*(To be Printed in not less than Rs. 100 India non-judicial Stamp Paper)*

***(Format of Affidavit to be sworn before a Notary Public)***

**AFFIDAVIT**

**STATUS OF THE ENTITY/ INDIVIDUAL UNDER SECTION 3(2) OF THE BIOLOGICAL DIVERSITY ACT, 2002 AS AMENDED BY BIOLOGICAL DIVERSITY (AMENDMENT) ACT, 2023**

I/We/M/s **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**having residence/ Head office at \_\_\_\_\_\_­­­­\_\_\_\_\_\_\_\_\_do hereby solemnly affirm and declare as under: -

1. That I am/ we are/ aware of the provisions in sub-section (2) of Section 3 of the Biological Diversity Act, 2002, as amended by the Biological Diversity (Amendment) Act, 2023, which states -

 *The persons who shall be required to take the approval of the National Biodiversity Authority under sub-section (1) of Section 3 are the following namely: -*

*(a) a person who is not a citizen of India;*

*(b) a citizen of India, who is a non-resident as defined in clause (30) of section*

 *2 of the Income –tax Act, 1961;*

*(c) a body corporate, association or organization-*

 *(i) Not incorporated or registered in India; or*

 *(ii) Incorporated or registered in India under any law for the time being in force, which is controlled by a foreigner within the meaning of clause (27) of Section 2 of the Companies Act, 2013.*

1. I/ we hereby declare that I/we fall under the scope of the provisions contained in Section 3(2) of the Biological Diversity Act, 2002 as amended by Biological Diversity (Amendment) Act, 2023.
2. I/we also declare that the above statement made is true and correct to the best of my/ our knowledge and belief,nothing material has been concealed and no part of it is false.
3. In the event of any information being found to be false or incorrect, I/we would be subjected to legal action as per the provisions of the Biological Diversity Act and other relevant laws.

***(Strike-out whichever not applicable)***

Signature & Name of the Deponent

Solemnly affirmed at\_\_\_\_\_\_\_\_\_\_\_\_\_ on \_\_\_\_\_\_\_\_\_day of \_\_\_\_\_\_ year \_\_\_\_\_ and signed his/her name in my presence.

Before me, Notary

***PLEASE NOTE: Affidavit should be notarized by a Notary Public only (Code of Civil Procedure, 1908) and same should not be attested either by a Chartered Accountant or Company Secretary or Cost Accountant.***

***For those section 3(2) Entity/individuals who are not having offices/agencies/agents/ representatives in India, may give a self-declaration in the above format without the authentication by a notary in India. To avoid delay in disposal of the applications, this special arrangement has been made on a temporary basis.***