.

What is exempted under the Biological Diversity Act are local people, vairs and hakims, conventional & traditional practices, publication of research paper and dissemination in seminar works, collaborative research projects, accessing value added products and certain items which are declared as normally traded commodities.

Ms Veena emphasized that the need for the Biological Diversity Act is that Biological Diversity is sustained for the future.ABS Regulations of 2014 mandates that there should be



a written agreement between the authority and the applicant for governing the access. ABS Regulations gives detailed guidelines on the procedure and the modes of benefit sharing for the entity accessing the biological resource. Regulation 3 & 4 gives out the percentage of benefit sharing which needs to be shared by the entity with the authority concerned.

Karnataka Biodiversity Board has a online system with different forms in it.

Madam has stated the penal provisions under the Act for access and utilisation. The offences are cognizable and non bailable. The penalties are decided under sec 55, sec 55(1) & sec 55(2) and sec 56. Contravention and non compliance with the section may result in imprisonment or fine or both.

Every elected local body in the state will have to form Biodiversity management committee for looking into the conservation and sustainable views of biodiversity within its local jurisdiction. She stated that they have facilitated the formation of over 5000 BMCs. BMC can levy fees and it has jurisdiction to collect charges as fees for commercial utilisation of any resources in the area of jurisdiction. Another function of the state board and state govt. is to declare Biodiversity sites. In the state of Karnataka there are 4 such sites: Nallur Tamarind Grove, GKVK campus, Hogarekan hills & Ambaragudde Hills.

Ms Veena discussed the important challenges in the implementation of the Act. They are large mandate, need for repeated communications, no exemptions, lack of responses, lack of empirical data, varied interpretations, licensing departments and no provision for compounding/condone cases of non compliance. The session ended by clearing the queries put forward. The session was an educative one.



## SESSION 4

### COASTAL BIODIVERSITY

**Resource Persons: Prof. Maheshchandra Nayak, Associate Professor,  
SDM Law College, Mangaluru**

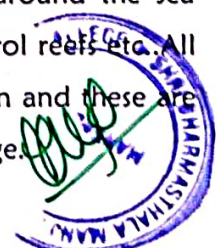
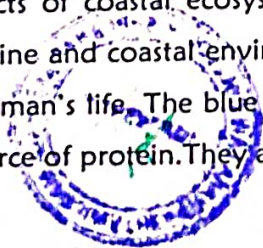
**Rapporteurs: Ms. Nidhi R. & Ms. Kotian Payal Dinesh**



About Resource Person: Prof. Maheshchandra Nayak, Associate Professor at SDM Law College, Mangalore. He completed LLB from Mangalore University and Pursued LLM in Constitutional & Criminal law from Bombay University and Business & Trade law from Kuvempu University. He is currently working as associate professor at SDM Law College from last 23 years.

Prof Nayak began the session by pointing the reason for conducting the workshop in Mangalore as it is a coastal belt. Showing a video of flowing Nethravathi river in monsoon, Sir expressed his idea that the world is interconnected far beyond our imagination. There are east flowing and west flowing rivers in India. Sir spoke of the Yettinahole project in which 1000 TMC ft is planned to be lifted from the Nethravathi river.

Prof Nayak defined Biodiversity as the existence of a number of kinds of animals and plants which make a good and healthy environment. Coastal Biodiversity focuses on biodiversity aspects of coastal ecosystem and those habitats which occur around the sea place etc.. Marine and coastal environment includes mangrove forests, coral reefs etc. All these support man's life. The blue green algae produces 1/3 of the oxygen and these are also a rich source of protein. They also moderates the global climatic change.



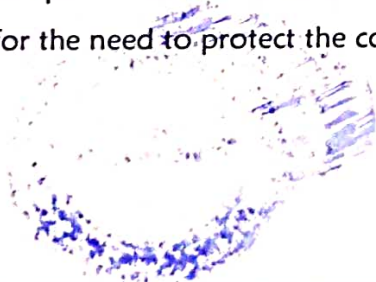
Prof Nayak explained our various activities connected to the sea ie. fishing, transport, harvesting marine products ,coral, mineral, pearls, petroleum & gas etc..He opines that fishing is as old as mankind and improvements in technology has influenced the size and the quality of the fishes.India has 8129kms of marine coastline. As of 2010, 400 metric tonnes of fish are being landed both from the sea and the rivers.Oil tankers carrying huge quantities of petroleum from producing countries to consumers disposes large quantities of waste into the sea.Ocean and sea provides a huge variety of products with nutritious and medicinal purposes.Seaweeds are used for medicine and in cosmetics, coral & pearls are used as jewellery and petroleum and gas extracted are used as fuel.

Prof Nayak drew our attention to the impact of water sports on the animals which live in the water even though such sports has tourist potential.Sir also expressed his concern over the large cruises in the water which puts the life of the animals in danger.

The various legislations governing are The Environment Protection Act of 1986 and CRZ Regulations. The features of CRZ Regulations like the pollution abetment, defence and strategic projects were briefed by sir. Sir brought our attention on the challenges to the protection of coastal diversity.They are GPS used for fishing, overfishing, pollution by cruise ships, discarding waste in the sea, disposing damaged nets in the sea etc..

The possible solutions to this are to implement the CRZ Regulations of 1991, to control the number of fishing boats, trawlers and deep sea fishing vessels, to strictly prevent dumping of waste into seas and the oceans and to go back to the 4 month fishing ban on the western coast during the south-west monsoon.The High Court of Karnataka upheld the direction of the central government of November 10, 2017 by which bull or light travelling beyond 12 nautical miles has been banned.

Prof Nayak showed us a video of last few minutes of the salmon fish and spoke about the polar bear invasion in Russian Town and ended the session by leaving a mark in us for the need to protect the coastal biodiversity. The session was indeed very usefull





DAY 2: 16-02-2019

SESSION 5

ABS CASE STUDIES AND BIODIVERSITY CONSERVATION

Resource Persons: Ms. Veena P G, Consultant at Karnataka Biodiversity Board

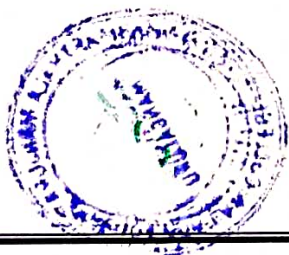
Rapporteur: Ms. Ashwathy Sudheer



About Resource Person: Ms. Veena PG has passed MSc in ecology and environmental science from Pondicherry University in 2008. She worked in NCBs, WCS India progress as academic coordinator for the MSc wildlife and conservation course from 2008-2010. From 2015 she started working as ABS consultant in KBB and currently she is also pursuing PG diploma in Environmental Law at NLSU Bangalore.

The convention on biological diversity (CBD) entered into force on 29<sup>th</sup> December 1993. It has three main objectives-

1. The conservation of biological diversity.
2. The sustainable use of the components of biological diversity.
3. The fair and equitable sharing of the benefits arising out of the utilization of genetic resources.



- CBD provides sovereign right over the biological resources.
- CBD provides a set of various principles and procedures.

### CBD- CASE STUDIES

#### 1. HOODIA PLANT:

Amazon forest and South Africa are rich in indigenous tribes. Hoodia plant was abundantly found in the South African forest. These plants were used as an appetite suppressant. CSIR notices the active component in the plant and tried to obtain the patent. The plant was in the traditional knowledge of the tribe for ages. Protest was raised against the patent and it was revoked finally they signed for benefit sharing and now it's a successful commercial product.

#### 2. AYAHUASCA PLANT:

Ayahuasca known to be the "wine of the soul" or "wine of the dead". For centuries amazon indigenous people have boiled the plant to use in sacred, ritual practice. An American scientist Dr. Lorrent Miller in 1986 found the plant and US again obtained the patent. There was an international outcry. The US revoked the patent in 1999 not because of the problems outside but they found a similar plant with similar benefits.

#### 3. PERUVIAN MACA:

It is a medicinal plant in South Africa used for treatments in humans and animals. There are specific statutes on general environmental law stating patent cannot be owned on plant or its parts. The patent was revoked the Peruvian Government does not need any royalty because it was a common knowledge to them.

#### Cases from india

- 1) Before the BD Act and CBD
  - a) Turmeric case



- b) Neem case
- c) Basmati case
- d) Kani tribe case

## 2) After the advent of BD Act

### a) Bt.BRINJAL CASE:

The major conflict was with regard to local varieties of Brinjal plants. To obtain the prior approval of the national BD authority was a necessary before any kind of access and there was a failure to it. This is a case on bio piracy on the high court of Karnataka .This criminal case is still pending in the court of law.

### b) PEPSICO WEED CASE:

The PepsiCo being a non-Indian entity under section 3 (2) of the BD Act 2002,they entered in to benefit sharing agreement with the NBA for the access and export.

### c) BIO INDIA BIOLOGICAL CASE

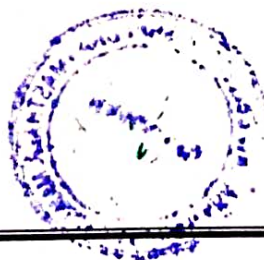
This is a case with regard to a Japanese company on neem plant.

### d) PINAK CASE STUDY

### e) BROOM GRASS CASE

## LITIGATION IN THE COUNTRY

- o Synthetic industries .V. Kerala BD board
- o Divya pharmacy .V. U.O.I
- o Catalyst bio technologies Pvt.ltd .v. Uttarakhand Bio diversity board 2018.
- o Karnataka case of non-compliance.



**SESSION 6****PROTECTION OF BIODIVERSITY IN WESTERN GHATS**

Resource Person: Prof. A N Madhyasta, Environmental Biologist  
& Former Principal of Poorna Prajna College, Udupi

Rapporteur: Ms. Ashwathy Sudheer



About the Resource Person: Dr.N.A.Madhyastha was a member (past)of the expert committee, Biodiversity Board, Karnataka. A member(past) State Wild Life Board, Government Karnataka, Bangalore. Member: BMC Udupi district. Guest faculty: MSM Manipal University. Hon. Secretary: Indian Naturalist society, Udupi. He has undertaken various research projects on Biodiversity also conducted various seminars to name a few include: Two day workshop on bird watching for college students,1993, Workshops on Butterflies,1994, Western Ghats biodiversity network: Brain storming session on methodology. He has authored a book Biodiversity values and Ethics and Five Books in Kannada for children.



Western Ghats also known as Sahyadri is a mountain range that covers an area of 140,000km<sup>2</sup> in a stretch of 1,600 km parallel to the western coast of the Indian Peninsula, traverse the State of Kerala, Karnataka, Tamil Nadu, Goa, Maharashtra and Gujarat. It is a UNESCO World Heritage Site and is one of the eight hottest hot-spots of biological diversity in the world. It is sometimes called the great Escarpment of India. It is a biodiversity hotspot that contains a large proportion of the country's flora and fauna; many of which are only found in India and nowhere else in the world. According to UNESCO, Western Ghats are as old as the Himalayan Mountains.

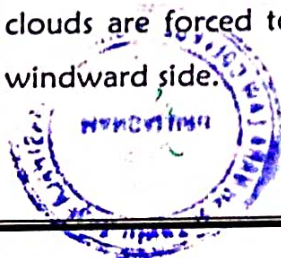
In 2006 India applied to the UNESCO MAB for the Western Ghats to be listed as a protected World Heritage Site. In 2012, The following places are declared as World Heritage Sites:

- Kali Tiger Reserve, Dandeli.
- Indira Gandhi Wildlife Sanctuary and National Park
- Mundigekere Bird Sanctuary, Sirsi, Karnataka.
- KalakkadMundanthurai Tiger Reserve.
- Periyar Tiger Reserve.
- Neyyar wildlife Sanctuary.
- Eravikulam National Park and etc...

#### Climate Of Western Ghats:

Climate in Western Ghats varies with altitudinal gradation and distance from the equator.

- The climate is humid and tropical in the lower reaches.
- Temperatures touch freezing point during the winter months.
- During the monsoon season, the heavy, eastward-moving rain-bearing clouds are forced to rise in the process deposit most of their rain on the windward side.



Biodiversity:

The Western Ghats are one of the world's biodiversity hotspots with over 5000 flowering plants, 139 mammals, 508 Birds and 179 amphibian species. At least 325 globally threatened species occur here. The range covers 60,000 km2 and forms the catchment area for a complex of rivers systems that drains almost 40% of it.

Endemic species of Western Ghats

- Lion tailed macaque: (endangered species) .Due to the loss of their habitat their behavior changed, they are begging for food.
- Nilgiritahr: Is an ungulate to the Nilgiri hills and the southern portion of western Ghats in the state of Tamil Nadu and Kerala in southern India.
- Wynaadlaughing thrush : is a specie endemic to the western Ghats to the south of Goa.
- Trimeresurusmalabaricus: Commonly known as Malabar pit viper is an endemic specie to the western Ghats.
- Malabar grey hornbill : is a hornbill endemic to the western Ghats. Their population is decreasing.

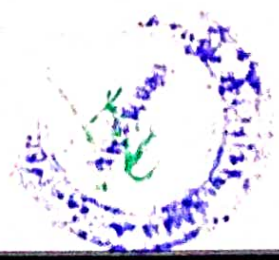
Conservation Initiatives

- Biosphere reserve: The Indian Government has established 18 biosphere reserves in India which protect larger areas of natural habitat. Protection is granted not only t the flora and fauna of the protected region but also to the human communities who inhabit this region and their ways of life. Animals are protected and saved here.
- The historic convention on biological diversity held in Rio de Janeiro , 1992 called upon all nations to take appropriate measures for conservation of BD and sustainable utilization of its benefits.



- The world summit on sustainable development held in 2002, Johannesburg city in south Africa. 190 countries pledged the commitment to achieve the objectives by 2010.
- Agenda 21 envisages sustainable use of bio resources and for conservation.
- WG ecology authority: It is a statutory authority appointed by ministry of environment and forest under section 3 of the Environment (protection) Act 1986. improves conservation paradigms

"STUDY->EVALUATE->CONSERVE and USE and not the other way around". He ended up by showing a meaningful sculpture related to bio diversity. .



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## SESSION 7

### AN EVALUATION OF BIODIVERSITY ACT.

Resource Persons: Mr. Yashwanth Shenoy, Advocate, Mumbai

Rapporteur: Mr. Nithin



About Resource Person: Mr. Yeshwanth Shenoy is practicing advocate and was a former Legal Advisor to the National Biodiversity Authority. Many of the policies and procedures of the NBA has imprints of his work. Mr. Shenoy completed his LLB in 2001 from SDM Law College, Mangalore. Where he obtained his LLM in commercial and consumer laws with International Business transactions as his specialised subject from Mumbai University. He obtained a Post Graduate Diploma in International Trade Law from the University Institute of European Studies and the Training Centre of the International Labour Organisation; in 2005, an LLM in Intellectual Property Laws from the University of Turin, Italy and the world Intellectual Property Organisation, Geneva; In 2006, a Post Graduate Diploma in Economic Law and Competition in European Studies and Centre for Studies on Federalism.

Yeshwanth Shenoy gave a valuable information about "Evaluation of Biodiversity Act". He said that Indian seeds companies are taken over by a foreign companies. Some of the foreign companies like MONSANTO, BAYER etc are holding the Indian seeds companies. Mr. Shenoy called it as a threat to national security, by giving example of B.T. Brinjal case where a B.T. is of a foreign company which inserted the BT gene into





brinjal & later the same sold it to Indian farmers and asked them to pay royalties for the gene inserted into it, even though the brinjal is produced by the farmers. When the producers i.e. the Farmers are not getting any benefits in order to give them a share in a profit ABS (Access and Benefit Sharing) Act introduced.

Mr. Shenoy said that even though the act is introduced, compliance with ABS is not actually happening. When companies accepted to share profits with the farmers they are legally targeted and they are screwed and not appreciated so the Companies try to not mandel with any registration. Mr. Shenoy said that until or unless taking consideration of stakeholders on board there cannot be proper utilisation of Act. Shenoy added his words saying that Parliament passes the laws without knowing what is actually happening in the field and without having any knowledge of it. He gave the information about the CHOLANAYAKA tribes where they use the bamboos to understand the arrival of Elephants, and he said that these Tribe people are more environmentally conscious. Even though they are not literate they are attached with the Nature.

He explained about RED Sanders Case where a person used to get a Bail when he smuggled the Red sanders but when he was charged under Bio Diversity Litigation he was arrested because under Bio Diversity Act it is a Cognizable and Non Bailable Offence. And he said that if there is any Amendment in the future then it will be in favour of these Lobbies (Companies) so that they should not be targeted.

In the future the BDL can be the Insurance to Environment. And in case if there is a War it will be for Water, And not for anything else. And he was a main person to Draft some of the policies and agreements of Bio Diversity Act and when it is not recognised he put them in his first book and published. Finally Mr. Yeshwanth Shenoy said that in order for proper utilization of the act there should be awareness of the act among the people.



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## SESSION 8

### BIODIVERSITY IN PENINSULAR INDIA – CHALLENGES & THREATS

**Resource Person: Ms. Rashmi K., Asst. Professor, Dept. of Botany,  
St. Aloysius College (Autonomous) Mangaluru**

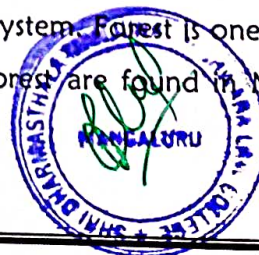
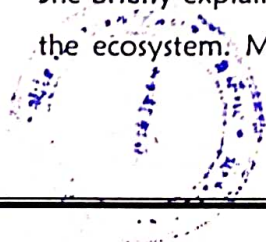
**Rapporteur: Ms. Geetha**



About Resource Person: Ms. Rashmi K. is a post-graduate in Botany. She is a passionate nature lover and an enthusiastic environmentalist. She along with Mr. G. Krishnakumar has discovered 2 new species of plant, *BlyxaMangalensis* and *EriocaulonGopalakrishnanum* from coastal region foothills of western ghats in Kerala and Karnataka. She was invited as a resource person at IAAT International Conference in Gujarat in 2018. She has presented a paper on 'Ethnobotany' at Indian institute of Science, Bengaluru.

According to Ms. Rashmi, the people of Dakshina Kannada, Maharashtra, Gujarat, Kerala being coastal areas, are living in hot spot regions where there is a high risk of species being endangered in such an ecosystem where there is mass encroachment by humans. There are 4 kinds of eco-system: Forest, Grassland, Wetland, and Coastal & marine Eco-system.

She briefly explained about all the 4 kinds of the ecosystem. Forest is one of the kinds of the ecosystem. Mangrove forests, being a type of forest are found in Mangaluru near



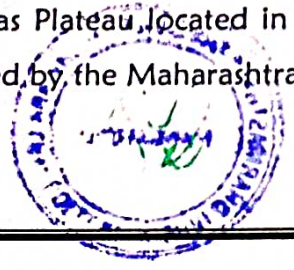
Nethravathi&Sasihithlu. These type of forests separate coastal and fresh water region. Mangroves protect the land that it covers from natural disasters like a tsunami. It also acts as a protective layer for coral reefs, which in turn protect the coastlines from the damaging effects of wave action.

Nearly a century back, there were 60000 Hectares of Mangroves in the whole of India which are reduced to a greater extent due to negligence by man. Mangroves are fragmented due to land encroachment by humans. Private owners of the land who are not aware of the need and importance of Mangroves eliminate them which is the main reason why they are facing near extinction. In cities like Bombay, Mangrove regions are extinct.

Grassland ecosystems are densely found in the foothill regions of Western Ghats. There are many species in this region like herbs, flowering species etc. It is the least protected species in the world. Ms. Rashmi has personally collected 258 varieties of plant species in the grassland which measures from few millimeters to centimeters. Grasslands are home to reptiles, honey bees, insects, insectivorous plants and various other animal species.

Grasses are highly neglected endemic plants. They can hold up water for a long time. These species are found in Western Ghats and Grasslands. The grasses that we find on the roads are a kind of weed and should not be mistaken for the endemic plants. Grasslands can also be found in Bhatkal, Karnataka and in Maharashtra. The Government of Maharashtra has declared barren grasslands as wastelands which are being distributed to the poor and the needy. This has happened due to a lack of understanding and knowledge about the grasslands she argued.

Saddenedby the behavior of humans towards the endangered ecosystems during her study, the hopes of sustaining them and keeping them alive by few groups of people, villagers and Government kept her going. In our district, near a place called Valachil, there are varieties of endemic and endangered species which is being protected by the people of Valachil. Kas Plateau, located in the state of Maharashtra, a beautiful flower valley is being protected by the Maharashtra Government.



India imports many plants and flowers like orchids, which in fact are found in great abundance in the western ghats. If proper care is taken to nurture these flowers with professional care, they can be commercialized as well and India need not depend on imports from countries like Singapore and Thailand.

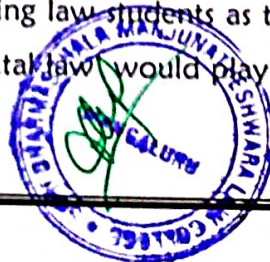
Ms. Rashmi and G. Krishna Kumar discovered *Blyxa Mangalensis*, dioecious plants having the male and female reproductive organs in separate individuals. As this new type of species was first found in Mangaluru, she named it after the city. They also have discovered *Eriocaulon Gopalakrishnanum*, a new species distinct in the leaves and spathe being papillose, a character not displayed by any other species from the western ghat region.

She further continued her talk by enlightening the audience about Shola Forests. Shola forest is the local name for patches of stunted tropical mountain forests found in valleys amid rolling grassland in the higher mountain regions of South India. These patches of Shola forest are found mainly in the valleys and are usually separated from one another by undulating mountain grassland. These forests are also in threat of extinction from fragmentation by the local landowner.

Smuggling of a variety of species of flowers, insectivorous plants, expensive/unique plants which is a part of the rich biodiversity is still in practice she says. There are cases of a software engineer from Bengaluru being arrested by the Wildlife Crime Control Bureau (WCCB), a statutory body established under the Wildlife (Protection) Amendment Act, 2006 for smuggling 30000 orchid species, *Nepenthes* plants etc. These illegal activities are a serious threat to the natural growth of the ecosystem.

Criticizing the so-called "nature love" practice during Vanamahotsava where plants are planted on the roadside which will not contribute towards sustaining the dying biodiversity, Ms. Rashmi suggested growing plants near the bio-diversified areas to rejuvenate the ecosystem.

She concluded her seminar by stating her very purpose of agreeing to conduct this seminar. She wanted to create awareness among the budding law students as they would be leading the society in the near future and 'environmental law' would play a vital role in

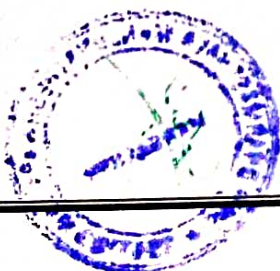


protecting the threatened environment. Advising the present audience to join hands with local nature enthusiasts for afforestation programmes, Ms. Rashmi said that even small works from one single person would surely bring a difference in the society.

Because of his selfish deeds man has destroyed the natural biodiversity around him. He needs to start thinking about nature before its too late. The endangered species of plants and animals can be saved from extinction only if man starts truly living by the words "live and let live". Let us take initiative like Ms. Rashmi to save the environment and bring the first little change within ourselves towards a clean and green society.



Delegates Interaction



## PANEL DISCUSSION

Members:

1. Mr. Yashwanth Shenoy, Advocate, Mumbai
2. Prof. Maheshchandra Nayak, Associate Professor, SDM Law College, Mangaluru
3. Ms. Veena P G, Consultant at Karnataka Biodiversity Board
4. Ms. Rashmi K., Asst. Professor, Dept. of Botany, St. Aloysius College (Autonomous) Mangaluru



After legal awareness workshop on the topic biological diversity law in India, the resource person: Mr. Yashwanth Shenoy (Associate, Mumbai), Ms. Veena P.G (Consultant of Karnataka Biodiversity Board), Ms. Rashmi K (Assistant professor, Department of Botany, St. Aloysius college (autonomous) Mangalore) and Mr. Maheshchandra Nayak (HOD of Law, SDM law college Mangalore) started the discussion on the said topic of the workshop.



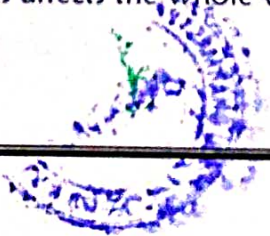
Mr. Maheshchandra Nayak broke the silence by sharing his view that it is impossible to recreate a natural forest which includes herbs, shrubs, insect, varieties of plant, creepers and climbers. Whether biodiversity is a boon or bane is not known. People don't have much knowledge about many diversities and medicinal plants. One doesn't know what to save and what not to save.

In Jammu and Kashmir many Acts are not applicable which are applicable to the whole of India, like: wildlife protection Act, 1972. According to Article 370 of Indian constitution this Act is not applicable to J&K. The people over there hunt many endangered species for sport. He ended his talk by saying that the next war will be for water if we don't conserve our ecosystem.

Mr. Shenoy, spoke about silence. He said that our system is not entirely corrupt as per the misconception of people. Out of a hundred people one person can be corrupt and the rest of the ninety nine are honest. The maximum harm is actually not caused by the one who is corrupt but because of the rest of the ninety nine who keep silence. He also added that after Independence in India, Indians are causing more damage to India in all areas. He spoke about untouchability and it's existence in India even after several years of it being abolished. He called upon all the gathered people to not keep silence but raise voices against unethical activities.

Ms. Veena P. G, concluded on a positive note stating that there's still time to correct our mistakes and build a newer, greener environment. She encouraged the youth to come together to make the biodiversity develop in a better way.

One of the student from the audience asked a question regarding artificial island which is built by Qatar and china and it's effects on other biodiversity. This question was answered by Mr. Shenoy. He says that it's all about the law of the country. What one does in their territorial waters cannot be questioned by another unless and until the former encroaches the territorial waters of the latter. Creating islands artificially obviously causes harm to the country which propagates it who in turn contributes to the global warming and thus affects the whole world.





Valedictory Address By Dr. Tharanath



Vote Of Thanks By Mr. Shubham Santhosh





 **SHRI DHARMASTHALA MANJUNATHESHWARA LAW COLLEGE & CENTRE FOR P.G. STUDIES & RESEARCH IN LAW**  
 M.G. ROAD, KODIALBAIL MANGALURU - 575 003 KARNATAKA, INDIA 

IN COLLABORATION WITH

 **UNITED NATIONS DEVELOPMENT PROGRAMME(UNDP)**  
 and  
**NATIONAL LAW SCHOOL OF INDIA UNIVERSITY, BENGALURU** 

**CERTIFICATE OF PARTICIPATION**

This is to certify that

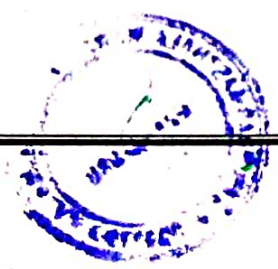
Prof. / Dr. Mr./Ms. \_\_\_\_\_ of \_\_\_\_\_

Department/Institution \_\_\_\_\_ participated in the

**"Two Day Legal Awareness Workshop on Biological Diversity Law In India"**  
 organised by the United Nations Development Programme (UNDP) in collaboration with  
 Shri Dharmasthala Manjunatheshwara Law College & Centre For P.G. Studies & Research In Law and the  
 National Law School of India University, Bengaluru under the UNDP-GEF (Global ABS Project)  
**"Strengthening Human Resources, Legal Frameworks and Institutional Capacities to Implement the Nagoya Protocol"**  
 held on the 15<sup>th</sup> & 16<sup>th</sup> of February, 2019 at SDM Law College, Mangaluru.

Prof.(Dr.) Sairam Bhat  
 Professor of Law  
 NLSIU

Dr. Tharanath  
 Workshop Coordinator  
 Principal/Chairman  
 SDM Law College, Mangaluru



# ಉದಯವಾಣಿ

ಜನಮನದ ಜೀವನಾಡಿ

## ಜೀವ ವೈವಿಧ್ಯದ ರಕ್ಷಣೆಗೆ ಕಠಿಣ ಕಾನೂನು ಅಗತ್ಯ : ಡಾ| ಕೆ.ಸಿ. ಸನ್ನಿ



ರಾಷ್ಟ್ರೀಯ ಕಾರ್ಯಾಗಾರದ ಉದ್ಘಾಟನೆ ನಡೆಯಿತು.

**ಮಹಾನಗರ, ಫೆ. 16:** ಭಾರತದಲ್ಲಿ ಜೀವ ವೈವಿಧ್ಯತೆಯ ರಕ್ಷಣೆಯ ಕುರಿತಾಗಿ ಬದಲಾವಣೆಯಲ್ಲಿರುವ ವಿವಿಧ ಕಾನೂನುಗಳ ಹೊರತಾಗಿಯೂ ಪ್ರತ್ಯೇಕವಾದ ಜೀವ ವೈವಿಧ್ಯತೆ ರಕ್ಷಣೆ ಅಧಿನಿಯಮ ಅತ್ಯಂತ ಅವಶ್ಯಕತೆಯಾಗಿದೆ ಎಂದು ಕೇರಳದ ನ್ಯಾಶನಲ್ ಲಾ ಸ್ಕೂಲ್ ಆಫ್ ಅಡ್ವಾನ್ಸ್ ಲೀಗಲ್ ಸ್ಟಡೀಸ್‌ನ ಕುಲಪತಿ ಡಾ| ಕೆ.ಸಿ. ಸನ್ನಿ ಅಭಿಪ್ರಾಯಪಟ್ಟರು.

ಶ್ರೀ ಧರ್ಮಸ್ಥಳ ಮಂಜುನಾಥೇಶ್ವರ ಕಾನೂನು ಕಾಲೇಜು, ನ್ಯಾಶನಲ್ ಲಾ ಸ್ಕೂಲ್ ಆಫ್ ಇಂಡಿಯಾ ಯೂನಿವರ್ಸಿಟಿ ಹಾಗೂ ವಿಶ್ವಸಂಸ್ಥೆ ಅಭಿವೃದ್ಧಿ ಕಾರ್ಯಕ್ರಮದ ಸಂಯುಕ್ತಾ ಶ್ರಯದಲ್ಲಿ ಎರಡು ದಿನಗಳ ಕಾಲ ನಡೆದ ಭಾರತದಲ್ಲಿ ಜೀವ ವೈವಿಧ್ಯ ಕಾನೂನು ಎಂಬ ವಿಷಯದ ಕುರಿತಾದ ಎರಡು ದಿನಗಳ ರಾಷ್ಟ್ರೀಯ ಕಾರ್ಯಾಗಾರವನ್ನು

ಉದ್ಘಾಟಿಸಿ ಮಾತನಾಡಿದರು.

ಡಾ| ಸನ್ನಿ ಮಾತನಾಡಿ, ಭಾರತದಲ್ಲಿ ಜೀವ ವೈವಿಧ್ಯತೆ ಕಾನೂನುಗಳ ಅನುಷ್ಠಾನದಲ್ಲಿ ಸಮಸ್ಯೆ ಇದ್ದು ಸಾಮಾನ್ಯ ಜನರಿಗೆ ಈ ಕುರಿತಾದ ಅರಿವು ನೀಡುವುದು ಅಗತ್ಯ ಈ ನಿಟ್ಟಿನಲ್ಲಿ ಇಂತಹ ಕಾರ್ಯಾಗಾರಗಳು ಅತ್ಯಂತ ಸಮಂಜಸ ಹಾಗೂ ಪ್ರಯೋಜನಕಾರಿ ಎಂದರು.

ನ್ಯಾಶನಲ್ ಲಾ ಸ್ಕೂಲ್ ಆಫ್ ಇಂಡಿಯಾ ಯೂನಿವರ್ಸಿಟಿಯ ಪ್ರಾಧ್ಯಾಪಕ ಡಾ| ಸಾಯಿರಾಂ ಭಟ್ ಅತಿಥಿಯಾಗಿದ್ದರು.

ಪ್ರಾಂಶುಪಾಲ ಡಾ| ತಾರಾ ನಾಥ ಅಧ್ಯಕ್ಷತೆ ವಹಿಸಿದ್ದರು. ಸಂಯೋಜಕಿ ಚಂದ್ರಲೇಖ ಸ್ವಾಗತಿಸಿದರು. ಮೇಘನಾ ಆನಂದ್ ವಂದಿಸಿದರು. ಆಡ್ಲಿನ್ ನಿರೂಪಿಸಿದರು.

ದೇಶದ ವಿವಿಧ ಭಾಗಗಳಿಂದ ಸುಮಾರು 80 ಜನ ಭಾಗವಹಿಸಿದ್ದರು.



SDM LAW COLLEGE in collaboration with UNDP and NLSIU  
Two Day Legal Awareness Workshop  
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### Workshop Feedback Evaluation Report (Consolidated)

Content	Excellent	Good	Needs Im- provement	Not Appli- cable
Covered useful Materials	24	22		
Practical to my needs and interests	14	30	2	
Well organised	23	21	2	
Presented at the right level	13	30	3	
Effective activities	11	23	12	
Useful visual aids and handouts	16	22	8	

Presentation	Excellent	Good	Needs Im- provement	Not Appli- cable
Instructor's knowledge	32	14		
Instructor's presentation style	23	22	1	
Instructor covered material clearly	23	21	2	
Instructor responded well to questions	27	16	1	

How could this workshop be improved?

- Improved knowledge – environmental issues, laws and policies, national and international issues.
- Involvement of students of Biological science should be more in such topics.



- Overall the programme was a good interactive as well as educative to non-science background people.
- It was excellent.
- The workshop was well organised. Requires no further improvement or suggestions.
- There is no word to express the way this team has organised.
- Get multilingual instructors.
- Next time they should practically showcase the objects.
- Involve people as resource person (localities') who know more about the subject – traditional knowledge.
- More interactions.
- Have more people in the audience.
- Place the things before the people, call the localities who have little insights about it.
- Could be more specific about certain scientific terms and their meaning. Also could use more audio video affects.
- With more listening audience and practical exposure of certain situations the sessions or conference would be really fruitful.
- This kind of workshop would provide great knowledge to others if there is a large number of audience.

Any other comments or suggestions?

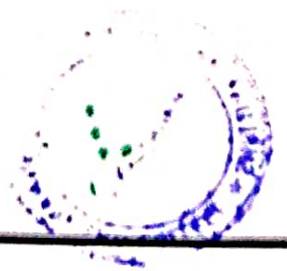
- Boon or bane the Biodiversity law in India was a great topic to discuss.
- Conduct workshops every 3 months not BDA alone but other subjects as well.
- Hope you will conduct still more events on environmental awareness. I really enjoyed all sessions. Thank you.
- Need audio visual and lighting arrangement.
- Good.



- Avoid the use of local language and having more interactive sessions in English Language.
- Actually I am from an Engineering field but here I have got great knowledge about biological diversity. In this workshop I did not follow the Kannada language very well. If it was in English it would have been better.
- Food wastage from participants has to be resolved.
- Everything was good.
- The speakers were either extremely good or monotonous. Some of the speakers could be better.
- It's really useful and thought provoking. Yet more interesting topics can be added to make sessions active.
- Amazing workshop and excellent resource person.
- Before beginning of the event let every participant get a copy of the paper presented, so that they can have the knowledge (prior).
- More discussions.
- Involve more government authorities to collect feedback.
- Help us to know what we can do to protect the nature.
- Ms Rashmi K's could be better.
- Do include educators of different institutions and local politicians too for the conference.

Overall, how would you evaluate this workshop training session?

Excellent	Good	Needs Improvement	Not Applicable
20	26		



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15<sup>th</sup> & 16<sup>th</sup> February 2019

56 Participants

## Attendance Sheet Day 2



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*T. L.*  
*S. N. R.*  
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DATE : 15<sup>th</sup>

Attendance Sheet Day I

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SESSION I } SAIRAM BAIAT.  
 SESSION II }

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87	SHUBHAM	/			
88	SAKSHI	/			

89 Ji'kn      Ji'kn      Ji'kn      Ji'kn      Ji'kn

90 Kan'n      Kan'n      Kan'n      Kan'n      Kan'n