

(5) Whoever enters, in contravention of the notification issued under section 7, into the reserved area for the purpose of encroaching, hunting or poaching from the said area, he shall be punishable with imprisonment which may extend to three years and with fine which may extend to ten thousand rupees.

(6) Whoever enters, in contravention of the notification issued under section 7, into the reserved area for the purpose of introducing any form of alcohol or any highly inflammable or explosive substance or any form of biological germ, bacteria or virus to any member of the aboriginal tribe, he shall be punishable with imprisonment which may extend to seven years and with fine which may extend to ten thousand rupees."

6. After section 8 of the principal Regulation, the following sections shall be inserted, namely:—

Insertion of new sections 8A, 8B and 8C.

'8A. Whoever, in contravention of the provisions of sub-section (1) of section 7 A, establishes or operates any tourist establishment or commercial establishment in the Buffer Zone, he shall be punishable with imprisonment which may extend to three years and with fine which may extend to ten thousand rupees.

Penalty for establishment or operation of tourist or commercial establishment & in Buffer Zone.

8B. Whoever, in contravention of the provisions of sub-section (2) of section 7 A promotes tourism activities through any advertisement relating to aboriginal tribes directly or indirectly, he shall be punishable with imprisonment which may extend to three years and with fine which may extend to ten thousand rupees.

Penalty for promoting tourism through advertisement relating to aboriginal tribes.

8C. (1) Where an offence under this Regulation has been committed by a company, every person, who at the time the offence was committed, was in charge of, and was responsible to the company for the conduct of the business of the company as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly :

Provided that nothing contained in this sub-section shall render any such person liable to punishment if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Regulation has been committed by a company and it is proved that the same was committed with the consent or connivance of, or is attributable to any neglect on the part of any director, manager, secretary or other officer or employee of the company, when the offence is or was committed, such person shall also be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

Explanation.— For the purposes of this section,—

(a) "company" means a body corporate and includes a firm or other-association of individuals;

(b) "director", in relation to a firm, means a partner in the firm."

PRATIBHA DEVISINGH PATIL.
President.

V. K. BHASIN,
Secy. to the Govt. of India.