

Mongolian Law on Hunting

May 5, 2000

Ulaanbaatar, Mongolia

CHAPTER ONE

Article 1. Purpose of this law

1.1 The purpose of this Law is to regulate the hunting and trapping of game animals and the proper use of hunting reserves.

Article 2. Legislation on Hunting

2.1 The hunting legislation shall consist of the Constitution of Mongolia, the Mongolian Law on Environmental Protection, the Mongolian Law on Fauna, the present Law and other legislative acts issued in conformity with them.

Article 3. Game Animal Resources, Possession and Use of their Habitats

3.1 Game animal resources shall include those mammals, birds and fish which are native to, have been reintroduced to or are migratory within the territory of Mongolia.

3.2 Game animal habitat shall be defined as land, forest, and water where the living conditions for game animals are found.

3.3 Soum or Duuteg Citizen Representative Khurals may establish the zones within game animal habitats for hunting and trapping for industrial, household and special purposes.

3.4 Citizens, economic entities, or organizations may possess and/or use game animal habitat pursuant to relevant laws, regulations and contracts in order to protect and properly use game animal reserves and prepare animal parts derived from hunting.

Article 4. Hunting Management and Its Financing

4.1 Hunting Management shall refer to activities to develop the justification for the proper use, conservation, and breeding of a territory's animal reserve by investigating and establishing the game animal's distribution, numbers, herd structure, reproduction, and hunting reserve.

4.2 Hunting Management reports and evaluations shall form the basis for the activities on the conservation, breeding, and proper use of game animal reserves.

4.3 Hunting Management shall be conducted by a Certified Professional Organization authorized by the State Administrative Central Organization in charge of environmental affairs (hereinafter referred to as State Administrative Central Organization)

4.4 The Aimag, Capital City, Soum and Duureg Governors shall ensure that, within their jurisdiction, Hunting Management is conducted once every four years and inventories conducted each year following hunting for industrial purpose.

4.5 Hunting Management shall be financed as follows:

4.5.1 Expenses for conducting Hunting Management shall be financed by the State Central Budget and Hunting Reserve Use Fee.

4.5.1 Citizens, economic entities, and organizations shall finance the Hunting Management for the land possessed or used by them pursuant to contract.

Article 5. Hunting and Trapping Payment and Fee

5.1 Payments and fees shall be required for hunting and trapping game animals

5.2 Payment and fee rates for hunting and trapping of game animals as well as the procedure for payment, reduction of and exemption from these fees shall be established by statute.

Article 6. Right to Hunt or Trap Game Animals and Purposes

6.1 Those citizens who have studied the respective laws, obtained a license for possessing a gun and a permit pursuant to the relevant procedure, shall be authorized to hunt or trap game animals

6.2 Game animals may be hunted or trapped for the following purposes.

6.2.1 industrial

6.2.2 household; and

6.2.3 special purposes

Article 7. Hunting and Trapping Permits

7.1 Citizens who hunt or trap for household purposes must obtain a permit. Citizens, economic entities and organizations which hunt or trap for special purposes must obtain a Special Permit. There shall be an agreement signed for hunting or trapping for industrial purposes.

7.2 Contract, permit and special permit forms for the hunting and trapping of game animals shall be adopted by the State Administrative Central Organization.

Article 8. Establishing Hunting and Trapping Limits

8.1 The State Administrative Central Organization shall annually establish a maximum limit for game animals that may be hunted or trapped for industrial or household purposes for the territory of each Aimag and the Capital City based on the hunting animals' reserves and needs.

8.2 The Aimag and Capital City Citizen Representative Khural shall establish the maximum limit for the game animals which may be hunted or trapped in each Soum or their territory within the limits set in accordance §8.1.

8.3 An annual list of numbers of game animals that may be hunted or trapped for Special Purposes shall be established by the Cabinet Ministry based on recommendations from the State Administrative Central Organization.

Article 9. Hunting and Trapping of Game Animals for Industrial Purposes

9.1 Soum Governors shall enter into a contract on hunting and trapping of game animals for industrial purposes with economic entities and organizations which meet the following criteria;

9.1.1 Have obtained a decision by the Soum Citizen Representative Khural;

9.1.2 Have professional personnel and hunters;

9.1.3 Have a plan for the protection and reproduction of game animals and are financially able to implement it.

9.2 The Game Animal Hunting and Trapping Contract shall define the species, quantity, hunting season, location, types, amount and payment and fee for the animal parts to be procured as referred to in §9.1 of this Law.

Article 10. Hunting and Trapping for Household Purposes

10.1 Citizens referred to in paragraph 1 of Article 6 of this Law may hunt or trap game animals other than Rare Animals for their household needs after paying fees and obtaining a permit from the Soum Governor.

10.2 The Game Animal Hunting and Trapping Permit for household purposes shall list the names and surnames of the authorized citizen, names, species, quantity, hunting and trapping season, location, fee and payment amount of the animal to be hunted or trapped.

10.3 A one time permit to hunt or trap game animals for household purposes issued to citizens of Mongolia shall be valid for:

10.3.1 up to 3 days to hunt or trap birds and to fish

10.3.2 up to 5 days to hunt or trap game animals other than those referred to in §10.3.1 of this Law.

10.4 The one time license specified in §10.3 may authorize hunting and trapping of up to 1 hoofed animal, 5 marmots, 1 other fur animal, 10 Hazel Grouse or Ptarmigan, or Rock Ptarmigan, or Daurian Partridge or Pallas Sand Grouse, 5 other forest, steppe or wetland birds, 2 Taimen, and not more than 10 other fish.

10.5 Foreigners who temporarily or permanently reside within the territory of Mongolia may fish only for household purposes and on the basis of established fee rates for Mongolia citizens.

Article 11. Hunting and Trapping for Special Purposes

11.1 Rare animals may be hunted or trapped pursuant to a special permit issued by the State Administrative Central Organization. Permits for hunting and trapping other game animals shall be issued by the Soum and Duureg Governors.

11.2 Types of special permits for hunting and trapping of game animals:

11.2.1 Permits to hunt Rare animals for research, cultural, or artistic and medicinal purposes

11.2.2 Permits for foreigners and Mongolia citizens upon payment of a special fee

11.2.3 For purposes of managing herd structure of the game animals or treating areas where

plagues or epidemics have occurred.

11.2.4 For purposes of sport hunting.

Article 12. Orders for Hunting Firearms and Ammunition and their Use

{2} Orders for and distribution of hunting firearms and ammunition shall be planned and implemented on the basis of the maximum limits established by the State Administrative Central Organization for the game animals to be hunted or trapped.

12.2 Procedures for ordering and trading hunting firearms and ammunition shall be established by additional legislation.

Article 13 Permitted Hunting Seasons

13.1 Hunting and trapping of game animals for household and industrial purposes is permitted as follows:

13.1.1 Siberian Roe Deer (*Capreolus pygargus*), White Tailed Gazelle (*Procapra gutturosa*), and Wild Boar (*Sus scrofa*) from August 1st until December 1st;

13.1.2 Brown Bear (*Ursos arctos*) from August 1st until November 16th;

13.1.3 Sable (*Martes zibellina*), Stone Marten (*Martes foina*), Raccoon Dog (*Nyctereutes procyonoides*), Eurasian Lynx (*Lynx lynx*), Wolverine (*Culo gulo*), Red Fox (*Vulpes vulpes*) or Corsac Fox (*Vulpes corsac*), Brown Squirrel (*Sciurus vulgaris*), Alpine Weasel (*Mustela altaica*), Mountain Hare (*Lepus timidus*), Tolai Hare (*Lepus tolai*) from October 21st until February 16th of the following calendar year;

13.1.4 Marmot (*Marmota sibirica* and *Marmota baibacina*) from August 10th to October 16th;

13.1.5 Muskrat (*Ondatra zibethica*) from October 16th to January 1st of the following calendar year;

13.1.6 Eurasian Badger (*Meles meles*) from September 1st to November 1st.

13.2 Hunting of birds and fishing for household and industrial purposes is permitted as follows:

13.2.1 Hazel Grouse (*Bonasa bonasia*), Ptarmigan (*Lagopus lagopus*), Rock Ptarmigan (*Lagopus mutus*), Pallas Sand Grouse (*Syrhaptes paradoxus*), Black Grouse (*Lyrurus tetrix*), and Western Capercaillie (*Tetrao urogallus*), from September 1st until March 15th of the following calendar year;

13.2.2 Geese, ducks and other water and wetland birds from April 1st to May 1st and from September 1st to October 21st;

13.2.3 Siberian whitefish (*Coregonus lavaretus*) from October 20th to August 1st;

13.2.4 Fishing in Lake Buir from August 1st to May 15th of the following calendar year;

13.2.5 Baikal Omul (*Coregonus autumnalis*) from September 15th to December 1st.

13.2.6 Omul (*Coregonus peled*) from November 15th to August 1st of the following calendar year;

13.2.7 Siberian Ide (*Leuciscus leuciscus*) from August 1st to April 15th of the following calendar year;

13.2.8 Fishing for species other than those specified in 13.2.1 to 13.2.7 of this Article from June 15th to April 1st.

13.3 For the purposes of removing the sources of infectious disease and for scientific research, animals may be hunted or trapped outside the established hunting seasons.

13.4 The State Central Administrative Organization shall establish hunting seasons for animals not specified in paragraphs 13.1 and 13.2 of this Law.

13.5 The State Central Administrative Organization shall establish the hunting seasons and fees for Special Purposes for those animals specified in paragraphs 13.1 and 13.2 and Rare game animals.

Article 14. Prohibited Hunting and Trapping Methods, Firearms and Instruments

14.1 The following methods, firearms and instruments are prohibited for hunting and trapping of animals:

14.1.1 using chemical substances and explosives;

14.1.2 digging pits, placing triggered guns and arrows or other traps on animal paths;

14.1.3. stalking hoofed animals in snow and forcing them to slide on the ice or fall from rocks;

or cliffs or setting traps;

14.1.4. using smoke or pouring water into marmot dens, using a noose or intentionally using dogs

14.1.5. chasing animals by plane, helicopter or vehicle;

14.1.6 using guns, torches, electric shocks, forks, dams, or small nets to fish;

14.1.7 using a net to fish for household purposes;

14.1.8 using guns which are not designed for hunting animals.

Article 15. Certain Prohibited Hunting and Trapping Activities

15. 1 The following hunting and trapping activities are prohibited:

15.1.1 hunting or trapping animals which are unable to protect themselves during natural disasters such as storms, drought, blizzard, flood, hail or fire or when they are stuck in rivers, lakes, swamps or mud;

15.1.2 hunting or trapping animals which are on their way to water sources or salt licks;

15.1.3 hunting or trapping migrating animals;

15.1.4 digging or damaging nests or dens of animals;

15.1.5 destroying or damaging enclosures, stables, fences, or any other facilities designed to protect or breed animals;

15.1.6 shooting without identifying the animal or only upon hearing noises made by it;

15.1.7 hunting offspring or collecting bird eggs or damaging them;

15.1.8 transferring firearms or special hunting permits to third persons;

15.1.9 Bringing raw marmot meat or their wet skin into cities and settlements;

15.1.10 Hunting or trapping animals in green zones of cities and settlements for purposes other than culling or to conduct scientific research;

15.1.11 For purposes of fishing for industrial purposes, net grids must not be larger than 30 x 30 mm

15.1.12 hunting or trapping animals in Aimags, Soums, Duuregs or the Capital City which have not conducted hunting management activities within the timeframe required by this Law.

Article 16. Liability for Violation of Hunting Legislation

16.1 The following administrative penalties shall be applied by judges, environmental inspectors or rangers to persons who violated hunting legislation:

16.1.1 for use of an expired permit or transferring firearms, special animal hunting and trapping permit or license to others there shall be a fine of 5,000 up to 10,000 Tugrig for citizens and a fine of 50,000 Tugrig for economic entities and organizations.

16.1.2 for violation of 15.10 of this Law, there shall be a fine of 1000 to 5000 Tugrig for citizens and a fine of 50,000 to 75,000 Tugrig for economic entities and organizations.

16.1.3 for violation of subparagraph 14.1.2, 14.1.3, 14.1.4, 14.1.6, 15.1.1, 15.1.2, 15.1.3, 15.1.5, 15.1.6, 15.1.7, 15.1.11, or 15.1.12 of this Law, there shall be a fine of 2,000 to 5,000 Tugrig for citizens, a fine of 10,000 to 60,000 Tugrig for officials and a fine of 50,000 to 100,000 Tugrig for economic entities and organizations.

16.1.4 for violations of hunting season provisions defined in article 13 of this law or for hunting or trapping animals in amounts exceeding those indicated in the relevant contracts, special permits or licenses, there shall be a fine of 10,000 to 15,000 Tugrig for citizens and a fine of 75,000 to 100,000 Tugrig for economic entities and organizations.

16.1.5 for violations of 14.1.1, 14.1.5, 14.1.7, 14.1.8, 15.1.4, 15.1.9, or 15.1.10 of this Law, there shall be a fine of 10,000 to 20,000 Tugrig for citizens and a fine of 75,000 to 150,000 Tugrig for economic entities and organizations.

16.1.6 for hunting or trapping animals for household or special purposes without the relevant license or special permit, there shall be a fine of 10,000 to 25,000 Tugrig for citizens and a fine of 100,000 to 200,000 Tugrig for economic entities and organizations.

16.1.7 For hunting or trapping animals for industrial purposes without establishing the relevant contract, there shall be a fine of 35,000 to 50,000 Tugrig for citizens and a fine of 150,000 to

250,000 Tugrig for economic entities and organizations.

16.2 For repeated violations of 16.1.2 to 16.1.7 of this Article of this Law or for hunting or trapping rare animals or selling or buying their parts, there shall be a criminal penalty applied to the person found guilty.

16.3 Environmental state inspectors and rangers shall confiscate weapons and instruments, animals, and their hides, furs, meat, antlers, musk glands or any other animal parts and income from those who are responsible for illegal hunting or trapping of animals.

16.4 Persons guilty of illegal activities may be deprived for a period of up to 2 years of their driving license for automobiles, motorcycles or any other transportation used for illegal hunting or trapping of animals, as may be decided by relevant competent authorities, environmental inspectors or rangers concerned.

Article 17. Rewards for Information Provided by Citizens

Citizens who reveal persons liable for violation of legislation and provide information shall be rewarded by the Governor of the Soum or Dtuereg where such information is proved. The amount of such a reward shall be equal to fifteen per cent (15%) of the fine imposed or reimbursement for losses by those liable for violation of legislation.

Chairman of the Mongolian Ikh Khural

signature

Gonchigdorj